



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 118
Friday, 19 September 2008

Published under authority by Government Advertising

LEGISLATION

Proclamations



New South Wales

Commencement Proclamation

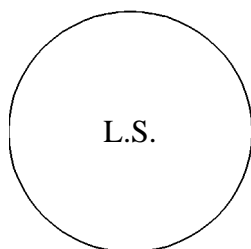
under the

Commonwealth Powers (De Facto Relationships) Act 2003
No 49

MARIE BASHIR, Governor.

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Commonwealth Powers (De Facto Relationships) Act 2003*, do, by this my Proclamation, appoint 22 September 2008 as the day on which that Act commences. Signed and sealed at Sydney, this 17th day of September 2008.

By Her Excellency's Command,



JOHN HATZISTERGOS, M.L.C.,
Attorney General

GOD SAVE THE QUEEN!



New South Wales

Commencement Proclamation

under the

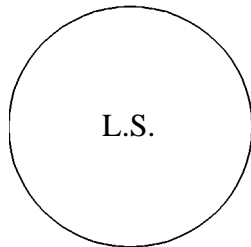
Local Government and Planning Legislation Amendment
(Political Donations) Act 2008 No 44

MARIE BASHIR, Governor.

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Local Government and Planning Legislation Amendment (Political Donations) Act 2008*, do, by this my Proclamation, appoint 1 October 2008 as the day on which that Act commences.

Signed and sealed at Sydney, this 17th day of September 2008.

By Her Excellency's Command,



KRISTINA KENEALLY, M.P.,
Minister for Planning

GOD SAVE THE QUEEN!



New South Wales

Commencement Proclamation

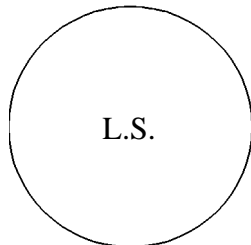
under the

Miscellaneous Acts Amendment (Same Sex Relationships) Act
2008 No 23

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Miscellaneous Acts Amendment (Same Sex Relationships) Act 2008*, do, by this my Proclamation, appoint 22 September 2008 as the day on which that Act commences. Signed and sealed at Sydney, this 17th day of September 2008.

By Her Excellency's Command,



JOHN HATZISTERGOS, M.L.C.,
Attorney General

GOD SAVE THE QUEEN!

OFFICIAL NOTICES

Appointments

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Serious Offenders Review Council

Re-appointment of Deputy Chairperson

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the re-appointment of Mr Charles Alexander VANDERVORD as Deputy Chairperson of the Serious Offenders Review Council on and from 15 September 2008 up to and including 14 September 2011.

JOHN HATZISTERGOS, M.L.C.,
Minister for Justice

STATUTORY AND OTHER OFFICES REMUNERATION ACT 1975

Appointment

Statutory and Other Offices Remuneration Tribunal

HER Excellency the Governor, with the advice of the Executive Council, and in pursuance of section 6(2) of the Statutory and Other Offices Remuneration Act 1975, has approved the appointment of Ms Helen WRIGHT, as the Statutory and Other Offices Remuneration Tribunal for the period 13 December 2008 up to and including 30 June 2009.

NATHAN REES, M.P.,
Premier

THE PARLIAMENTARY REMUNERATION ACT 1989

Instrument of Appointment

PURSUANT to the provision of Clause 1 of Schedule 2 of the Parliamentary Remuneration Act 1989 I appoint the Honourable Justice Conrad Gerard STAFF, a judicial member of the Industrial Relations Commission of New South Wales, as the Parliamentary Remuneration Tribunal for a term of office commencing on 28 August 2008 and concluding on 28 August 2011.

Dated: Thursday 21 August 2008.

The Honourable Justice R. P. BOLAND,
President,
Industrial Relations Commission of New South Wales

STATUTORY AND OTHER OFFICES REMUNERATION ACT 1975

Appointment

Statutory and Other Offices Remuneration Tribunal

HER Excellency the Governor, with the advice of the Executive Council, and in pursuance of section 7(1)(b) of the Statutory and Other Offices Remuneration Act 1975, has approved and appointment of Ms Anne REIN, as Assessor to the Statutory and Other Offices Remuneration Tribunal for the period 29 June 2008 up to and including 30 June 2009.

NATHAN REES, M.P.,
Premier

Department of Lands

GOULBURN OFFICE

159 Auburn Street (PO Box 748), Goulburn NSW 2580

Phone: (02) 4828 6725 Fax: (02) 4828 6730

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Richard Cudaj (new member)	Goulburn City Tennis Court Reserve Trust	Reserve No. 74635 Public Purpose: Public Recreation Notified: 7 December 1951 File Reference: 08/8133/1/1

For a term commencing 3 October 2008 and expiring 2 October 2013.

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Braidwood Local Government Area: Palerang Parish: Budawang County: St Vincent Reserve No: 90643 Purpose: Future Public Requirements Date of Notification: 21st March 1975	Part being Lot 229 DP 755918 comprising an area of 11.13 ha

This revocation is as a result of the conversion of Special Lease 1951/4 Braidwood.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

**ASSIGNMENT OF CORPORATE NAME OF
RESERVE TRUST**

PURSUANT to Claus 4 (3), of Schedule 8 of the Crown Lands Act 1989, the name specified in Column 1 of the Schedule hereunder is assigned to the reserve trust constituted as trustee for the reserve specified in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Bowraville Racecourse Trust	Reserve No. 540002 For: Public Recreation Notified: 13 May 1887 File Reference: 08/5025

CANCELLATION OF NOTIFICATION

Land District – Murwillumbah
Council – Tweed

THE notification appearing in the Government Gazette of 10 June 1994, Folio 2858, under the heading "Appointment of Trustees" in respect of Reserve 91428, is hereby cancelled. GF89R31.

TONY KELLY, M.L.C.,
Minister for Lands

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Land District – Lismore;
LGA – Byron

Road Closed: Lot 1, DP1127339 at Byron Bay, Parish Byron, County Rous.

Lot 1 DP1127339 is subject to an easement for overhead powerlines.

File Reference: GF03H42.

Schedule

On closing, the land within Lot 1, DP1127339 remains vested in the State of New South Wales as Crown Land.

ROADS ACT 1993 – ORDER

Transfer of a Crown Road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown roads specified in Schedule 1 is hereby transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from the date, the road specified in schedule 1, ceases to be Crown road.

TONY KELLY, M.L.C.,
Minister for Lands.

Schedule 1

Parish – Condong;
County – Rous;
Land District – Tweed;
Shire – Tweed Shire Council

Crown public road west of lot1 and lot 15 DP 208843; south and east of lot 15 DP 208843; east of lot 17 DP 208843.

Width to be Transferred: Whole width.

Schedule 2

Roads Authority: Tweed Shire Council.
Department of Lands Reference: 08/6787.

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Robert Andrew Slingsby (new member)	Glenreagh Public Recreation Reserve Trust	Reserve No. 81867 Public Purpose: Public Recreation
Andrew Charles Cameron McPherson (re-appointment)		Notified: 21 August 1959 File Reference: GF81R110/3
Sharon Leslie Kinnear (re-appointment)		
Michelle Leanne Irwin (re-appointment)		
Mathew John Higgins (new member)		
Peter Dickson-Smith (re-appointment)		
Melinda Allamby (new member)		

For a term commencing the date of this notice and expiring 18 September 2013.

GRIFFITH OFFICE
2nd Floor, Griffith City Plaza,
120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680
Phone: (02) 6960 3600 Fax: (02) 6962 5670

NOTIFICATION OF CLOSING OF PUBLIC ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Parish – Lewes;
County – Bland;
Land of District – Wyalong;
L.G.A. – Bland

Road Closed: Lot 1 in D.P. 1129430.

File Ref: 07/6021 (MR).

Note: On closing, title to the land comprised in Lots 1 and 2 remains vested the Crown as Crown land.

MAITLAND OFFICE**Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****NOTIFICATION OF CLOSING OF ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Parish – Morisset;
County – Northumberland;
Land District – Gosford;
Local Government Area – Lake Macquarie

Road Closed: Lot(s) 1, 2, 3, 6 & 7 Deposited Plan 1116952 at Morisset.

Notes: Lots 6 & 7 are limited in stratum.

File Reference: 08/8318.

Schedule

On closing, the land within Lot(s) 1, 2, 3, 6 & 7, D.P1116952 remain vested in Lake Macquarie City Council as operational land for the purposes of the Local Government Act 1993. Lots 4 & 5 remain as Council public road known as Glanville Lane. Council's reference: F2005/00675.

RESERVATION OF CROWN LAND

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedule hereunder is reserved land as specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Land District: Gosford	Reserve No. 1015608
Local Government Area: Gosford City Council	Public Purpose: Government Purposes (Education Purposes)
Parish: Gosford	
County: Northumberland	
Locality: Somersby	
Area: Approx. 7.016 hectares	
File Reference: 07/2989	

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Crown Lands Reserve Trust	Reserve No. 1015608
	Public Purpose: Government Purposes (Education Purposes)
	Notified: This Day
	File Reference: 07/2989

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Parish – Pokolbin;
County – Northumberland;
Land District – Maitland;
Local Government Area – Cessnock

Road Closed: Lot 1 DP 1112428 at Cessnock.

File Reference: MD 05 H 546.

Note: On closing, the land within Lot 1 DP 1112428 will remain vested in the Crown as Crown land.

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

Description

Parish – Munmorah;
County – Northumberland;
Land District – Gosford;
Local Government Area – Wyong

Road Closed: Lot 1 D.P1129855 at Warnervale subject to easement for electricity and other purposes 6 metres wide created by Deposited Plan 1129855.

File Reference: 08/2724.

Schedule

On closing, the land within Lot 1 D.P.1129855 remains vested in Wyong Shire Council as operational land for the purposes of the Local Government Act 1993. Council's reference: F2008/00818.

MOREE OFFICE
Frome Street (PO Box 388), Moree NSW 2400
Phone: (02) 6752 5055 Fax: (02) 6752 1707

ADDITION TO RESERVED CROWN LAND

PURSUANT to section 88 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedule hereunder is added to the reserved land specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Column 1

Land District: Bingara
 Local Government Area: Gwydir Shire Council
 Locality: Bombell

<i>Lot</i>	<i>Sec.</i>	<i>D.P. No.</i>	<i>Parish</i>	<i>County</i>
7300		1131243 #	Caroda	Murchison

 Area: 12.54ha
 File Reference: ME98H295/1

Column 2

Reserve No. 1172
 Public Purpose: Travelling Stock
 Notified: 24 October 1881

<i>Lot</i>	<i>Sec.</i>	<i>D.P. No.</i>	<i>Parish</i>	<i>County</i>
7002		1115794 #	Caroda	Murchison
7005		1114182 #	Caroda	Murchison
7006		1114194 #	Caroda	Murchison
7004		1114204 #	Caroda	Murchison
34		724519	Berrygill	Courallie
7001		1027986	Bombell	Courallie
62		751752	Bombell	Courallie
7001		1028444	Doyle	Jamison
7011		1115796 #	Mellburra	Jamison
7012		1028007	Mellburra	Jamison
7005		1053301	Moema	Jamison
7003		754822 #	Caroda	Murchison
39		822900	Doyle	Jamison

 New Area: 695.94ha

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve referred to in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Column 1

Rural Lands Protection Board - Moree

Column 2

Reserve No. 1172
 Public Purpose: Travelling Stock
 Land District: Bingara
 Local Government Area: Gwydir Shire Council
 Locality: Rocky Creek

<i>Lot</i>	<i>Sec.</i>	<i>D.P. No.</i>	<i>Parish</i>	<i>County</i>
7300		1131243 #	Caroda	Murchison

 Area: 12.54ha
 File Reference: ME98H295/1

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservations of Crown land specified in Column 1 of the Schedule hereunder are revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Warialda Local Government Area: Gwydir Shire Reserve No: 74837 Purpose: From Sale Generally Notified: 28 March 1952 File No: ME07H137	That part of Reserve 74837 comprising Lot 80 in DP 751098 Parish Cox. County Burnett having an area of 1312 ha.

NEWCASTLE OFFICE**437 Hunter Street, Newcastle NSW 2300 (PO Box 2185, Dangar NSW 2309****Phone: (02) 4920 5000 Fax: (02) 4925 3489****ERRATUM**

IN the notifications appearing in the New South Wales Government Gazette of the 29 August 2008, Folio 8875, under the heading 'NOTICE OF PUBLIC PURPOSE PURSUANT TO SECTION 34a (2) (b) OF THE CROWN LANDS ACT 1989' the locality under reserve No. 84154 was incorrect. The correct Locality is 'Cowra'.

File No. :08/6163.

NOWRA OFFICE**5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 9100 Fax: (02) 4421 2172****NOTIFICATION OF CLOSING OF ROAD**

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder specified is closed and the road ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,
Minister for Lands

*Land District – Metropolitan;
LGA – Wollongong*

Lot 20 DP 1128735 at Helensburgh, Parish Heathcote and County Cumberland, NA04H321.

Note: On closing, the land remains vested in Wollongong City Council as "Operational land".

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder described is closed and the land comprised therein ceases to be public road and the right of passage and access that previously existed in relation to the road is extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister for Lands

*Parish – Narooma;
County – Dampier*

Land District: Narooma; Local Government Area: Eurobodalla.

Road Closed: Lot 1 DP 1129236 at Narooma. File Reference NA06H47.

Schedule

On Closing, the land within Lot 1 DP 1129236 remains vested in the State of New South Wales as Crown land.

ORANGE OFFICE
92 Kite Street (PO Box 2146), Orange NSW 2800
Phone: (02) 6391 4300 Fax: (02) 6362 3896

RESERVATION OF CROWN LAND

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the schedule hereunder is reserved as specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Forbes	Reserve No. 1015288
Local Government Area: Forbes Shire Council	Public Purpose: Environmental Protection Public Recreation
Locality: Yarrangong	
Lot 7001, Sec. D.P. No. 1021557#, Parish Mumbidgele, County Ashburnham	
Area: About 14.85ha	
File Reference: OE04H177/1	

Notes: Note: R. 1094 for Quarry notified 28 July 1879 is hereby revoked.

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

ESTABLISHMENT OF RESERVE TRUST

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is established under the name stated in that Column and is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Yarrangong Reserve Trust	Reserve No. 1015288
	Public Purpose: Environmental Protection Public Recreation
	Notified: This Day
	File Reference: OE04H177/1

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Rylstone	The whole being
Local Government Area: Mid-Western Regional Council	<i>Lot Sec. D.P. No. Parish County</i> 65 755448 Rumker Phillip 82 755448 Rumker Phillip
Locality: Rumker	of an area of 58.17ha
Reserve No. 95427	
Public Purpose: Future Public Requirements	
Notified: 19 June 1981	
File Reference: OE04H508	

Notes: Conversion of crown leasehold land to freehold.

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Irene Margaret Willmott (new member)	Yarrangong Reserve Trust	Reserve No. 1015288
Rosa Lee Fratturo (new member)		Public Purpose: Environmental Protection Public Recreation
Diane Elizabeth Bannister (new member)		Notified: This Day
Brigitte Styles (new member)		File Reference: OE04H177/1
Alan Laurence Styles (new member)		
Suzanne Uphill (new member)		
Graham Leith McIntosh (new member)		

For a term commencing this day and expiring 18 September 2013.

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Rylstone	The whole being
Local Government Area: Mid-Western Regional Council	<i>Lot Sec. D.P. No. Parish County</i> 65 755448 Rumker Phillip 82 755448 Rumker Phillip
Locality: Rumker Reserve No. 77753	of an area of 58.18ha
Public Purpose: Soil Conservation	
Notified: 1 July 1955	
File Reference: OE04H508	

Notes: Conversion of crown leasehold land to freehold.

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Julie Ann Grant (new member)	Sodwalls Tennis Courts Reserve Trust	Reserve No. 95883 Public Purpose: Tennis Courts
Michael Peter Johnson (new member)		Notified: 2 April 1982
Geoffrey Arthur Joblin (re-appointment)		File Reference: OE80R44
Kaye Jenkins (re-appointment)		
irsty Jenkins (re-appointment)		
Daryl Robert Jenkins (re-appointment)		

For a term commencing 1 October 2008 and expiring 30 September 2013.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
James Henry Cantrill (re-appointment)	Tallwood Public Hall Trust	Reserve No. 83552 Public Purpose: Public Hall
Brian William Adams (re-appointment)		Notified: 3 November 1961
Harley Geoffrey Pascoe (re-appointment)		File Reference: OE81R47
Darryl Harley Wilson (re-appointment)		

For a term commencing 1 October 2008 and expiring 30 September 2013.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Ronald Edward Park (re-appointment)	Wattamondara Recreation Reserve Trust	Reserve No. 84452 Public Purpose: Public Recreation
Virginia Penelope Watt (re-appointment)		Notified: 24 May 1963
Susan Barbara Willoughby (re-appointment)		File Reference: OE80R163
Arthur William Anthony Hogan (re-appointment)		
Peter George Taylor (re-appointment)		

For a term commencing 3 October 2008 and expiring 2 October 2013.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Robert Bruce O'Neill (re-appointment)	Murga Parkland Reserve Trust	Reserve No. 1003128 Public Purpose: Public Recreation
Geoffrey Russell Parker (re-appointment)		Notified: 22 March 2002
Brett Warrick George Mill (re-appointment)		File Reference: OE02R3
Edman Johnson Brien (re-appointment)		
Margaret Therese Brien (re-appointment)		

For a term commencing 3 October 2008 and expiring 2 October 2013.

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Rylstone	The part being
Local Government Area: Lithgow City Council	Lot 24, Sec. D.P. No. 753777, Parish Coorongooba, County Hunter
Locality: Wells	Lot 36, Sec. D.P. No. 755793, Parish Tayar County Roxburgh
Reserve No. 80304	of an area of 106.64ha
Public Purpose: Soil Conservation	
Notified: 24 January 1958	
<i>Lot Sec. D.P. No. Parish County</i>	
36 755793 Tayar Roxburgh	
163 755765 Clandulla Roxburgh	
30 753777 Coorongooba Hunter	
64 755775 Ganguddy Roxburgh	
24 753777 Coorongooba Hunter	
File Reference: OE04H250.	

Notes: Conversion of crown leasehold land to freehold.

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Rylstone Local Government Area: Lithgow City Council Locality: Coorongooba Reserve No. 95117 Public Purpose: Future Public Requirements Notified: 5 June 1981	The part being Lot 24, Sec. D.P. No. 753777, Parish Coorongooba, County Hunter of an area of 90.49ha
<i>Lot Sec. D.P. No. Parish County</i>	
24 753777 Coorongooba Hunter	
30 753777 Coorongooba Hunter	
File Reference: OE04H520.	

Notes: conversion of crown leasehold land to freehold.

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Rylstone Local Government Area: Lithgow City Council Locality: Tayar Reserve No. 95376 Public Purpose: Future Public Requirements Notified: 19 June 1981 File Reference: OE04H251	The whole being <i>Lot Sec. D.P. No. Parish County</i> 36 755793 Tayar Roxburgh of an area of 16.19ha

Notes: Conversion of crown leasehold land to freehold.

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Bathurst Local Government Area: Lithgow City Council Locality: Mount Lambie Reserve No. 190115 Public Purpose: Future Public Requirements Notified: 18 August 1995 File Reference: 08/7534	The whole being Lot 212, Sec. D.P. No. 722328, Parish Thornshope, County Roxburgh of an area of 328.8ha

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Cowra Local Government Area: Cowra Shire Council Locality: Wattamondara Reserve No. 76273 Public Purpose: Generally Notified: 2 October 1953 Lot 234, Sec. D.P. No. 705326, Parish Wattamondara, County Forbes Lot 233, Sec. D.P. No. 705326, Parish Wattamondara, County Forbes File Reference: 08/7534	The part being Lot 234, Sec. D.P. No. 705326, Parish Wattamondara, County Forbes of an area of 11.8ha

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Parkes Local Government Area: Parkes Shire Council Locality: Curumbenya Reserve No. 79018 Public Purpose: Soil Conservation Notified: 26 October 1956 File Reference: 08/7534	The whole being Lot 46, Sec. D.P. No. 750153, Parish Curumbenya, County Ashburnham Lot 45, D.P. No. 750153, Parish Curumbenya, County Ashburnham of an area of 155.9ha

Notes: Conversion of crown leasehold land to freehold.

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Bathurst	The whole being
Local Government Area: Bathurst Regional Council	Lot 334, Sec. D.P. No. 750354, Parish Apsley, County Bathurst
Locality: Apsley	of an area of 1.289ha
Reserve No. 94555	
Public Purpose: Future Public Requirements	
Notified: 6 April 1981	
File Reference: 08/7534	

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Blayney	The whole being
Local Government Area: Blayney Shire Council	Lot 177, Sec. D.P. No. 750386, Parish Hampton, County Bathurst
Locality: Hampton	of an area of 18.44ha
Reserve No. 78640	
Public Purpose: Future Public Requirements	
Notified: 15 June 1956	
File Reference: 08/7534	

REVOCATION OF RESERVATION OF CROWN LAND

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Blayney	The part being
Local Government Area: Oberon Council	Lot 46, Sec. D.P. No. 753040, Parish Kempfield, County Georgiana
Locality: Abercrombie	Lot 51, Sec. D.P. No. 753040, Parish Kempfield, County Georgiana
Reserve No. 73573	Lot 30, Sec. D.P. No. 753040, Parish Kempfield, County Georgiana
Public Purpose: Public Utility	of an area of 715.29ha
Notified: 23 June 1950	

<i>Lot</i>	<i>Sec.</i>	<i>D.P. No.</i>	<i>Parish</i>	<i>County</i>
57		753018	Bucumba	Georgiana
38		753018	Bucumba	Georgiana
16		753008	Ballyroe	Georgiana
49		753008	Ballyroe	Georgiana
51		753008	Ballyroe	Georgiana
55		753008	Ballyroe	Georgiana
9		753023	Copperhannia	Georgiana
14		753023	Copperhannia	Georgiana
58		753036	Jeremy	Georgiana
109		753036	Jeremy	Georgiana
116		753036	Jeremy	Georgiana
30		753040	Kempfield	Georgiana
49		753040	Kempfield	Georgiana
51		753040	Kempfield	Georgiana
55		753040	Kempfield	Georgiana
57		753040	Kempfield	Georgiana
58		753040	Kempfield	Georgiana
34		753049	Mulgunnia	Georgiana
39		753049	Mulgunnia	Georgiana
40		753049	Mulgunnia	Georgiana
186		753049	Mulgunnia	Georgiana
198		753049	Mulgunnia	Georgiana
EB		753007	Abercrombie	Georgiana
48		753008	Ballyroe	Georgiana
54		753008	Ballyroe	Georgiana
2		753023	Copperhannia	Georgiana
13		753023	Copperhannia	Georgiana
77		753036	Jeremy	Georgiana
115		753036	Jeremy	Georgiana
46		753040	Kempfield	Georgiana
69		753056	Thompson	Georgiana
99		753056	Thompson	Georgiana
56		753018	Bucumba	Georgiana
12		753018	Bucumba	Georgiana

File Reference: 08/7534

Notes: Conversion of crown leasehold land to freehold.

SYDNEY METROPOLITAN OFFICE
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta 2150
(PO Box 3935, Parramatta NSW 2124)
Phone: (02) 8836 5300 Fax: (02) 8836 5365

**BAYVIEW PARK PLAN OF MANAGEMENT UNDER
PART 5, DIVISION 6 OF THE CROWN LANDS ACT
1989 AND CROWN LANDS REGULATION 2006.**

A plan of management has been prepared for Crown lands forming part of Bayview Park at Bayview described hereunder and managed by Department of Lands.

The draft plan of management can be inspected at the Pittwater Council Customer Service Centre, 1 Park Street, Mona Vale, Avalon Customer Service Centre 59A Old Barrenjoey Road, Avalon, Council libraries and can be viewed on Council's website: <http://www.pittwater.nsw.gov.au>. under "Documents on Public Exhibition"

The public is invited to make representations on the draft plan. The plan will be on exhibition on Friday 19 September 2008, for 28 days. Submissions will be received up to 17 October 2008 and should be sent to Jenny Cronan, Landscape Architect, Pittwater Council, Village Park, 1 Park Street, Mona Vale 2103. Email comments should be addressed to jenny_cronan@pittwater.nsw.gov.au.

TONY KELLY, MLC.,
Minister for Lands

Description of Reserves

Land District – Metropolitan;
LGA – Pittwater;
Parish – Narrabeen;
County – Cumberland

Crown Reserves:

Reserve 68306 gazetted 05 May 1939 for public recreation being lot 7047 DP 93802 and Reserve 45642 gazetted 24 Aug 1910 for public recreation being lot 7046 DP 93802, having a total area of approximately 0.31 hectares and known as Bayview Park.

Location: Bayview.

File No.:08/4645.

**ALTERATION OF CORPORATE NAME OF A
RESERVE TRUST**

PURSUANT to Section 92(3) of the Crown Lands Act 1989, the corporate name of the reserve trust specified in Schedule 1 hereunder, which is trustee of the reserve referred to in Schedule 2, is altered to the corporate name specified in Schedule 3.

TONY KELLY, MLC.,
Minister for Lands

SCHEDULE 1

Field of Mars Cemetery Presbyterian Portion Trust.

SCHEDULE 2

Area at Ryde dedicated for the public purpose of general cemetery in the Gazette of 29 April 1884 Dedication No.: D500800.

SCHEDULE 3

Presbyterian Cemetery Trust, Field of Mars.
File No.: MN84R82.

**APPOINTMENT OF CORPORATION TO MANAGE
RESERVE TRUST**

PURSUANT to Section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed for the term of office specified to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, MLC.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Catholic Cemeteries Board	Presbyterian Cemetery Trust, Field of Mars	Area at Ryde dedicated for the public purpose of general cemetery in the Gazette of 29 April 1884 Dedication No.: D500800. File No.: MN84R82
<i>Term of Office:</i> For a period commencing 15 October 2008 and expiring 14 October 2013.		

AUTHORISATION OF ADDITIONAL PURPOSE

IT is hereby notified pursuant to Section 161A of the Crown Lands Act, 1989, that the additional purpose specified in Column 1 of the Schedule hereunder is applied to the whole of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, MLC.,
Minister for Lands

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Emergency Purposes	Reserve No.: 83811 Public Purpose: Public Recreation Notified: 19 April, 1962 File No.: 07/2426

ERRATUM

IN the New South Wales Government Gazette of 29 June 2007, Folios 4219 and 4220, under the headings "DECLARATION OF LAND TO BE CROWN LAND" and "RESERVATION OF CROWN LAND", the notices are amended by:

- deleting the Crown lands specified in the SCHEDULE for DECLARATION OF LAND TO BE CROWN LAND and the Crown lands specified in the SCHEDULE, Column 1, for the RESERVATION OF CROWN LAND;
- inserting the Crown lands specified below for both notices.

Lot 1, DP 196131, Lots 1-8, DP 230145.

Lots 1-3, DP 564376, Lot 9, DP 230145, Lot 9, DP 1097785.

Lot 8, DP 788554, Lot 1, DP 934032, Lot 4, DP 788554, Lot 1, DP 1077570, Lot 1, DP 957051, Lot 1, DP 1077576, Lot 1, DP 1077564, Lot 1, DP 172591, Lot 2, DP 957051, Lot 1, DP 1077566.

Part of the Land comprised in Taking No. 77 Proclaimed and Confirmed in Government Gazettes 18/5/1883, Folio 2782 and 26/6/1883 Folio 3462 respectively.

Whole of the Land comprised in Taking No. 204 Proclaimed and Confirmed in Government Gazettes 18/5/1883, Folio 2782 and 26/6/1883, Folio 3462 respectively.

Part Lot 1, DP 970468, Part Lot 74, DP 751662, Part Lot 75, DP 751662, Part of the land acquired vide G.G. No. 6 11-1-1911, Folio 141, Part Auto Consol 2315-60, Lot 69, DP 751662, Part Lot 162, DP120445.

Lot 1, DP 851402.

Auto Consol 584-139 comprising Lots 6, and 7, in DP 699.

Lot 1, DP 1077362.

Auto Consol 11749-201, Lot 1, DP 582126, Lot 1, DP 582142, Lot 2, DP 582142.

Crown Land Vesting in SRA Pursuant to S.11 of Government Railways Act 1912 as shown in SRA Catalogue Plan R29677.

Part Taking No. 5 – Government Gazette 6/4/1882 Folio 1982 & Government Gazette 19/5/1882 Folio 2797 & Part Lot 1, DP 1111841.

Part Lot 4, DP 73235 and Part Lot 1, DP 1002415.

Lot 2, DP 837554.

Lot 1, DP 803348.

Lot 1, DP 433936, Lot 1, DP 191733 and Greenwich cable tunnel shown in SRA Catalogue Plan R29580.

TONY KELLY, M.L.C.,
Minister for Lands

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder specified is closed and the road ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, MLC.,
Minister for Lands

Descriptions

*Land District – Metropolitan;
L.G.A. – Fairfield*

Lot 10, DP1127937 at Cabramatta West, Parish St Luke, County Cumberland. MN06H314.

Note: [1] On closing, title for the land in lot 10 remains vested in Fairfield City Council as operational land.

TAMWORTH OFFICE**25-27 Fitzroy Street (PO Box 535), Tamworth NSW 2340****Phone: (02) 6764 5100 Fax: (02) 6766 3805****PROPOSED REVOCATION OF DEDICATION OF CROWN LAND FOR A PUBLIC PURPOSE**

IT is intended, following the laying of a copy of this notification before each House of Parliament in the State of New South Wales in accordance with section 84 of the Crown Lands Act 1989, to revoke the dedication of Crown land specified in Schedule 1 hereunder to the extent specified in Schedule 2 with a view to dealing with the land as specified in Schedule 3.

TONY KELLY, M.P.,
Minister for Lands

SCHEDULE 1

Land District:	Gunnedah	LGA:	Narrabri Shire
Dedication No.:	1000393	Notified:	31st July 1896
Purpose:	Permanent Common	Area:	110 hectares
Locality:	Boggabri		
File No.	TH79 R 392		

SCHEDULE 2

The whole being

<i>Lots</i>	<i>D.P. No</i>	<i>Parish</i>	<i>County</i>
7016	1056711	Boggabri	Pottinger
7018	1028451	Boggabri	Pottinger
7027	1056690	Boggabri	Pottinger

comprising an area of 110 hectares

SCHEDULE 3

The land is intended to be re-reserved for the public purpose of Future Public Requirements.

Note: This notice replaces the notice that appeared in the New South Wales Government Gazette of 12 September 2008, Folio 9247, under the heading "PROPOSED REVOCATION OF DEDICATION OF CROWN LAND FOR A PUBLIC PURPOSE".

NOTIFICATION OF CLOSING OF A ROAD

IN pursuance to the provisions of the Roads Act 1993, the road hereunder specified is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,
Minister for Lands

Description

*Locality – Halls Creek;
Land District – Tamworth;
L.G.A. – Tamworth Regional*

Road Closed: Lot 1 in Deposited Plan 1126494, Parish Halloran, County Darling.

File Reference: TH05H215

Note: On closing title to the land comprised in Lot 1 will remain vested in the State of New South Wales as Crown Land.

TAREE OFFICE
98 Victoria Street (PO Box 440), Taree NSW 2430
Phone: (02) 6591 3500 Fax: (02) 6552 2816

ERRATUMS

IN the notification appearing in the New South Wales Government Gazette number 87 of 1 July 2008, Folio 6942, under the heading Roads Act 1993 'Transfer of Crown Road to a Council' in Schedule 1 Parish Teleraree County Gloucester the description for Martin Road should be unnamed road within lot 9 DP1017073 between Pacific Highway and Coolongolook River.

IN the notification appearing in the New South Wales Government Gazette number 87 of 11 July 2008, Folio 6942, under the heading Roads Act 1993 'Transfer of Crown Road to a Council' in Schedule 1 Parish of Faulkland County of Gloucester the description for Lawlers Creek Road should exclude 'on western boundary Lot 100 DP632706'.

IN the notification appearing in the New South Wales Government Gazette number 87 of 11 July 2008, Folio 6942, under the heading Roads Act 1993 'Transfer of Crown Road to a Council' in Schedule 1 Parish Bachelor County of Gloucester add to description for Herivels Road after lot 2 DP834790 'in an eastern direction and on the north, east and south boundary of that lot'.

TONY KELLY, M.L.C.,
Minister for Lands

ERRATUM

THE notification appearing in the New South Wales Government Gazette number 180 of 7 December 2007, Folio 9312, under the heading 'Appointment of Reserve Trust as Trustee of a Reserve' for reserve 1011970 is withdrawn.

TONY KELLY, M.L.C.,
Minister for Lands

WESTERN REGION OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830
Phone: (02) 6883 3000 Fax: (02) 6883 3099

**ALTERATION OF PURPOSE/CONDITIONS OF A
 WESTERN LANDS LEASE**

It is hereby notified that in pursuance of the provisions of Section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

TONY KELLY M.L.C.,
 Minister for Lands

*Administrative District – Walgett North;
 Shire – Walgett;
 Parish – Euminbah;
 County – Finch*

The purpose/conditions of Western Lands Lease 3632, being the land contained within Folio Identifier 1/752692, 5/752692 and 1692/763484 has been altered from "Grazing" to "Grazing and Cultivation" effective from 11 December 2007.

As a consequence of the alteration of purpose/conditions rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The conditions have been altered by the inclusion of the special conditions following.

**SPECIALS CONDITIONS AND RESERVATIONS
 ATTACHED TO WESTERN LANDS LEASE 3632**

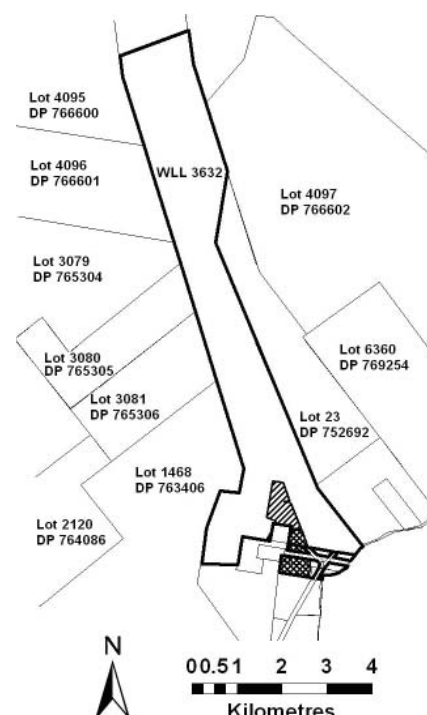
- 1 The lessee shall only conduct irrigated cultivation within the area of 43 hectares indicated by crosshatching on the diagram hereunder. Any other cultivation outside this area will only be allowable with the consent of the Commissioner or the Minister.
- 2 The lessee shall only conduct dryland cultivation within the area of 47.5 hectares indicated by hatching on the diagram hereunder. Any other cultivation outside this area will only be allowable with the consent of the Commissioner or the Minister.
- 3 The lessee shall not clear any native vegetation or remove any timber within the area shown hatched on the diagram hereunder unless written approval has been granted by the Western Catchment Management Authority.
- 3 The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997, particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- 4 The lessee shall ensure that cultivation and associated activities do not interfere with any road formation within the allowable area.
- 5 Incised drainage lines, other than man made structures, which carry water after storms shall be left uncultivated in the channels and for a distance of at least 20 metres on either side of the banks of the channels except when the Commissioner specifies otherwise.
- 6 Aboriginal sites are protected under the National Parks and Wildlife Act 1974, and are extremely vulnerable to many kinds of agricultural development.

Should any Aboriginal archaeological relics or sites be uncovered during the proposed works, work is to cease immediately. The lessee must consider the requirements

of the National Parks and Wildlife Act 1974, with regard to Aboriginal relics. Under Section 90 it is an offence to damage or destroy relics without prior consent of the Director-General of the Department of Environment and Conservation.

If an Aboriginal site is found in this area, the subject of this consent, the activity must cease until the consent holder has notified the Department of Environment and Conservation of the existence of the Aboriginal site. Contact details are: The Manager, Cultural Heritage Unit, Department of Environment and Conservation, Phone (02) 6883 5324 or at 58-62 Wingewarra Street, Dubbo.

- 7 Stubble shall be retained on the soil surface and shall not be burnt, except with the approval of the Commissioner or his delegate. Where such approval is granted and stubble burning is carried out with the approval as per requirements of the NSW Rural Fire Services.
- 8 The lessee shall establish windbreaks at his/her own expense as may be ordered by the Commissioner to provide adequate protection of the soil.
- 9 The lessee shall undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
- 10 The lessee shall undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the NSW Rural Fire Services.
- 11 Irrigation water is not to be permanently transferred from the lease without the prior permission of the Western Lands Commissioner.
- 12 The lessee must ensure that if cotton is to be grown, only a maximum of two cotton crops can be grown on any one area in any six consecutive years. During other years the area may be fallowed or sown to pasture, fodder or grain crops.



ALTERATION OF PURPOSE/CONDITIONS OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of Section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

TONY KELLY M.L.C.,
Minister for Lands

*Administrative District – Balranald;
Shire – Balranald;
Parish – Euston;
County – Taila*

The purpose/conditions of Western Lands Lease 14391, being the land contained within Folio Identifier 32/1127834 has been altered from "Pastoral, Cultivation and Conservation" to "Cultivation" effective from 21 August 2008.

As a consequence of the alteration of purpose/conditions rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The conditions previously annexed to Western Lands Lease 14391 have been revoked and the following conditions have been annexed thereto.

CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14391

- (1) In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Lands as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of the Western Lands Act 1901 ("the Act") in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder's use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
"GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
 - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (11) The land leased shall be used only for the purpose of Cultivation.
- (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.

- (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall comply with the provisions of the Water Management Act 2000 and any regulations made in pursuance of that Act.
- (17) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local government area.
- (18) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (19) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (20) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (21) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (22) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (23) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (24) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (25) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (26) The lessee shall comply with the provisions of the Native Vegetation Act 2003 and any regulations made in pursuance of that Act.
- (27) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, comply with the routine agricultural management activities listed in the Native Vegetation Act 2003.
- (28) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless approval has been issued in accordance with the Native Vegetation Act 2003, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (29) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (30) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.

- (31) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (32) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (33) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (34) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (35) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997, controlled by the Environmental Protection Authority, Department of Environment and Climate Change particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (36) The lessee shall ensure that cultivation and associated activities do not interfere with any road formation within the allowable area.
- (37) Incised drainage lines, other than man made structures, which carry water after storms shall be left uncultivated in the channels and for a distance of at least 20 metres on either side of the banks of the channels except when the Commissioner specifies otherwise.
- (38) The lessee shall undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the NSW Rural Fire Services.
- (39) Aboriginal sites are protected under the National Parks and Wildlife Act 1974, and are extremely vulnerable to many kinds of agricultural development. Should any Aboriginal archaeological relics or sites be uncovered during the proposed works, work is to cease immediately. The lessee must consider the requirements of the National Parks and Wildlife Act 1974, with regard to Aboriginal relics. Under Section 90 it is an offence to damage or destroy relics without prior consent of the Director-General of the Department of Environment and Climate Change.
- If an Aboriginal site is found in this area, the subject of this consent, the activity must cease until the consent holder has notified the Department of Environment and Climate Change of the existence of the Aboriginal site. Contact details are: The Manager, Cultural Heritage Unit, Department of Environment and Climate Change, Phone 02 6883 5324 or at 58-62 Wingewarra Street, Dubbo.
- (40) The lessee shall establish windbreaks at his/her own expense, as may be ordered by the Western Lands Commissioner to provide adequate protection of the soil.
- (41) Stubble shall be retained on the soil surface and shall not be burnt, except with the approval of the Commissioner or his delegate. Where such approval is granted, stubble burning is to be carried out as per requirements of the NSW Rural Fire Service.
- (42) The lessee shall undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
- (43) Irrigation water is not to be permanently transferred from the lease without the prior permission of the Western Lands Commissioner.
- (44) The lessee shall only conduct irrigated cultivation within the area of 270 hectares indicated by cross-hatching on the diagram hereunder. Any other cultivation outside this area will only be allowable with the consent of the Commissioner or the Minister.
- (45) The lessee shall only conduct dryland cultivation within the area of 214 hectares indicated by hatching on the diagram hereunder. Any other cultivation outside this area will only be allowable with the consent of the Commissioner or the Minister.
- (46) If the lessee is an Australian registered company than the following conditions shall apply:
- I. The Lessee will advise the Commissioner of the name, address and telephone number of the Lessee's company secretary, that person being a person nominated as a representative of the company in respect of any dealings to be had with the company. The Lessee agrees to advise the Commissioner of any changes in these details.
 - II. Any change in the shareholding of the Lessee's company which alters its effective control of the lease from that previously known to the Commissioner shall be deemed an assignment by the Lessee.
 - III. Where any notice or other communication is required to be served or given or which may be convenient to be served or given under or in connection with this lease it shall be sufficiently executed if it is signed by the company secretary.
 - IV. A copy of the company's annual financial balance sheet or other financial statement which gives a true and fair view of the company's state of affairs as at the end of each financial year is to be submitted to the Commissioner upon request.



GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of Section 28A of the Western Lands Act 1901, the Western Lands Leases of the lands specified in the following Schedule have been granted to the undermentioned persons.

The leases are subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder.

The land is to be used only for the purpose of Residence.

Initial rent will be \$100.00 per annum and re-assessed thereafter annually on 1st April of each year.

The Conditions and Reservations annexed to such leases are those Conditions published in the Government Gazette of 25 May 2007, Folios 2974 – 2975.

All amounts due and payable to the Crown must be paid to the Department of Lands by the due date.

TONY KELLY, M.L.C.,
Minister for Lands

*Administrative District – Walgett North;
Shire – Walgett;
Parish – Wallangulla/Mebea;
County – Finch*

WLL No.	Name of Lessee	Lot	Deposited Plan no.	Folio identifier	Area	Term of Lease	
						From	To
WLL 15013	Beverley June GARDEN	299	1076808	299/1076808	2516 m2	09-Sep-2008	8-Sep-2028
WLL 16036	Pamela Anne PARKER	411	1076808	411/1076808	2037 m2	10-Sep-2008	9-Sep-2028
WLL 15036	Keith MCDONALD & Margaret Gillian MCDONALD	28	1076808	28/1076808	938.1 m2	10-Sep-2008	9-Sep-2028
WLL 14997	Dominik SIMONCIC	111	1076808	111/1076808	2565 m2	10-Sep-2008	9-Sep-2028
WLL 16201	Bruno TOSONI	201	1123922	201/1123922	2463 m2	10-Sep-2008	9-Sep-2028

WLL No.	Name of Lessee	Lot	Deposited Plan no.	Folio identifier	Area	Term of Lease	
						From	To
WLL 16012	Elaine Sylvia KELLAND	308	1076808	308/1076808	2535 m2	10-Sep-2008	9-Sep-2028
WLL 16028	Robert James O'TOOLE, Beverley Ann O'TOOLE, Robert Henry O'TOOLE & Gail Noreen LIMPUS	341	1076808	341/1076808	2482 m2	10-Sep-2008	9-Sep-2028
WLL 16037	Patricia Helen DUNCAN	395	1076808	395/1076808	2511 m2	10-Sep-2008	9-Sep-2028
WLL 14994	Ian BOADLE	88	1073508	88/1073508	2532 m2	11-Sep-2008	10-Sep-2028
WLL 14905	Loretta Margaret MAPPERSON	412	1076808	412/1076808	2073 m2	11-Sep-2008	10-Sep-2028
WLL 14895	Lars FORSBERG	285	1076808	285/1076808	2448 m2	11-Sep-2008	10-Sep-2028
WLL 16061	Luke Lawrence DAVIS	178	1073508	178/1073508	2506 m2	11-Sep-2008	10-Sep-2028
WLL 16051	Colin Matthew RYAN	67	1120765	67/1120765	1913 m2	11-Sep-2008	10-Sep-2028
WLL 14862	Bradley ARMSTRONG	135	1076808	135/1076808	2435	15-Sep-2008	14-Sep-2028

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, M.L.C.,
Minister for Lands

SCHEDULE

Column 1

Wentworth Shire Council

Column 2

Buronga Community Arts Reserve Trust

Column 3

Reserve No. 89255
Public Purpose: Boy Scouts
Notified: 2 August 1974
File Reference: WL89R4/1

For a term commencing the date of this notice.

ERRATUM

IN the notification appearing in the New South Wales Government Gazette of 15 August 2008, Folio's 7618 – 7621, appearing under the heading Alteration of Purpose / Conditions Of A Western Lands Lease, (being Western Lands Leases 2760 and 4019) conditions No 38 and No. 49 should have read

(38) The Lessee shall only cultivate an area of 2,096 hectares (WLL 2760 -881ha) (WLL 4019 – 1215ha)

(49) The Lessee shall only irrigate an area of 807 hectares (WLL 2760 - 436 ha) (WLL 4019 -371 ha).

Department of Planning

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

State Environmental Planning Policy (Major Projects) 2005

NOTICE

I, the Minister for Planning, pursuant to clause 8 (1A) of State Environmental Planning Policy (Major Projects) 2005 (Major Projects SEPP), hereby give notice that I have received a proposal that Schedule 3 of the Major Projects SEPP be amended to add the site described in Schedule 1 of this Notice.

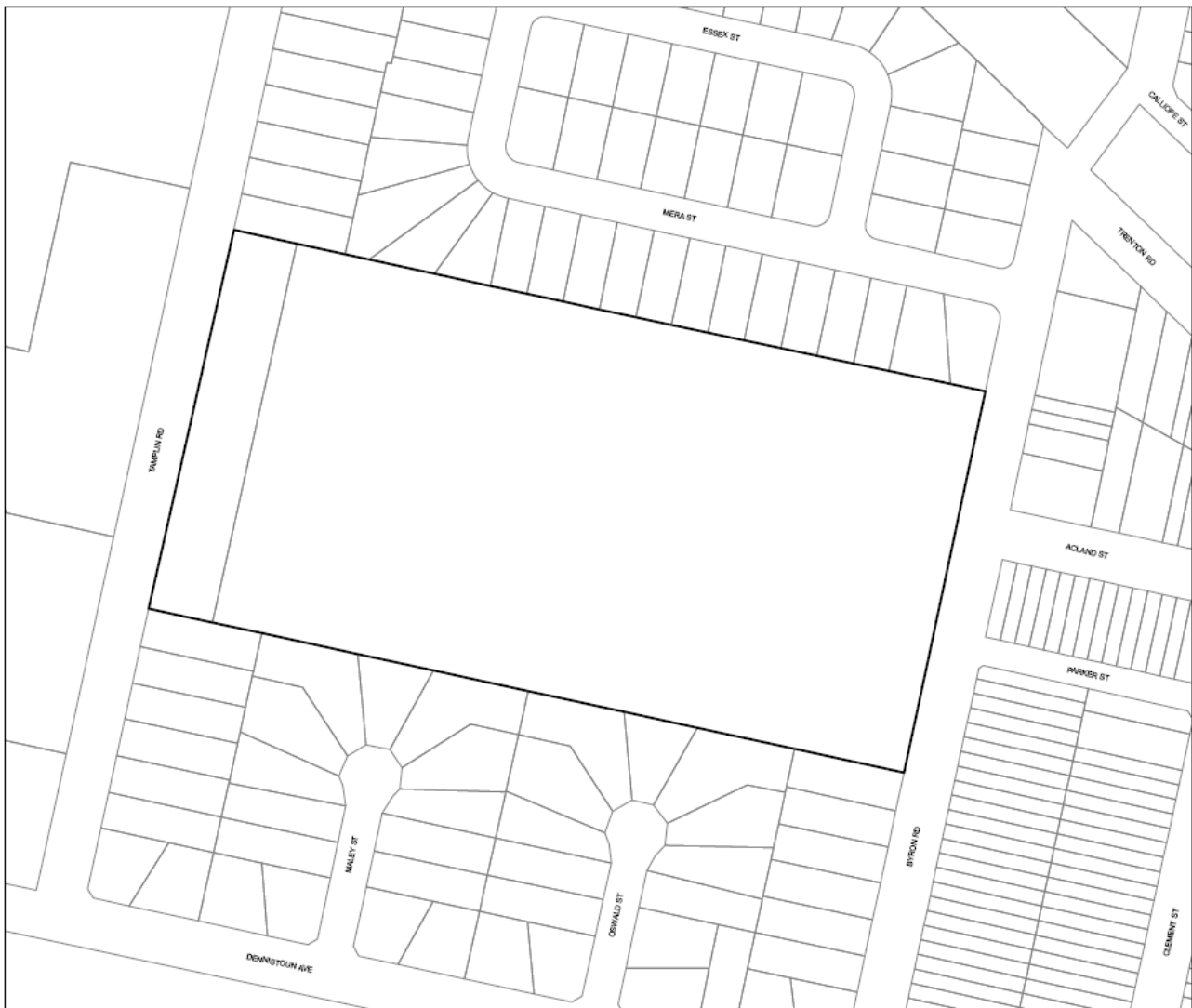
Dated, this 4th day of September 2008.

FRANK SARTOR, M.P.,
Minister for Planning,
Sydney

SCHEDULE 1

The site known as 'Linnwood' as shown edged heavy black on the map marked Linnwood – Cadastre, within the Holroyd Local Government Area.

Linnwood House – Cadastre



Department of Primary Industries

MINE HEALTH AND SAFETY ACT 2004

Instrument of appointment

I, ALAN COUTTS, Deputy Director-General, Mineral Resources, NSW Department of Primary Industries, pursuant to section 127 (1) of the Mine Health and Safety Act 2004 ("the Act") and with the sub delegated authority of the Director-General, NSW Department of Primary Industries pursuant to section 184 (2) of the Act, do by this instrument hereby appoint Mr Gavin Macfarlane BLACK as a mine safety officer under the Act.

Dated this 15th day of September 2008.

ALAN COUTTS,
Deputy Director-General, Mineral Resources,
NSW Department of Primary Industries

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T08-0216)

No. 3590, PEEL EXPLORATION LIMITED (ACN 119 343 734), area of 10 units, for Group 1, dated 5 September 2008. (Orange Mining Division).

(T08-0217)

No. 3591, MIKADA RESOURCES PTY LTD (ACN 132 471 446), area of 11 units, for Group 6, dated 9 September 2008. (Sydney Mining Division).

(T08-0218)

No. 3592, MIKADA RESOURCES PTY LTD (ACN 132 471 446), area of 35 units, for Group 1, dated 9 September 2008. (Sydney Mining Division).

(T08-0219)

No. 3593, MINOTAUR OPERATIONS PTY LTD (ACN 108 925 284), area of 104 units, for Group 1, dated 9 September 2008. (Broken Hill Mining Division).

(T08-0220)

No. 3594, PEEL EXPLORATION LIMITED (ACN 119 343 734), area of 10 units, for Group 1, dated 9 September 2008. (Orange Mining Division).

(T08-0221)

No. 3595, VOLCAN AUSTRALIA CORPORATION PTY LTD (ACN 131 553 341), area of 1182 units, for Group 2, dated 10 September 2008. (Sydney Mining Division).

(T08-0222)

No. 3596, EASTERN IRON LIMITED (ACN 126 678 037), area of 61 units, for Group 1, dated 11 September 2008. (Cobar Mining Division).

(T08-0223)

No. 3597, EASTERN IRON LIMITED (ACN 126 678 037), area of 67 units, for Group 1, dated 11 September 2008. (Cobar Mining Division).

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(07-3281)

No. 3130, now Exploration Licence No. 7204, GRANITE POWER LIMITED (ACN 112 714 440), County of Urana, Map Sheet (8027), area of 72 units, for Group 8, dated 9 September 2008, for a term until 9 September 2010.

(07-3282)

No. 3131, now Exploration Licence No. 7205, GRANITE POWER LIMITED (ACN 112 714 440), Counties of Clarence and Richmond, Map Sheets (9439, 9539), area of 33 units, for Group 8, dated 9 September 2008, for a term until 9 September 2010.

(T07-0531)

No. 3393, now Exploration Licence No. 7195, AUSTRALIAN ASIAN PACIFIC MINES PTY LTD (ACN 128 772 887), County of Argyle, Map Sheet (8828), area of 121 units, for Group 1, dated 28 August 2008, for a term until 28 August 2010.

(T08-0110)

No. 3412, now Exploration Licence No. 7194, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), County of Bathurst, Map Sheet (8731), area of 1 units, for Group 1, dated 27 August 2008, for a term until 27 August 2010.

(T08-0047)

No. 3447, now Exploration Licence No. 7196, SOVEREIGN METALS LTD (ACN 120 833 427), Counties of Argyle, Murray and St Vincent, Map Sheets (8827, 8828), area of 194 units, for Group 1, dated 26 August 2008, for a term until 26 August 2010.

(T08-0068)

No. 3468, now Exploration Licence No. 7202, EAGLE NICKEL LIMITED (ACN 125 368 658), Counties of Clive and Gough, Map Sheets (9239, 9339), area of 87 units, for Group 1, dated 9 September 2008, for a term until 9 September 2010.

(T08-0069)

No. 3469, now Exploration Licence No. 7200, CLANCY EXPLORATION LIMITED (ACN 105 578 756), Counties of Bligh and Lincoln, Map Sheet (8633), area of 20 units, for Group 1, dated 8 September 2008, for a term until 8 September 2010.

(T08-0080)

No. 3482, now Exploration Licence No. 7197, LIMESTONE MINING PTY LTD (ACN 089 190 198), County of Lincoln, Map Sheet (8633), area of 4 units, for Group 2, dated 8 September 2008, for a term until 8 September 2010.

(T08-0097)

No. 3499, now Exploration Licence No. 7198, CLANCY EXPLORATION LIMITED (ACN 105 578 756), Counties of Canbelego and Gregory, Map Sheet (8335), area of 33 units, for Group 1, dated 8 September 2008, for a term until 8 September 2010.

(T08-0098)

No. 3500, now Exploration Licence No. 7199, CLANCY EXPLORATION LIMITED (ACN 105 578 756), Counties of Ashburnham and Cunningham, Map Sheet (8431), area of 12 units, for Group 1, dated 8 September 2008, for a term until 8 September 2010.

PETROLEUM APPLICATION

(T08-0011)

No. 99, now Petroleum Exploration Licence No. 461, MACQUARIE ENERGY PTY LTD (ACN 113 972 473), area of 2 blocks, for petroleum, dated 4 September 2008, for a term until 4 September 2012. (Singleton Mining Division). For exact location details refer to the Department's NSW State Map of Petroleum Titles.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following application has been withdrawn:

EXPLORATION LICENCE APPLICATION

(T08-0216)

No. 3590, PEEL EXPLORATION LIMITED (ACN 119 343 734), County of Gipps and County of Roxburgh, Map Sheets (8331, 8830, 8831). Withdrawal took effect on 12 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications for renewal have been received:

(08-1621)

Authorisation No. 143, DENDROBIUM COAL PTY LTD (ACN 098 744 088), area of 50 square kilometres. Application for renewal received 10 September 2008.

(T07-6427)

Exploration Licence No. 2934, SULTAN CORPORATION LIMITED (ACN 061 219 985), area of 6 units. Application for renewal received 8 September 2008.

(T97-1199)

Exploration Licence No. 5359, MURRAY BASIN TITANIUM PTY LTD (ACN 082 497 827), area of 589 units. Application for renewal received 5 September 2008.

(T97-1200)

Exploration Licence No. 5362, MURRAY BASIN TITANIUM PTY LTD (ACN 082 497 827), area of 256 units. Application for renewal received 5 September 2008.

(02-085)

Exploration Licence No. 6008, PETER JOHN ALSOP, area of 2 units. Application for renewal received 12 September 2008.

(03-0880)

Exploration Licence No. 6315, BLUE JACKET MINING PTY LIMITED (ACN 109 556 247), area of 58 units. Application for renewal received 5 September 2008.

(03-0882)

Exploration Licence No. 6316, LADY BURBETT MINING PTY LIMITED (ACN 109 556 158), area of 10 units. Application for renewal received 5 September 2008.

(04-571)

Exploration Licence No. 6325, TRIAKO RESOURCES LIMITED (ACN 008 498 119) AND GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 38 units. Application for renewal received 12 September 2008.

(04-584)

Exploration Licence No. 6337, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), area of 60 units. Application for renewal received 8 September 2008.

(05-191)

Exploration Licence No. 6466, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 148 units. Application for renewal received 4 September 2008.

(06-227)

Exploration Licence No. 6642, MERIDIAN MINERALS LIMITED (ACN 125 825 532), area of 132 units. Application for renewal received 11 September 2008.

(06-228)

Exploration Licence No. 6643, MERIDIAN MINERALS LIMITED (ACN 125 825 532), area of 43 units. Application for renewal received 11 September 2008.

(06-228)

Exploration Licence No. 6644, MERIDIAN MINERALS LIMITED (ACN 125 825 532), area of 38 units. Application for renewal received 11 September 2008.

(06-214)

Exploration Licence No. 6653, SOUTHERN GOLD LIMITED (ACN 107 424 519), area of 95 units. Application for renewal received 16 September 2008.

(06-4093)

Exploration Licence No. 6658, NEW SOUTH RESOURCES LIMITED (ACN 119557416), area of 11 units. Application for renewal received 5 September 2008.

(08-7033)

Dam Site Lease (Mining Purposes) No. 89 (Act 1901), AUSTAR COAL MINE PTY LIMITED (ACN 111 910 822), area of 3.961 hectares. Application for renewal received 3 September 2008.

(08-7216)

Gold Lease No. 5884 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 2.792 hectares. Application for renewal received 8 September 2008.

(08-7216)

Mining Lease No. 1351 (Act 1992), ALKANE RESOURCES LTD (ACN 000 689 216), area of 9070 square metres. Application for renewal received 8 September 2008.

(08-7216)

Mining Lease No. 1364 (Act 1992), ALKANE RESOURCES LTD (ACN 000 689 216), area of 163 hectares. Application for renewal received 8 September 2008.

(08-7216)

Mineral Lease No. 6036 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 3.961 hectares. Application for renewal received 8 September 2008.

(08-7216)

Mineral Lease No. 6042 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 4085 square metres. Application for renewal received 8 September 2008.

(08-7216)

Mineral Lease No. 6277 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 6.424 hectares. Application for renewal received 8 September 2008.

(08-7216)

Mineral Lease No. 6310 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 2.097 hectares. Application for renewal received 8 September 2008.

(08-7216)

Mineral Lease No. 6389 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 11.08 hectares. Application for renewal received 8 September 2008.

(08-7216)

Mineral Lease No. 6406 (Act 1906), ALKANE RESOURCES LTD (ACN 000 689 216), area of 3.42 hectares. Application for renewal received 8 September 2008.

(08-7031)

Mining Purposes Lease No. 23 (Act 1906), AUSTAR COAL MINE PTY LIMITED (ACN 111 910 822), area of 2.421 hectares. Application for renewal received 3 September 2008.

(T07-6364)

Mining Purposes Lease No. 152 (Act 1973), EDWARD VINCENT COUNSELL, area of 7462 square metres. Application for renewal received 2 September 2008.

(02-0355)

Mining Purposes Lease No. 312 (Act 1973), B.C. OPALS PTY.LTD. (ACN 050 046 994), area of 1.197 hectares. Application for renewal received 4 September 2008.

(T97-0434)

Mining Purposes Lease No. 333 (Act 1973), ROSS SLACK-SMITH AND GENISE JANET SLACK-SMITH, area of 3.88 hectares. Application for renewal received 1 September 2008.

(08-7032)

Mining Purposes Lease No. 1364 (Act 1906), AUSTAR COAL MINE PTY LIMITED (ACN 111 910 822), area of 4527 square metres. Application for renewal received 3 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T97-1280)

Assessment Lease No. 7, ZEOLITE AUSTRALIA PTY LIMITED (ACN 000 038 497), Parish of Grenfell, County of Buckland, Map Sheets (9035-3-3, 9035-3-4, 9035-3-N, 9035-3-S), area of 129 hectares, for a further term until 28 November 2012. Renewal effective on and from 4 September 2008.

(08-2695)

Exploration Licence No. 4473, SITEGOAL PTY. LIMITED (ACN 052 317 503), County of Cook, Map Sheet (8931), area of 1 units, for a further term until 11 January 2010. Renewal effective on and from 4 September 2008.

(T01-0164)

Exploration Licence No. 5922, TEMPLAR RESOURCES LIMITED (ACN 085 644 944), County of Bathurst, Map Sheets (8730, 8731), area of 199 units, for a further term until 14 February 2010. Renewal effective on and from 4 September 2008.

(T01-0114)

Exploration Licence No. 5933, PEAK GOLD MINES PTY LIMITED (ACN 001 533 777), County of Robinson, Map Sheets (8034, 8035), area of 95 units, for a further term until 16 April 2010. Renewal effective on and from 10 September 2008.

(03-0973)

Exploration Licence No. 6223, AURICULA MINES PTY LIMITED (ACN 108 362 027), County of Mouramba, Map Sheet (8133), area of 13 units, for a further term until 4 April 2010. Renewal effective on and from 4 September 2008.

(04-566)

Exploration Licence No. 6400, TURON GOLD PTY LTD (ACN 108 675 216), Counties of Young and Yungnulgra, Map Sheet (7435), area of 98 units, for a further term until 31 March 2009. Renewal effective on and from 9 September 2008.

(05-215)

Exploration Licence No. 6464, TURON GOLD PTY LTD (ACN 108 675 216), County of Young, Map Sheets (7434, 7435), area of 100 units, for a further term until 18 September 2009. Renewal effective on and from 9 September 2008.

(05-282)

Exploration Licence No. 6535, CLANCY EXPLORATION LIMITED (ACN 105 578 756), County of Gregory, Map Sheet (8335), area of 25 units, for a further term until 15 March 2010. Renewal effective on and from 15 September 2008.

(05-230)

Exploration Licence No. 6558, HILL END GOLD LIMITED (ACN 072 692 365), Counties of Bathurst and Roxburgh, Map Sheet (8731), area of 24 units, for a further term until 12 April 2010. Renewal effective on and from 4 September 2008.

(06-102)

Exploration Licence No. 6592, MINCOR COPPER PTY LTD (ACN 120 024 777), County of Kennedy, Map Sheet (8333), area of 72 units, for a further term until 28 June 2010. Renewal effective on and from 15 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

REFUSAL OF APPLICATION FOR RENEWAL

NOTICE is given that the application for renewal in respect of the following authority has been refused:

(02-0447)

Exploration Licence No. 6071, MUDGEE DOLOMITE & LIME PTY. LIMITED (ACN 076 313 034), Counties of Phillip and Roxburgh, Map Sheet (8832), area of 6 units. The authority ceased to have effect on 15 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

WITHDRAWAL OF APPLICATION FOR RENEWAL

NOTICE is given that the application for renewal in respect of the following authority has been withdrawn:

(05-0159)

Exploration Licence No. 6435, RESOURCE INVESTMENT GROUP PTY LTD (ACN 106 872 799), County of Mootwingee, Map Sheet (7235), area of 16 units. The authority ceased to have effect on 4 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

NOTICE is given that the following authorities have been cancelled:

(02-0388)

Exploration Licence No. 6035, LESLIE HERBERT SAVAGE, COLIN LAURENCE PLUMRIDGE, DAFYDD ARTHUR BEVAN AND JOY ELIZABETH PLUMRIDGE, County of Bland, Map Sheet (8330), area of 4 units. Cancellation took effect on 2 September 2008.

(02-0443)

Exploration Licence No. 6070, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), County of Yancowinna, Map Sheet (7134), area of 25 units. Cancellation took effect on 15 September 2008.

(05-0233)

Exploration Licence No. 6477, TURON GOLD PTY LTD (ACN 108 675 216), County of Argyle and County of Murray, Map Sheet (8827), area of 58 units. Cancellation took effect on 10 July 2008.

(06-4139)

Exploration Licence No. 6724, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), County of Lincoln, Map Sheets (8633, 8733), area of 31 units. Cancellation took effect on 15 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

PART CANCELLATIONS

NOTICE is given that the following authorities have been cancelled in part:

(04-571)

Exploration Licence No. 6325, TRIAKO RESOURCES LIMITED (ACN 008 498 119) AND GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827).

Description of area cancelled:

An area of 88 units has been cancelled. For further information contact Titles Branch.

Part cancellation took effect on 5 September 2008.

The authority now embraces an area of 38 units.

(07-98)

Exploration Licence No. 6849, TRIAKO RESOURCES LIMITED (ACN 008 498 119).

Description of area cancelled:

An area of 42 units has been cancelled. For further information contact Titles Branch.

Part cancellation took effect on 5 September 2008.

The authority now embraces an area of 18 units.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

TRANSFERS

(04-594)

Exploration Licence No. 6380, formerly held by MITHRIL RESOURCES LTD (ACN 099 883 922) has been transferred to MERIDIAN MINERALS LIMITED (ACN 125 825 532). The transfer was registered on 3 September 2008.

(04-4947)

Exploration Licence No. 6450, formerly held by WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253) AND REPUBLIC COAL PTY LIMITED (ACN 079 990 784) has been transferred to WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253). The transfer was registered on 11 September 2008.

(05-258)

Exploration Licence No. 6484, formerly held by MINEX (AUST) PTY LTD (ACN 091 546 708) has been transferred to MERIDIAN MINERALS LIMITED (ACN 125 825 532). The transfer was registered on 3 September 2008.

(05-258)

Exploration Licence No. 6495, formerly held by MINEX (AUST) PTY LTD (ACN 091 546 708) has been transferred to MERIDIAN MINERALS LIMITED (ACN 125 825 532). The transfer was registered on 3 September 2008.

(05-258)

Exploration Licence No. 6517, formerly held by MINEX (AUST) PTY LTD (ACN 091 546 708) has been transferred to MERIDIAN MINERALS LIMITED (ACN 125 825 532). The transfer was registered on 3 September 2008.

(05-258)

Exploration Licence No. 6574, formerly held by MINEX (AUST) PTY LTD (ACN 091 546 708) has been transferred to MERIDIAN MINERALS LIMITED (ACN 125 825 532). The transfer was registered on 3 September 2008.

(05-5707)

Exploration Licence No. 6585, formerly held by WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253) AND REPUBLIC COAL PTY LIMITED (ACN 079 990 784) has been transferred to WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253). The transfer was registered on 11 September 2008.

(05-5710)

Exploration Licence No. 6586, formerly held by WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253) AND REPUBLIC COAL PTY LIMITED (ACN 079 990 784) has been transferred to WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253). The transfer was registered on 11 September 2008.

(05-5711)

Exploration Licence No. 6587, formerly held by WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253) AND REPUBLIC COAL PTY LIMITED (ACN 079 990 784) has been transferred to WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253). The transfer was registered on 11 September 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

CAMPBELLTOWN CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

PAUL ROSSI,
General Manager,
Campbelltown City Council
(by delegation from the Minister for Roads)
2 September 2008

SCHEDULE

1. Citation

This Notice may be cited as Campbelltown City Council 25 Metre B-Double route Notice No. 01/2008.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25.	Austool Place, Ingleburn.	Henderson Road.	Entire route.
25.	Phiney Place, Ingleburn.	Austool Place.	Entire route.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

GREAT LAKES COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 4.6 metre High Vehicles may be used subject to any requirements or conditions set out in the Schedule.

KEITH O'LEARY,
General Manager,
Great Lakes Council
(by delegation from the Minister for Roads)
Dated: 12 September 2008

SCHEDULE
1. Citation

This Notice may be cited as Great Lakes Council 4.6 Metre High Vehicle Route Notice No. 01/2008.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 31st December 2012 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6 metre high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
4.6.	7763.	Failford Road, Failford.	Pacific Highway.	The Lakes Way.
4.6.	111.	The Lakes Way, Failford to Tuncurry.	Failford Road.	Grey Gum Road.
4.6.	111.	Manning Street, Tuncurry.	Grey Gum Road.	Lakes Street, Tuncurry.
4.6.		Grey Gum Road, Tuncurry.	The Lakes Way.	Dee Crescent.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

STRATHFIELD MUNICIPAL COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

DAVID BACKHOUSE,
General Manager,
Strathfield Municipal Council
(by delegation from the Minister for Roads)
18 September 2008

SCHEDULE**1. Citation**

This Notice may be cited as Strathfield Municipal Council 25 Metre B-Double route Notice No. 01/2008.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

4. Application

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

5. Routes

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	Cosgrove Road, South Strathfield.	Liverpool Road.	Punchbowl Road.	Note: Between 6.00am and 7.00pm, access by right turn only from Liverpool Road to Cosgrove Road and exit via right turn only to Punchbowl Road.
25.	Cosgrove Road, South Strathfield.	Liverpool Road.	Liverpool Road.	Note: Between 7.00pm and 6.00am enter Cosgrove Road from Liverpool Road to Cox's Creek with right turn in and left turn out of Cosgrove Road only permitted at Liverpool Road.

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at
Wentworth Falls in the Blue Mountains City Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of land situated in the Blue Mountains City Council area, Parish of Jamison and County of Cook, shown as:

Lot 102 Deposited Plan 1123068, being part of the land in Certificate of Title 10/845978 and said to be in the possession of O'Malley Holdings Pty Limited (registered proprietor) and Australia and New Zealand Banking Group Limited (mortgagee);

excluding any existing easements from the compulsory acquisition of the land listed above.

(RTA Papers: FPP 8M1622)

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land
at Little Billabong in the Greater Hume Shire Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Greater Hume Shire Council area, Parish of Billabong and County of Goulburn, shown as:

Lots 1 and 2 Section 11 Deposited Plan 758432 and Lots 43 and 78 Deposited Plan 1123967 and said to be in the possession of the Crown; and

Lot 44 Deposited Plan 1123967, being Crown road.

(RTA Papers: FPP 8M1835; RO 2/186.1090)

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at Lawson
in the Blue Mountains City Council area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of land situated in the Blue Mountains City Council area, Parish of Jamison and County of Cook, shown as Lot 1 Deposited Plan 1123870, being part of the land in Reserve No D500383 dedicated for Public Recreation by notification in the Government Gazette of 29 October 1880 on page 5583.

The land is said to be in the possession of the Crown and Lawson (D500383) Reserve Trust (trustee).

(RTA Papers: FPP 8M1778; RO 5/44.12430)



Approved Holding Yard Register Conditions of Use

UNDER PART 4 - TOW TRUCK INDUSTRY REGULATION 2008

39 Holding yard register

- (1) It is a condition of a licence that the licensee must keep a register (the *holding yard register*) in the approved form and manner, and in accordance with this clause, in relation to any holding yard of the licensee.
- (2) The following particulars are to be recorded in the holding yard register:
 - (a) the time and date on which each motor vehicle is towed into and out of the holding yard,
 - (b) the name of the tow truck driver who towed the motor vehicle to the holding yard,
 - (c) the name and contact details of the person who authorised the release of the motor vehicle from the holding yard,
 - (d) the make, model, type and colour of the motor vehicle,
 - (e) the registration number of the motor vehicle, or, if there is no registration number, the chassis number or the engine number (if any) of the vehicle,
 - (f) the serial number of the towing authorisation obtained in relation to the motor vehicle.
- (3) The holding yard register is to contain a copy of any written authorisation for the release of a motor vehicle from the holding yard that is received by the licensee.

NOTES:

- Under Part 3, Clause 32 of the Tow Truck Industry Regulation 2008 it states that a person must not remove a towing notice (green sticker) that is attached to a motor vehicle unless:
 - (a) the person is the insurer of the motor vehicle, or
 - (b) in any case where the motor vehicle is not insured- the person is the owner or driver of the motor vehicle, or
 - (c) the person is acting under the written authority of a person referred to in paragraph (a) or (b)
- The section titled "Green sticker removal" on the approved holding yard register must be used to record details of any accident damaged vehicle within the holding yard that does not have a green sticker attached.
- Entries in the holding yard register must be in chronological order and be made at the time and date the vehicle enters or leaves the holding yard.
- The holding yard register may be maintained electronically, however hard copies must be printed on a weekly basis and stored at the licensees' place of business.

1 September 2008

Updated to reflect the introduction of the *Tow Truck Industry Regulation 2008*



Approved Holding Yard Register

Under Part 4 Clause 39 of the Tow Truck Industry Regulation 2008

Page _____ for year 20 _____

VEHICLE DETAILS				MOVEMENTS						
Rego / VIN Number	Towing Authority No	Make	Model / Type	Colour	Date	Time	Driver	TT Rego	Operator Licence No	Release Authorised By *
										Name:
										Contact No:
										Name:
										Contact No:
										Name:
										Contact No:
										Name:
										Contact No:
										Name:
										Contact No:
										Name:
										Contact No:

Green Sticker Removal (if applicable)

Towing Authority Number	Authorised By	Removed By	Date	Time	Signed

Licencee: _____ Holding Yard Address: _____

Licence Number: _____ Start / Finish Date: FROM _____ TO _____

NOTE: Entries in the holding yard register must be in chronological order and be made at the time and date the vehicle enters or leaves the holding yard

** Hard copy authorisations for the release of stored vehicles must be attached to the relevant page of the holding yard register*



Non Accident Towing Record Policy

Under Clause 49 of the *Tow Truck Industry Regulation 2008* a licensee is required to keep certain records of non-accident towing work

- (1) A licensee must make a record of the following matters in relation to each occasion on which a licensed tow truck is used or operated by a relevant tow truck driver for any towing work other than accident towing work:
- (a) the time and date on which a motor vehicle is towed,
 - (b) details of where the motor vehicle is towed from and the destination of the tow,
 - (c) the registration number of the motor vehicle, or, if there is no registration number, the chassis number or the engine number (if any) of the vehicle,
 - (d) the name and contact details of the person who arranged for the motor vehicle to be towed,
 - (e) the name and contact details of any person who takes possession of the towed motor vehicle at the destination of the tow,
 - (f) details of any charges made by the licensee in relation to the tow.

Note. Section 60 of the Act also requires certain information to be recorded by a licensee on each occasion on which a licensed tow truck is used or operated by a tow truck driver.

- (2) Any such record must:
- (a) be in the approved form, and
 - (b) include particulars of the name and business address of the licensee, and
 - (c) be completed in the approved manner and as soon as practicable in relation to each occasion on which the licensed tow truck is used or operated.
- (3) The licensee must keep the record at the licensee's place of business for at least 5 years after the information is recorded.
- (4) If the licence is revoked or suspended or otherwise ceases to be in force, the licensee must provide to the RTA any records kept in accordance with this section.
- (5) The licensee must, on demand by an authorised officer or a police officer, provide the officer with the name and address of any tow truck driver whose services have been or are being used by the licensee.

Maximum penalty (subclauses (1)–(5)): \$5,500.

- (6) In this clause, *relevant tow truck driver* means a tow truck driver who is employed or engaged by the licensee or whose services are otherwise used by the licensee.

NOTES:

- All vehicles towed that are non-accident towing work must be recorded
- For any subsequent tow following an accident tow an entry must be made on the non-accident towing record

Terry Hickey
General Manager
Tow Truck Licensing & Compliance

September 2008



Non-accident towing record

Under Clause 49 of the Tow Truck Industry Regulation 2008

Page _____ for year 200 _____ Tow Truck Registration No: _____ Operators Licence No: _____

Licensee Name: _____ Business Address: _____

VEHICLE DETAILS			MOVEMENTS		AUTHORISATION		COST
Rego / Vin-chassis / Engine	Make / Model	Colour	Location	Date / Time	Name	Contact No	Cost / charge for tow
			From-				
			To-				
			From-				
			To-				
			From-				
			To-				
			From-				
			To-				
			From-				
			To-				
			From-				
			To-				
			From-				
			To-				
			From-				
			To-				

Start / Finish Date: _____ FROM _____ TO _____

Driver Name: _____ Signature: _____



“ON HOOK” EXEMPTION POLICY

Under clause 12 of the *Tow Truck Industry Regulation 2008* vehicles operated by a licensee solely for towing motor vehicles for the purposes of metal recycling or vehicle demolishing or dismantling by a vehicle-wrecker may be exempt from the requirement to maintain on hook liability insurance.

“12 Exemption from “on-hook” liability insurance requirement

A licensee is exempt from the requirement, under clause 11 (j), that the licensee maintain “on-hook” liability insurance in respect of any tow truck that is used, or intended to be used, solely for towing motor vehicles for the purposes of metal recycling or vehicle demolishing or dismantling by a vehicle-wrecker.”

- The application for an exemption under clause 12 of the *Tow Truck Industry Regulation 2008* must be made on the prescribed form.
- Any exemption must be approved by the General Manager Tow Truck Licensing & Compliance who will consider applications using the following criteria:
 - Location and type of tow truck business;
 - Type of vehicle;
 - Type of work the vehicle will undertake;
 - Other available technology; and
 - Public interest.
- If an exemption is granted, the maximum period of exemption for operators is the term of their existing licence.
- A new exemption application will be required to be submitted with all future Tow Truck Operator’s Licence applications.

Terry Hickey
General Manager
Tow Truck Licensing & Compliance

September 2008

Roads and Traffic Authority ABN 64 480 155 255

Parramatta Motor Registry, 27-31 Argyle Street, Parramatta NSW 2150
Locked Bag 5054 Parramatta NSW 2124 T 1300 131 134 | F 02 8849 2075 | E towtrucks@rta.nsw.gov.au
www.rta.nsw.gov.au | 13 22 13

APPLICATION TO FOR EXEMPTION FROM "ON HOOK" INSURANCE
UNDER cl.12 OF THE TOW TRUCK INDUSTRY REGULATION 2008



Licensee Name:

Licence No.:

--	--

Trading Name:

--

Business Address:

Postcode:

Phone:

Mobile:

Fax:

--	--	--

Vehicle details

Registration Number	VIN/Chassis No	Vehicle make / type

Declaration

On behalf of _____

(name of licensee),

I authorise the Roads & Traffic Authority (RTA) to obtain information and/or records relating to my towing business, from relevant agencies. I understand that the RTA may legitimately use this information to determine the outcome of this application for a exemption from "on hook" liability insurance requirements.

I declare that the information contained in this application is true and correct in every detail. I consent to the disclosure of information needed to verify the contents of this application.

I declare that all tow trucks operated under this licence are solely used for towing motor vehicles for the purposes of metal recycling or vehicle demolishing or dismantling by a vehicle-wrecker. I am also aware that if I undertake the towing of motor vehicles that are not solely for the purposes of metal recycling or vehicle demolishing or dismantling by a vehicle-wrecker that I may be in breach of my licence conditions (*Maximum penalty: \$5,500 or imprisonment for 6 months, or both*) or subject to other disciplinary action such as the suspension or disqualification of my licence.

WARNING: It is an offence for you to make any statement in this application that you know to be false or misleading in a material particular. Maximum Penalty: \$5,500 or imprisonment for 6 months or both.

Date:

/	/	/
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Relationship to Licensee:

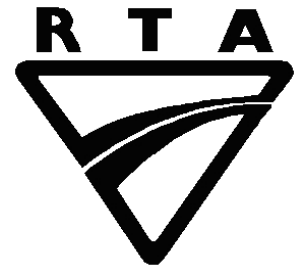
--

Name:

--

Signature:

--



APPROVED SUMMARY

of the

TOW TRUCK INDUSTRY ACT 1998

& TOW TRUCK INDUSTRY REGULATION 2008

The tow truck industry is regulated and administered by the *Tow Truck Industry Act 1998* and the *Tow Truck Industry Regulation 2008*. Basically, the Act provides the legislative framework for the industry and the Regulation the detail. Each of these instruments contain requirements and sets out the details of offences.

It is important that every tow truck operator and driver is aware of their responsibilities.

The following is only a summary and is in no way intended to be a substitute for the *Tow Truck Industry Act 1998* and the *Tow Truck Industry Regulation 2008*. If you require any further information please contact the RTA on 1300 131 134. An unabridged copy of the Act and Regulation can be accessed via the Roads & Traffic Authority, Tow Truck Licensing & Compliance website <http://www.towtrucks.nsw.gov.au>

Definitions

In this Summary:

Tow Trucks Licensing and Compliance Branch (TTLC) is the section of the RTA responsible for regulating the Tow Truck Industry within NSW. Any reference to a member of the Tow Truck Industry informing the RTA of any matter means contacting the Tow Truck Licensing and Compliance Branch at:

Roads & Traffic Authority
Tow Truck Licensing & Compliance
Motor Registry
27 Argyle St
PARRAMATTA NSW 2150

Phone: 1300 131 134
Fax: (02) 8849 2075

The postal address of the TTLC is:

Roads & Traffic Authority
Tow Truck Licensing & Compliance
Locked Bag 5054
PARRAMATTA NSW 2124

- *revoke* is not defined in the Act. If the TTLC “revokes” a driver’s certificate or operator’s licence it means the certificate or licence is cancelled permanently and can only be re-instated if the operator or licensee re-applies successfully.
- “*The Act*” refers to the *Tow Truck Industry Act 1998* NSW
- “*The Regulation*” refers to the *Tow Truck Industry Regulation 2008* NSW

Definitions from the Section 3 of the Act:

accident means any collision, impact or other event (however caused) resulting in damage to a motor vehicle.

accident towing work means the towing or carrying away by a tow truck of a motor vehicle involved in an accident, either from the scene of the accident or from the place to which the motor vehicle has been moved following the accident.

approved means approved by the TTA from time to time.

authorised officer means a member of staff of the Roads and Traffic Authority Division of the Government Service who is authorised in writing by the RTA for the purposes of this Act.

certified driver means the holder of a drivers certificate.

drivers certificate means a tow truck drivers certificate in force under this Act.

driver licence means a driver licence (within the meaning of the *Road Transport (Driver Licensing) Act 1998*), or a driver’s licence (within the meaning of the *Traffic Act 1909*).

emergency services officer means an officer or employee of an emergency services organisation within the meaning of the *State Emergency and Rescue Management Act 1989*.

exercise a function includes perform a duty.

function includes a power, authority or duty.

holding yard means a place authorised by the RTA that is used for the purposes of the safekeeping of towed motor vehicles.

licence means a tow truck operators licence in force under this Act.

licensed tow truck means a tow truck that is used or operated under the authority of a licence.

licensee means the holder of a licence.

motor vehicle means a motor vehicle (other than a light rail vehicle) or trailer within the meaning of the *Road Transport (General) Act 2005*

operate a tow truck includes tow a motor vehicle by means of the tow truck.

road means a road within the meaning of the *Road Transport (General) Act 2005* (other than a road that is the subject of a declaration made under section 15 (1) (b) of that Act relating to all of the provisions of that Act)

road related area means a road related area within the meaning of the *Road Transport (General) Act 2005* (other than a road that is the subject of a declaration made under section 15 (1) (b) of that Act relating to all of the provisions of that Act)

RTA means the Roads and Traffic Authority.

scene of an accident means an area proximate to the point where a motor vehicle involved in an accident has, as an immediate result of the accident, come or been brought to a stationary position.

tow includes:

- (a) lift and tow, or lift and carry, and
- (b) lift for the purpose of towing or carrying, and
- (c) carry on a trailer, and
- (d) place onto a trailer for the purpose of carrying, and
- (e) any other action prescribed by the regulations for the purposes of this definition,

but does not include any activity declared by the regulations not to be towing for the purposes of this Act.

tow truck- see section 4.

tow truck operator means a person who conducts a business involving the operation of any tow truck for the purposes of towing motor vehicles.

towing authorisation means an authorisation required under Part 4.

Section 4 Meaning of "tow truck"

- (1) In the Act, a *tow truck* means any of the following motor vehicles that are used or operated for the purposes of towing motor vehicles:
 - (a) a motor vehicle that is equipped with a lifting device,
 - (b) a motor vehicle that is equipped with a trailer, towing attachment or other similar device,
 - (c) a motor vehicle that is fitted with a tilt table-top, or with a tilt table-top and winch,

- (d) a motor vehicle that is fitted with a self-loading table-top that is capable of being detached from the motor vehicle for the purpose of loading or unloading another vehicle,
 - (e) any other motor vehicle prescribed by the regulations for the purposes of this definition.
- (2) A *tow truck* does not include a motor vehicle that is declared by the regulations not to be a tow truck for the purposes of the Act (any such motor vehicle may be described by reference to a particular class of motor vehicle).

Definitions from Clause 4 of the Regulation:

Tow Truck Industry Regulation 1999

Clause 4 Meaning of "tow" and "tow truck"

In accordance with section 4 (2) of the Act car carriers are declared not to be tow trucks for the purposes of the Act.

car carrier means a motor vehicle combination that is designed or adapted for use for the transport of motor vehicles, being a combination:

- (a) that is not equipped or fitted with any lifting equipment (whether portable or fixed) to load the motor vehicles to be transported, and
- (b) onto which the motor vehicles to be transported are loaded by travelling along a ramp under their own propulsion.

Functions of the RTA Tow Trucks Licensing and Compliance Branch

Section 7 Functions of the RTA under the Act:

The RTA has the following functions under this Act:

- (a) to regulate the tow truck industry in accordance with this Act and the regulations, (b) to make reports and recommendations to the Minister with respect to the licensing of tow truck operators and drivers, and the design, construction and equipment of tow trucks,
- (c) to inform the public about the tow truck industry,
- (d) to promote and undertake research into the tow truck industry,
- (e) whenever it considers it necessary to do so, or is requested by the Minister to do so, to make reports or recommendations with respect to the operation of this Act or the tow truck industry.

Administrative Review of RTA decisions

Section 45 Application to Administrative Decisions Tribunal for review

- (1) A person may apply to the Administrative Decisions Tribunal for a review of any of the following decisions:
 - (a) the refusal or failure by the RTA to grant a licence or certificate,
 - (b) a condition imposed by the RTA on a licence or driver certificate,
 - (c) the suspension or revocation of a licence or drivers certificate,

- (d) the disqualification of a person holding a licence or driver certificate,
 - (e) the imposition of a fine,
 - (f) the giving of a direction under section 84 to a person.
- (2) A grant of a licence or driver certificate is taken to be refused if it is not granted within 90 days after the application is made in accordance with the Act.

Relationship of the remade 2008 Regulation to the 1999 Regulation

From the Regulation:

Clause 57 Savings

Any act, matter or thing that had effect under the *Tow Truck Industry Regulation 1999* immediately before the repeal of that Regulation is taken to have effect under the *Tow Truck Industry Regulation 2008*.

Requirement of Tow Truck Drivers to be certified; and Tow Truck Operators to be licensed.

Section 15 Requirement for tow truck operators to be licensed

A person must not carry on business as a tow truck operator unless the person holds a tow truck operators licence that authorises the kind of towing work carried on by the person in the course of that business.

Maximum penalty: \$11,000 or imprisonment for 12 months, or both.

Section 23 Requirement for tow truck drivers to hold drivers certificates

(1) A Tow Truck Drivers Certificate must be held to:

- (a) Drive or stand a licensed tow truck on a road or road related area.
- (b) Use or operate, or assist in the operation of a licensed tow truck on a road or road related area.
- (c) Drive or stand a tow truck (other than a licensed tow truck) on a road or road related area at any time for the purposes of towing a motor vehicle for fee or reward.

Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

(2) A certified driver must not carry on any kind of towing work other than the kind of towing work that is authorised by the drivers certificate.

Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

Section 27 Grant of a Drivers Certificate

A drivers certificate cannot be transferred to another person.

Section 32 Revocation of drivers certificate if driver licence no longer in force

If the driver licence of a certified driver is cancelled, suspended or otherwise ceases to be in force his or her drivers certificate is, without any further action, taken to be revoked.

Section 33 Investigation of application for licence or drivers certificate

The RTA may carry out such investigations and inquiries as it thinks necessary in considering an application for a licence or drivers certificate.

Section 34 RTA may require further information in relation to application

The RTA may by notice in writing require an applicant for a licence or drivers certificate or a person who has some association or connection with the applicant to provide further information.

Conditions of Driver's Certificate and Operator's Licence**Section 35 Variation of Conditions**

The RTA may amend the conditions of a licence or drivers certificate.

Section 36 False or misleading statements

A person must not make any statement that the person knows to be false or misleading when applying for a licence or drivers certificate

Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

Section 37 Requirement to notify RTA of proposed changes in particulars

A licensee or certified driver must notify the RTA in writing of any proposed change in the particulars specified in the licence or drivers certificate at least 7 days before the proposed change occurs.

Maximum penalty: \$2,750.

Section 40 Voluntary surrender of licence or drivers certificate

A licensee or certified driver may voluntarily surrender their licence or drivers certificate by delivering it by post or hand with a letter that the licence or certificate is surrendered.

Section 69 Drivers certificate to be worn by certified driver

A certified driver must wear his or her drivers certificate in a manner that enables the face of the certificate to be clearly visible, while at or in the vicinity of, the scene of a motor vehicle accident, while carrying out, or attempting to obtain towing work or while driving or standing a tow truck on a road or road related area. This includes a certified driver travelling as a passenger in a tow truck.

Maximum penalty: \$2,750.

Section 73 Requirement to return, drivers certificate or number plates

If a licence or drivers certificate is revoked, suspended or otherwise ceases to be in force it must be returned immediately to the RTA. Any number plates issued under section 57 must be returned within 7 days of the revocation, suspension or discontinuation taking effect to the RTA or the Commissioner of Police.

Maximum penalty: \$2,750.

Further conditions imposed by the Regulation:**Clause 25 Furnishing of information**

A person who is the holder of a licence or drivers certificate must notify the RTA in writing of the following, as soon as practicable after it occurs:

- (a) any change in the person's residential address,
- (b) any change in the person's postal address,

(c) any change in the status of the person's driver licence.

Maximum penalty: \$550

Clause 45 Particulars to be displayed on tow trucks

A person must not drive, stand or operate, or allow to be driven, stood or operated, a tow truck unless there is displayed (printed in block letters and figures at least 50 mm high) on the right-hand (off-side) of the tow truck, and clearly legible, the name of the person who is the licensee holding the licence to operate the tow truck, and the number of the licence.

Maximum penalty: \$1,100.

Clause 47 Tow Truck number-plates to be visible while towing

Tow truck number plates must be visible at all times when towing.

Maximum penalty: \$550.

Clause 48 Conduct and duties of tow truck drivers

The driver of a licensed tow truck must behave in an orderly manner and with civility and propriety while operating the tow truck, or attending the scene of a motor vehicle accident.

Maximum penalty \$2,750.

The driver of a licensed tow truck must comply with any reasonable requirement made of the driver by an authorised officer or police officer.

Maximum penalty \$5,500.

The driver of a licensed tow truck must comply with any reasonable requirement made of the driver by a member of staff of the Ambulance service of NSW, or an emergency services officer (within the meaning of section 32A of the *State Emergency and Rescue Management Act 1989*) who is attending the scene of a motor vehicle accident.

Maximum penalty \$5,500.

The licensee must ensure that each tow truck driver whose services are being used by the licensee complies with the above.

Maximum penalty \$1,100.

Clause 42 Misuse of licences and drivers certificates

A person must not forge or fraudulently alter a licence or drivers certificate, give a licence or drivers certificate to another person for the purpose of using it unlawfully, steal a licence or drivers certificate or knowingly possess a forged, fraudulently altered, borrowed or stolen licence or drivers certificate.

Maximum penalty: \$5,500.

Clause 43 Lost or stolen licences and drivers certificates

A licensee or certified driver must, within 7 days of becoming aware that the licence or drivers certificate has been lost, stolen, damaged, destroyed, altered or defaced:

- (a) notify the RTA in writing of that occurrence, and
- (b) in the case of a damaged, altered or defaced licence or drivers certificate—return it to the RTA.

Maximum penalty (paragraph (a)): 5 penalty units.

Maximum penalty (paragraph (b)): 20 penalty units.

Under the *Tow Truck Industry Act 1998* (the Act) conditions can be specified for both driver certificates (Section 29) and Operator Licenses (Section 20). Under Section 58 of the Act there are penalties prescribed for any contravention of these conditions.

Section 58 Contravention of conditions

(1) A licensee must not contravene any condition of the licence.

Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

(2) A certified driver must not contravene any condition of the drivers certificate.

Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

Driver Certificate Conditions

Pursuant to section 29 of the Tow Truck Industry Act 1998 a tow truck drivers certificate is granted subject to the following conditions.

1. The certified driver must take all reasonable precautions to prevent loss of or from, or damage to, any motor vehicle that is towed by a tow truck used or operated by the driver (*Sec 29*).
2. The certified driver must not charge a fee for the towing, salvage or storage of motor vehicles that exceeds any applicable maximum fees determined by the Roads & Traffic Authority (*Sec 29*).
3. The certified driver must comply with any directions of the Roads & Traffic Authority relating to the wearing or use of clothing or equipment for protection or safety purposes (*Clause 20*).
4. A person must not obtain, or attempt to obtain, a towing authorisation for the towing of a motor vehicle involved in an accident unless:
 - a) the person holds a drivers certificate, and
 - b) the person is the driver of a licensed tow truck that is authorised to tow motor vehicles involved in accidents, and
 - c) the tow truck is standing at or in the vicinity of the scene of the accident, and
 - d) the towing is to be carried out by that tow truck (*Sec 50*).
5. A person must not obtain, or attempt to obtain, a towing authorisation for the towing of a motor vehicle involved in an accident if another person has obtained a towing authorisation for the towing of that motor vehicle (sec 49A).
6. A towing authorisation for the towing of a motor vehicle by a tow truck may only be given by:
 - a) the owner or driver of the motor vehicle to be towed, or
 - b) a police officer, or
 - c) an authorised officer (*Clause 29*)
7. A towing authorisation must;
 - a) be in the approved form, and
 - b) be included in a towing authorisation book, and
 - c) be signed by the person giving the authorisation, and
 - d) be signed by the driver of the tow truck, and
 - e) specify a place (full address) as the place to which the motor vehicle is to be towed, and
 - f) otherwise be completed by inserting the information required by the approved form (*Clause 30*).

The following conditions have been imposed on all tow truck driver certificates by virtue of section (58)(2) of the Act:

8. A person must not obtain, or attempt to obtain, a towing authorisation for the towing of a motor vehicle involved in an accident until any towing authorisation that the person has obtained for the towing of any other motor vehicle has been completed in accordance with the particulars specified in that authorisation.

9. If the driver of a tow truck is directed by a police officer or an authorised officer to tow a motor vehicle without having to obtain a towing authorisation, the person must tow the motor vehicle:
 - a) to a specified place as directed by the police officer or the authorised officer, or
 - b) if no such place is specified, to the nearest place where it will not be an unreasonable obstruction to traffic.
10. A person must not tow a motor vehicle from the place to which it was towed in accordance with the directions of a police officer or authorised officer unless the person has obtained a towing authorisation for the towing of the motor vehicle from that place.

A certified driver must not contravene any condition of the drivers certificate. Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

Operators Licence Conditions

Section 20 Licence conditions

- (1) A licence may be granted subject to such conditions as may be specified in the licence.
- (2) In addition to the conditions specified in a licence, a licence is subject to the following conditions:
 - (a) the licensee must take all reasonable precautions to prevent loss of or from, or damage to, any motor vehicle that:
 - (i) is towed by a tow truck operated under the licence, or
 - (ii) is being held in the licensee's holding yard, or
 - (iii) is otherwise under the control of the licensee,
 - (b) the licensee must keep the records and documents required to be made by the licensee under this Act or the regulations at the licensee's place of business,
 - (c) the licensee must permit an authorised officer or police officer to enter that place of business at any reasonable time for the purpose of exercising any function under Part 5,
 - (d) the licensee must not, in the course of carrying on business, use a holding yard other than a holding yard specified in the licence,
 - (e) the licensee must ensure that any licensed tow truck displays the distinctive number-plate issued for the tow truck by the RTA under this Act,
 - (f) the licensee must ensure that any licensed tow truck, and its equipment, comply with the requirements of this Act or the regulations (or any other law) with respect to the design, construction and serviceability of the tow truck or its equipment,
 - (g) the licensee must ensure that the requirements of any law with respect to the limitation of hours of driving a tow truck are complied with,
 - (h) the licensee must notify the RTA of any change in the particulars relating to the close associates of the licensee,

- (i) the licensee must not charge a fee for the towing, salvage or storage of motor vehicles that exceeds any applicable maximum fees determined by the RTA,
- (j) the licensee must keep the licence at the licensee's place of business,
- (k) the licensee must ensure that a copy of the licence is kept in each licensed tow truck,
- (l) such other conditions as may be prescribed by the regulations.

Under the Tow Truck Industry Regulations 2008

Clause 11 Licence conditions

For the purposes of section 20 (2) (l) of the Tow Truck Industry Act 1998, the following conditions are prescribed:

- (a) the licensee must ensure that each person who is employed or engaged by the licensee to drive a licensed tow truck is provided with, and is given an opportunity to read, a copy of an approved summary of the Act and this Regulation,
- (b) the licensee must explain to each such person the provisions of the approved summary,
- (c) the licensee must ensure that each person who is employed or engaged by the licensee to drive a licensed tow truck signs and dates a written declaration to the effect that the person understands his or her obligations under the Act and this Regulation,
- (d) the licensee must sign and date a written declaration to the effect that the licensee has complied with the conditions referred to in paragraphs (a)–(c),
- (e) the licensee must keep each such signed declaration at the licensee's place of business for such time as the person remains employed or engaged by the licensee and for a period of 2 years from the date that the person ceases employment with, or was last engaged by, the licensee,
- (f) the licensee must produce a copy of any such signed declaration on request to an authorised officer or send a copy to the RTA on receipt of a notice in writing by the RTA,
- (g) the licensee must ensure that each driver complies with any directions of the RTA relating to the wearing or use of clothing or equipment for protection or safety purposes,
- (h) the licensee must keep a record of the registration details of each tow truck operated by the licensee,
- (i) except as provided by clause 54, the licensee may only operate under the authority of the licence the licensed tow trucks that are specified in the licence,
- (j) the licensee must hold public liability and "on-hook" liability insurance.

Clause 35 Location of holding yards

It is a condition of a licence that any holding yard of the licensee must, unless otherwise approved, be located no more than 10 kilometres from the licensee's place of business.

Clause 37 Storage capacity

It is a condition of a licence that any holding yard of the licensee is capable of storing any motor vehicle towed under the authority of the licence to the holding yard.

Clause 38 Access to holding yard

It is a condition of a licence that any holding yard of the licensee is accessible at all times by each licensed tow truck operated by the licensee.

Clause 39 Holding yard register

It is a condition of a licence that the licensee must keep a register (the *holding yard register*) in the approved form and manner.

The following particulars are to be recorded in the holding yard register:

- (a) the time and date each motor vehicle is towed into and out of the holding yard,
- (b) the name of the tow truck driver who towed the motor vehicle to the holding yard,
- (c) the name and contact details of the person who authorised the release of the motor vehicle from the holding yard,
- (d) the make, model, type and colour of the motor vehicle,
- (e) the registration number of the motor vehicle, or, if there is no registration number, the chassis number or the engine number (if any) of the vehicle,
- (f) the serial number of the towing authorisation obtained in relation to the motor vehicle.

The holding yard register must also contain a copy of any written authorisation for the release of a motor vehicle from the holding yard that is received by the licensee.

Please note that the approved form and manner for completing the holding yard register includes that;

- a) forms are numbered sequentially in date order
- b) individual entries are entered in order of the actual date and time the vehicle is moved to or from the holding yard
- c) Holding Yard register entries are made as soon as practicable after a motor vehicle is towed to or from the Holding Yard

Clause 44 Tow truck equipment: section 55 (1)

It is a condition of a licence that each tow truck must be fitted with a flashing or rotating warning light that is of an approved kind and fully adjustable mounted lights to enable the safe loading and unloading of motor vehicles when it is dark.

It is a condition of a licence that each tow truck operated to do accident towing must be equipped with a broom, shovel and durable rubbish container for the removal of accident debris, and a foam or dry chemical powder fire extinguisher of at least 4.5 kg capacity (maintained in a serviceable condition).

In this clause:

broom means a brush or similar implement of bristles, nylon or twigs with a handle at least 1.2 metres long.

shovel means an implement consisting of a broad metal blade or scoop attached to a handle at least 1.2 metres long and designed for taking up and removing loose matter (such as earth, snow, coal and the like).

Clause 50 Record relating to charges

- (1) It is a condition of a licence that a licensee must make and keep a fully itemised record of the charges made by the licensee for each motor vehicle that is towed under the authority of the licence.
- (2) Each record must provide details justifying the amounts charged in relation to the towing, salvage or storage concerned.
- (3) The licensee must:
 - (a) keep a copy of the record at the licensee's place of business for at least 5 years after it is completed, and
 - (b) keep any document or material that justifies the charging of a particular amount, and
 - (c) produce any such record or related document for inspection by an authorised officer or a police officer if requested to do so, and
 - (d) permit the person to whom the record or related document is produced to make copies of or take extracts from the record or document or remove the record or document for the purposes of evidence.
- (4) On expiry, cancellation or surrender of a licence, the former licensee must provide to the RTA any records or documents kept in accordance with this clause.

Maximum penalty (subclause (4)): \$5,500.

NOTE:

Please ensure that you have current copies of all relevant TTLC policies and documents including:

- Maximum Charges for Towing, Salvage & Storage of Motor Vehicles
- Heavy Tow Truck and Associated Work and Equipment Charges
- Protective clothing policy
- Environmental policy
- Prohibited vehicle policy
- Holding yard policy
- Approved holding yard register
- Driver and vehicle usage logs

Current versions of documents can be downloaded from
www.towtrucks.nsw.gov.au

Prohibitions on conduct of Tow Truck Drivers and Tow Truck Operators

Section 56 Certain tow trucks prohibited

- (1) A person must not use or operate a prohibited tow truck for the purposes of any towing work – refer clause 53.

Maximum penalty: \$11,000 or imprisonment for 12 months, or both. Section 57
Tow truck number-plates

- (1) The RTA may issue distinctive number-plates for tow trucks that are to be operated under the authority of a licence.
- (2) A licensee must not sell, or otherwise transfer, any number-plates issued under this section to another person.

Maximum penalty: \$2,750.

Section 59 Tow truck operator may only employ qualified persons to carry on towing work

A tow truck operator must not employ, engage or otherwise use the services of a person to do anything for which a drivers certificate is required under this Act or the regulations unless the person is a certified driver.

Maximum penalty: \$5,500.

Section 61 Prohibition of “spotter's fees”, “drop fees” and towing inducements

- (1) A person must not, for the purpose of obtaining towing work, or for the purpose of enabling any other person to obtain towing work, give or receive, or offer to give or receive, any valuable thing for information or advice:
- (a) of the occurrence of a motor vehicle accident, or
 - (b) of the presence on a road or road related area of a motor vehicle that has been involved in an accident or requires towing.

Maximum penalty: \$2,750

- (2) A person must not:
- (a) give, or offer to give, any valuable thing to obtain the work of repairing a motor vehicle that has been involved in an accident or requires towing, or
 - (b) demand, receive, or offer to receive, any valuable thing to obtain the work of repairing a motor vehicle that has been involved in an accident or requires towing.

Maximum penalty: \$11,000 or imprisonment for 12 months, or both.

- (3) A person must not give, or offer to give, any inducement of a kind prescribed by the regulations for the purposes of obtaining work towing of a motor vehicle that has been involved in an accident or that otherwise requires towing.

Maximum penalty: \$5,500.

- (4) In this section:

() *valuable thing* includes:

- (a) any money, loan, employment, article, benefit or advantage and any commission or rebate, payment in excess of actual value of goods or services, deduction or percentage, bonus or discount, and
- (b) not demanding any money or money's worth or valuable thing,

but does not include any reasonable charges in respect of the towing, salvage or storage of a motor vehicle (so long as those charges do not exceed any charges determined by the RTA).

Section 62 Prohibition on obtaining authority to repair

A person must not obtain or attempt to obtain the authority for the repair by a particular repairer of a motor vehicle that has been involved in an accident before it is delivered to the place specified in the towing authorisation.

Maximum penalty: \$5,500 or imprisonment for 6 months, or both.

Section 63 Touting or soliciting for towing or repair work at scene of accident

A person must not, at or within 500 metres of the scene of a motor vehicle accident, tout or solicit for any towing work, or for any work involving the repair of a motor vehicle, regardless of on whose behalf the touting or soliciting is done.

Maximum penalty: \$5,500.

Section 64 Threats and related conduct

- (1) A person must not, by threats, intimidation or coercion, do anything to any person for the purpose of obtaining or helping another person to obtain towing or repair work or prevent another person from obtaining towing or repair work.
- (2) A person must not, by threats, intimidation or coercion, prevent (or attempt to prevent) a person from complying with any provision of this Act or the regulations.

Maximum penalty: \$11,000 or imprisonment for 12 months, or both.

Section 67 Passengers in tow trucks

A person must not travel as a passenger in any tow truck that is proceeding to or from the scene of a motor vehicle accident unless the person was the driver or passenger in a motor vehicle involved in the accident, or is a certified driver assisting the driver of the tow truck in carrying out towing work.

Maximum penalty: \$5,500.

Section 68 Restrictions on standing tow truck at accident scene

The driver of a tow truck must not stand the tow truck at or within 500 metres of the scene of a motor vehicle accident:

- (a) for a period longer than is reasonably necessary to obtain a towing authorisation (for a motor vehicle where no such authorisation has been obtained by another tow truck driver), and to secure the motor vehicle to or on to the tow truck, and comply with section 65 (cleaning up), or
- (b) if a towing authorisation has already been obtained for each of the motor vehicles involved in the accident that require towing without a reasonable excuse.

Maximum penalty: \$5,500.

Section 71 Advertising

- (1) A person must not advertise the business of a tow truck operator unless the person holds a licence that authorises the person to carry on that business.

Maximum penalty: \$5,500.

- (2) A licensee must ensure that any advertisement relating to the licensee's business as a tow truck operator contains the number of the licence.

Maximum penalty: \$5,500.

Section 72 Holding out

- (1) A person must not make any representation that the person is a licensee if the person does not hold a licence.

Maximum penalty: \$8,250 or imprisonment for 6 months, or both.

- (2) A person must not make any representation that the person is a certified driver if the person does not hold a drivers certificate.

Maximum penalty: \$2,750.

Further restrictions on conduct imposed by the Regulation:

Clause 41 Offence to incite or encourage commission of offence

A person must not incite or encourage any other person to commit an offence under the Act or the Regulation, or offer any inducement to another person that is likely to result in the other person committing an offence under the Act or the Regulation.

Maximum penalty: \$5,500.

Prohibitions on tow trucks

From the Regulation:

Clause 53 Prohibited tow trucks: (section 56)

One tonne tow trucks are a prohibited tow truck. A one tonne tow truck is any tow truck that does not comply with the following requirements:

- (a) A load capacity of at least 1.2 tonnes.
- (b) A lifting apparatus with a safe working load of one tonne or more
- (c) Capacity to tow vehicles that exceed 2 tonnes.

Exemption for inter-state tow truck drivers and operators

Exemption for inter-state tow truck drivers and operators under the Regulation:

Clause 55 Exemption relating to interstate tow truck operators and drivers

A person who holds a licence, permit or other authority issued under the law of another State or Territory that authorises the person to drive or operate a tow truck in that State or Territory is exempt from the requirements under the Act to hold a licence or drivers certificate.

Such an exemption does not apply to or in respect of any towing work that starts in this State.

This clause does not affect any entitlement, under the *Mutual Recognition (New South Wales) Act 1992*, of a person who holds a licence, permit or other authority issued under the law of another State or Territory to drive or operate a tow truck (including in respect of towing work that starts in this State) without holding a licence or drivers certificate under the *Tow Truck Industry Act 1998*.

Note. The *Mutual Recognition (New South Wales) Act 1992* requires the tow truck driver or operator to notify and register with the RTA. The RTA may impose conditions on such registration so that the only towing work that may be carried out is towing work of a type authorised by the interstate licence, permit or other authority held by the tow truck driver or operator.

Disciplinary Powers of the RTA

Section 41 Disciplinary action

- (1) This Division enables the RTA, in its administrative capacity, to take disciplinary action against a licensee or certified driver.
- (2) In accordance with this Division, the RTA may do any of the following:
 - (a) suspend a licence or drivers certificate for a specified period,
 - (b) permanently revoke a licence or drivers certificate,
 - (c) disqualify a licensee or certified driver from holding a licence or drivers certificate for a specified period,
 - (d) impose a fine not exceeding \$500 on a licensee or certified driver,
 - (e) give a direction under section 84 to a licensee or certified driver,
 - (f) caution or reprimand a licensee or certified driver.

Section 42 Grounds for taking disciplinary action

The RTA may take disciplinary action under this Division against a licensee or certified driver for any of the following reasons:

- (a) any reason for which the licensee or certified driver would not have been granted a licence or drivers certificate initially,
- (b) the licensee or certified driver has been charged with an indictable offence,
- (c) the licensee or certified driver supplied information that was (to the licensee's or driver's knowledge) false or misleading in a material particular in, or in connection with, the application for the licence or drivers certificate,
- (d) the licensee or certified driver has contravened any provision of this Act or the regulations, whether or not the licensee or driver has been convicted of an offence for the contravention,
- (e) the licensee or certified driver has contravened any condition to which the licence or drivers certificate is subject,
- (f) the RTA is of the opinion that the licensee or certified driver is no longer a fit and proper person to hold a licence or drivers certificate, respectively,
- (g) the licensee failed to specify the name of each close associate of the licensee in the application for the licence,
- (h) the licensee has, in the opinion of the RTA, been engaged in any fraudulent or dishonest conduct or activity in connection with the licensee's business as a tow truck operator,

- (i) the licensee has, in the case of a natural person, become bankrupt, applied to take the benefit of any law for the relief of bankrupt or insolvent debtors, compounded with his or her creditors or made an assignment of his or her remuneration for their benefit,
- (j) the licensee is, in the case of a corporation, in the course of being wound up, or is under official management, or is a corporation for which a receiver or manager has been appointed, or has entered into a compromise or scheme of arrangement with its creditors,
- (k) the licensee has, for a continuous period of one month or more, ceased to carry on business as a tow truck operator,
- (l) any other reason prescribed by the regulations.

Section 43 Procedure for implementing disciplinary action

- (1) If the RTA decides:
 - (a) to suspend or revoke a licence or a drivers certificate, or
 - (b) to disqualify a licensee or certified driver from holding a licence or drivers certificate for a specified period, or
 - (c) to impose a fine on a licensee or certified driver,the RTA is required to serve on the licensee or certified driver a notice informing the person of its decision.
- (2) The notice must include the reasons for the RTA's decision.
- (3) The suspension or revocation of a licence or drivers certificate, or any period of disqualification, takes effect when the notice is served or on a later date specified in the notice.
- (4) A notice that suspends a licence or drivers certificate must specify the period of suspension.
- (5) A notice that disqualifies a licensee or certified driver from holding a licence or drivers certificate must specify the period of disqualification.
- (6) The RTA may, by serving a further notice on a licensee or certified driver, cancel a notice under this section before the notice takes effect.

Towing Authorisations

Section 49 Requirement to obtain towing authorisation

- (1) A certified driver must not carry out, or attempt to carry out, any towing work unless a towing authorisation has been obtained for the towing work.

Maximum penalty: \$5,500.

- (2) However, a person is not required to comply with subsection (1) if the person is carrying out, or is attempting to carry out, the towing work:
 - (a) in accordance with any direction of a police officer or an authorised officer (including a direction that is given by telephone or other electronic transmission) to move a motor vehicle that, in the opinion of the officer, is causing an unreasonable obstruction to traffic, to the nearest place where it no longer causes an obstruction to traffic, or

- (b) in such circumstances as may be prescribed by the regulations.
- (3) A police officer or authorised officer may only give a direction described in subsection (2) (a) if, in the opinion of the officer, the motor vehicle cannot reasonably, in the circumstances, be driven away.
- (4) The regulations may provide that a towing authorisation is required in such other circumstances as may be prescribed.
- (5) A towing authorisation required by or under this section is to be in the approved form.

Section 49A Restrictions on obtaining towing authorisations after authority already granted

A person must not obtain, or attempt to obtain, a towing authorisation in respect of any motor vehicle if another person has obtained a towing authorisation for the motor vehicle.

Maximum penalty: \$2,200.

Section 50 Restrictions on obtaining towing authorisations

A person must not obtain, or attempt to obtain, a towing authorisation for the carrying out of towing work unless:

- (a) the person holds a drivers certificate, and
- (b) the person is the driver of a licensed tow truck, and
- (c) the tow truck is standing at or in the vicinity of the motor vehicle that is required to be towed, and
- (f) the towing work is to be carried out by the tow truck referred to in paragraph (c).

Maximum penalty: \$5,500.

Section 51 Towing in accordance with towing authorisation

- (1) A towing authorisation authorises the towing only of the motor vehicle that is specified in the authorisation.
- (2) If a person has obtained a towing authorisation for the towing of a motor vehicle, the person must tow the motor vehicle in accordance with the particulars specified in the authorisation.

Maximum penalty: \$5,500.

- (3) The person must tow the motor vehicle concerned:
 - (a) to the destination specified in the authorisation, or
 - (b) if the specified destination is not accessible at the time of towing, to the nearest holding yard on the licence and then to the specified destination as soon as is reasonably practicable
 - (c) if a destination is not specified in the towing authorisation to the nearest holding yard specified in the licence.

Maximum penalty: \$5,500.

- (4) A person who is required to obtain a towing authorisation must ensure that the towing authorisation is completed and dealt with in accordance with the regulations.

Maximum penalty: \$5,500.

Section 53 Alteration of completed towing authorisation prohibited

A person must not, without reasonable excuse, alter a towing authorisation after it has been signed.

Maximum penalty: \$5,500

Section 54 Towing and other charges

- (1) The RTA may set the maximum charges that may be charged by tow truck operators and drivers for the towing, salvage or storage of motor vehicles.
- (2) The regulations may prescribe procedures for charging for any such towing, salvage or storage.

Section 65 Cleaning up at scene of accident

The driver of a tow truck that tows a motor vehicle from the scene of a motor vehicle accident must, before leaving the scene, remove any debris caused by, or relating to, the motor vehicle unless otherwise directed by a police officer.

Maximum penalty: \$1,100.

Section 66 Compliance with directions at scene of accident

- (1) If the driver of a tow truck is at the scene of a motor vehicle accident, the driver must comply with any reasonable direction given to the driver by an authorised officer, police officer or emergency services officer who is exercising his or her official duties.

Maximum penalty: \$5,500.

- (2) If an authorised officer or police officer is of the opinion that a person is acting in contravention of the Act or the regulations the officer may direct the person to leave the scene of the accident, and to stay at least 500 metres away from the scene (or any other distance the officer may direct) for any period of time that the officer directs.

Further conditions of towing authorisations imposed by the Regulation:

Clause 28 Requirement to leave accident scene once towing authorisations obtained

If all required towing authorisations have been obtained for vehicles at the scene of an accident, any other person who attended the scene of the accident to obtaining towing work (but who has not obtained a towing authorisation) must not remain at the scene of the accident.

Maximum penalty: \$5,500.

Clause 29 Persons who may give towing authorisations

A towing authorisation for the towing of a motor vehicle by a tow truck may only be given by the owner or driver of the motor vehicle to be towed, or a police officer, or an authorised officer.

Clause 30 Completion of, and dealing with, towing authorisations

A person who obtains a towing authorisation must ensure:

- (a) that the authorisation:
 - (i) is in the approved form, and

- (ii) is included in a towing authorisation book, and
 - (iii) is signed by the person and by the person giving the authorisation, and
 - (iv) specifies a place as the place to which the motor vehicle is to be towed, and
 - (v) is otherwise completed (to the extent that is reasonably practicable in the circumstances) in the approved manner and by the insertion of the information required by the approved form, and
- (b) that the original towing authorisation and 2 copies are completed, and
- (c) that the towing authorisation used is the next available towing authorisation in order of serial number.

Maximum penalty: \$5,500. (under sec.51(4) of the Act)

Clause 31 False information in towing authorisations

A person must not record anything in a towing authorisation that the person knows to be false or misleading.

Maximum penalty: \$2,200.

Clause 32 Other requirements relating to towing authorisations

- (1) A person who obtains a towing authorisation for the towing of a motor vehicle must immediately provide a copy of the towing authorisation to the person giving the authorisation, and within 72 hours of completing the towing work, deliver the original towing authorisation to the licensee.

Maximum penalty: \$5,500.

- (2) The person who obtains the towing authorisation must, before towing the motor vehicle, complete and attach to the motor vehicle in the approved manner a notice (*green sticker*) that has all sections completed.

Maximum penalty: \$5,500.

- (3) A person must not remove a towing notice (*green sticker*) that is attached to a motor vehicle unless the person is the insurer of the motor vehicle or if the motor vehicle is not insured- the person is the owner or driver of the motor vehicle or the person is acting under the written authority of the insurer or owner.

Maximum penalty: \$5,500.

- (4) A licensee must ensure that each tow truck driver who is employed or engaged by the licensee complies with the requirements of this clause.

Maximum penalty: \$5,500.

Clause 33 Towing authorisation books

- (1) The RTA may, on application by a licensee and payment of a fee, issue a towing authorisation book for each tow truck operating under the licence.
- (2) A licensee must provide a towing authorisation book to each certified driver carrying out towing work under the licence.

Maximum penalty: \$2,750.

- (3) A certified driver must not carry out any towing work unless the driver is in possession of a towing authorisation book.

Maximum penalty: \$1,650.

- (4) A certified driver must produce the towing authorisation book in the driver's possession for inspection on demand by an authorised officer or police officer and allow them to take extracts and copies of any entry in that book.

Maximum penalty: \$1,650.

- (5) As soon as a certified driver completes a towing authorisation book the driver must deliver the book to the licensee who gave it to the driver.

Maximum penalty: \$1,650.

Cluase 34 Keeping and production of towing authorisations

- (1) A copy of any towing authorisation received by a licensee must be provided by the licensee to the RTA within 28 days of the towing authorisation being completed.

Maximum penalty: \$550

- (2) A licensee must:

- (a) keep the following for at least 5 years at the licensee's place of business as specified in the licence:
- (i) the original of each completed towing authorisation that relates to a tow truck operated under the licence,
 - (ii) any towing authorisation book that has been issued to the licensee, and
- (b) immediately on demand by an authorised officer or a police officer, produce for inspection any such towing authorisation or towing authorisation book kept by the licensee or any copy of such an authorisation to which the licensee has reasonable access, and
- (c) allow the person to whom such a towing authorisation or towing authorisation book is produced to take extracts from, or to make copies of, the authorisation or book or to remove the authorisation or book for the purposes of evidence.

Maximum penalty: \$2,200

- (3) If a licence expires or is revoked or surrendered, the person to whom the licence was issued must return to the RTA within 7 days of the expiration, revocation or surrender:

- (a) any completed original towing authorisation that has been delivered to the person, and
- (b) any towing authorisation books supplied to the person, and
- (c) any towing notice that has not been completed.

Maximum penalty: \$2,200

Holding yards**From the Regulation:****Clause 36 Security requirements**

- (1) A licensee must ensure that any holding yard of the licensee is surrounded by a security fence that is not less than 2 metres high and that has gates with locks, flood lighting installed, and has an approved security alarm system.

Maximum penalty: \$550

- (2) The RTA may, by notice in writing, exempt a licensee from any requirement under subclause (1).
- (3) The licensee must ensure that the security fence is properly maintained and, if damaged, is repaired as soon as possible

Maximum penalty: \$550

Record keeping and production of information**Section 60 Licensee required to keep certain records**

- (1) This section applies to any licensee who holds a licence that authorises the towing of motor vehicles involved in accidents.
- (2) A licensee must make a record of:
- (a) the full name, address and drivers certificate number of each tow truck driver who is employed or engaged by the licensee, and
 - (b) each occasion that a licensed tow truck is used or operated by such a tow truck driver

Maximum penalty: \$5,500

- (3) Any such record must:
- (a) be in the approved form, and
 - (b) include particulars of the name and business address of the licensee, and
 - (c) be completed as soon as practicable after each occasion on which the licensed tow truck is used or operated.

Maximum penalty: \$5,500

- (4) The licensee must keep the record at the licensee's place of business for at least 5 years after the information is recorded.

Maximum penalty: \$5,500

- (5) If the licence is revoked or suspended or otherwise ceases to be in force, the licensee must provide to the RTA any records kept in accordance with this section.

Maximum penalty: \$5,500

- (6) The licensee must, on demand by an authorised officer or a police officer, provide the officer with the name and address of any tow truck driver whose services have been or are being used by the licensee.

Maximum penalty: \$5,500

Section 70 Production of licence and drivers certificates

- (1) A licensee must, at the licensee's place of business, produce the licence to an authorised officer or police officer on demand.

Maximum penalty: \$2,750.

- (2) When attending an accident or otherwise using a tow truck a certified driver must produce to an authorised officer or police officer, on demand, a copy of the licence under which the tow truck is authorised.

Maximum penalty: \$2,750.

- (3) A certified driver must, on demand made by an authorised officer or police officer at any time:

- (a) if the driver has the certificate in his or her immediate possession- produce the certificate for inspection by the officer, or
- (b) if the driver does not have the certificate in his or her immediate possession- produce it, as soon as practicable after the demand is made, to the officer who made the demand or to another person nominated by the officer.

Maximum penalty: \$2,750.

Further conditions imposed by the Regulation:**49 Licensee required to keep certain records of non-accident towing work**

- (1) A licensee must make a record of the following for each occasion that a licensed tow truck is used or operated by a relevant tow truck driver for any towing work other than accident towing work:

- (a) the time and date on which a motor vehicle is towed,
- (b) details of where the motor vehicle is towed from and the destination of the tow,
- (c) the registration number of the motor vehicle, or, if there is no registration number, the chassis number or the engine number (if any) of the vehicle,
- (d) the name and contact details of the person who arranged for the motor vehicle to be towed,
- (e) the name and contact details of any person who takes possession of the towed motor vehicle at the destination of the tow,
- (f) details of any charges made by the licensee in relation to the tow.

Note. Section 60 of the Act also requires certain information to be recorded by a licensee on each occasion on which a licensed tow truck is used or operated by a tow truck driver.

- (2) Any such record must:

- (a) be in the approved form, and
- (b) include particulars of the name and business address of the licensee, and
- (c) be completed in the approved manner and as soon as practicable in relation to each occasion the licensed tow truck is used or operated.

- (3) The licensee must keep the record at the licensee's place of business for at least 5 years after the information is recorded.
- (4) If the licence is revoked or suspended or otherwise ceases to be in force, the licensee must provide to the RTA any records kept in accordance with this section.
- (5) The licensee must, on demand by an authorised officer or a police officer, provide the officer with the name and address of any tow truck driver whose services have been or are being used by the licensee.

Maximum penalty (subclauses (1)–(5)): 50 penalty units.

- (6) In this clause, *relevant tow truck driver* means a tow truck driver who is employed or engaged by the licensee or whose services are otherwise used by the licensee.

Clause 51 Invoices

- (1) A licensee must include the following in any invoice issued by the licensee in relation to towing work:
 - (a) the name of the licensee as shown in the licence,
 - (b) the business name (if any) of the licensee and the ABN,
 - (c) the name of the person to whom the invoice is issued,
 - (d) a description of the towing work to which the invoice relates,
 - (e) any fees (in itemised form) that are charged by the licensee in relation to the following:
 - (i) any salvage relating to the relevant vehicle,
 - (ii) the towing of the relevant vehicle,
 - (iii) any storage of the relevant vehicle,
 - (f) any other fee charged by the licensee in relation to the vehicle, fully described and set out in itemised form.

Maximum penalty \$1,100

- (2) *A licensee must not request or require payment of a fee charged in relation to towing work unless a copy of the invoice for that work is provided to the person to whom the invoice is issued.*

Maximum penalty \$1,100

- (2) A licensee must not include in the invoice any matter that the licensee knows to be false or misleading.

Maximum penalty \$5,500

- (3) A licensee must:
 - (a) keep at the licensee's place of business (as specified in the licence) a copy of each invoice issued by the licensee for a period of 5 years after its issue, and
 - (b) on demand by an authorised officer or a police officer within that period of 5 years, produce for inspection the copy of any such invoice, and

- (c) allow the person to whom the copy is produced to take extracts from, or to make copies of, the invoice, or to remove the invoice for the purposes of producing it as evidence in any proceedings.

Maximum penalty \$1,100

Investigations

Section 78 Requirement to provide information and records

- (1) The RTA, an authorised officer or a police officer may, by notice in writing, require a person to provide information or records (or both) to the RTA or the officer in connection with any matter arising under or in connection with this Act.
- (2) The notice must specify the manner in which information or records are required to be provided and a reasonable time by which the information or records are required to be provided.

Section 79 Power to require answers and to demand name and address

- (1) An authorised officer, or a police officer, may require a person they suspect on reasonable grounds to have knowledge of matters where information is reasonably required for the purposes of this Act to answer any question in relation to those matters.
- (2) An authorised officer, or a police officer, may require a person whom the officer suspects on reasonable grounds to have contravened, or to be contravening, this Act or the regulations to state his or her full name and residential address.

Section 81 Powers of entry and inspection

- (1) An authorised officer or a police officer may enter any tow truck, or stop and detain any tow truck, or enter any premises where a person carries on business as a tow truck operator, or enter any other premises (including a holding yard) that are used in connection with the carrying on of towing operations and carry out any of the functions specified in subsection (2).
- (2) The functions that may be exercised by an authorised officer or a police officer are as follows:
- (a) the officer may conduct such investigations, and make such inquiries, searches, examinations and inspections, as the officer considers necessary,
 - (b) the officer may require the occupier of the premises, or the driver of the tow truck or any other person in charge of the tow truck, to produce to the officer any records or documents relating to the activities carried on at the premises or relating to the operation of the tow truck,
 - (c) the officer may make copies of, or take extracts from, any such records or documents,
 - (d) the officer may require the occupier of the premises, or the driver of the tow truck or any other person in charge of the tow truck, to provide such reasonable assistance and facilities as may be requested by the officer,

- (e) the officer may seize anything that the officer has reasonable grounds for believing is connected with an offence under this Act or the regulations,
 - (f) the officer may do any other thing the officer is authorised to do under this Division.
- (3) Entry under this section may be effected with the use of reasonable force.

Section 84 Power to give directions

- (1) The RTA may, for the purposes of ensuring compliance with this Act or the regulations or in taking disciplinary action under Division 4 of Part 3, give directions with respect to any of the following matters:
- (a) the use or operation of any tow truck,
 - (b) the business of a tow truck operator,
 - (c) any matter connected with towing work.
- (2) Any such direction must be in writing.
- (3) A direction may require a person to do any specified thing, or to refrain from doing any specified thing.

Offences

85 Offences

- (1) A person who, without lawful excuse, neglects or fails to comply with any requirement made of the person under this Division is guilty of an offence.

Maximum penalty: \$8,250 or imprisonment for 6 months, or both.

- (2) A person who furnishes any information or records or does any other thing in purported compliance with a requirement made of the person under this Division, knowing that it is false or misleading in a material respect, is guilty of an offence.

Maximum penalty: \$8,250 or imprisonment for 6 months, or both.

- (3) A person who:
- (a) wilfully delays, obstructs or hinders an authorised officer or a police officer in the exercise of the officer's functions under this Division, or
 - (b) conceals (or attempts to conceal) any person or thing from an authorised officer or a police officer under this Division, or
 - (c) prevents (or attempts to prevent) any person or thing from being examined by an authorised officer or police officer under this Division,

is guilty of an offence.

Maximum penalty: \$8,250 or imprisonment for 6 months, or both.



HOLDING YARD POLICY

- Part 4 clauses 35-40 of the *Tow Truck Industry Regulation 2008* provide the requirements for all holding yards owned, managed, leased or in any manner utilised by tow truck operators for the provision of holding motor vehicles. An approved holding yard must:
 - Not be more than 10 kilometres from the licensee's place of business, except as approved in writing by the General Manager, Tow Truck Licensing & Compliance.
 - Not provide a public thoroughfare.
 - Have council approval to operate as a holding yard.
 - Have a security fence that is at least 2 metres high with lockable gates*.
 - Have flood lighting installed*.
 - Have a return to base security system or other security system approved in writing by the General Manager*.
 - Be accessible to operators, drivers, Police and authorised officers 24 hours a day 7 days per week.
 - Be accessible by all vehicles on the operator's schedule 24 hours a day 7 days per week.
 - Be open to the general public during normal business hours (at least 9am to 5pm Monday to Friday).
 - Be owned or leased by the licensee, who must provide documentary evidence to this effect.
 - Be capable of storing any motor vehicle towed under the authority of the licence.
- * *The RTA may, by notice in writing, exempt a licensee from this requirement. Such an exemption may be granted subject to the condition that the licensee complies with a requirement specified in the notice.*
- Section 20 (2) of the Tow Truck Industry Act indicates that a Tow Truck Operator's Licence is subject to the following conditions in relation to a holding yard:
 - The licensee must take all reasonable precautions to prevent the loss of or from, or damage to any motor vehicle that is being held in the licensee's holding yard; and
 - The licensee must not, in the course of carrying on business use a holding yard other than a holding yard specified in the licence.
- Even if a holding yard is shared with another operator or business the operator who towed the vehicle to the yard or who has a Towing Authority with the destination as the holding yard is responsible for the prevention of loss of or from, or damage to any motor vehicle that is being held in the licensee's holding yard.

Roads and Traffic Authority ABN 64 480 155 255

Parramatta Motor Registry, 27-31 Argyle Street, Parramatta NSW 2150
 Locked Bag 5054 Parramatta NSW 2124 T 1300 131 134 | F 02 8849 2075 | E towtrucks@rta.nsw.gov.au
 www.rta.nsw.gov.au | 13 22 13

- It is a condition of a licence that the licensee must keep a register (the *holding yard register*) in the approved form and manner recording the following particulars:
 - the time and date on which each motor vehicle is towed into and out of the holding yard;
 - the name of the tow truck driver who towed the motor vehicle to the holding yard;
 - the make, model, type and colour of the motor vehicle;
 - the name and contact details of the person who authorised the release of the motor vehicle from the holding yard
 - the registration number of the motor vehicle, or, if there is no registration number, the chassis number or the engine number (if any) of the vehicle;
 - the serial number of the towing authorisation obtained in relation to the motor vehicle.
 - please note that the approved form and manner for completing the holding yard register includes that:
 - forms are numbered sequentially in date order
 - individual entries are entered in order of the actual date and time the vehicle is moved to or from the holding yard
 - Holding Yard register entries are made as soon as practicable after a motor vehicle is towed to or from the Holding Yard
- The holding yard register is to contain a copy of any written authorisation for the release of a motor vehicle from the holding yard that is received by the licensee.
- A separate holding yard register is to be kept by the licensee for each holding yard on an operator's licence schedule.
- Vehicles towed to a holding yard with a towing authority must show the full holding yard address (Not just "holding yard").
- The holding yard register may be maintained electronically, however hard copies must be printed on a weekly basis and stored at the licensees' place of business.

Certain operators not required to maintain a holding yard

Under clause 40 of the *Tow Truck Industry Regulation 2008* nothing in the Act requires the following tow truck operators to maintain a holding yard:

- a tow truck operator who only operates tow trucks with a gross combination mass of 25 tonnes or more,
- a tow truck operator who operates tow trucks only for towing motor vehicles for the purposes of metal recycling or vehicle demolishing or dismantling by a vehicle-wrecker.

Terry Hickey
General Manager
Tow Truck Licensing & Compliance

September 2008

Updated to reflect the introduction of the *Tow Truck Industry Regulation 2008*



ESTABLISHMENT OF A HOLDING YARD WHICH IS FURTHER THAN 10 KMS FROM THE OPERATOR'S PLACE OF BUSINESS

An applicant who wishes to establish a holding yard which is further than 10kms from the operator's place of business must make an application to the General Manager, Tow Truck Licensing & Compliance. An application under this Policy is to be accompanied by an application fee of \$51. Any reasonable costs associated with the investigation of the application are to be met by the applicant.

The General Manager may approve an application having regard to:

- The distance from the place of business;
- The population density and distance from other population centres;
- The need for additional services in the area that is proposed to locate the additional holding yard; and
- Any other matters that the General Manager considers appropriate.

The General Manager will advise in writing the outcome of the application. If the determination is not to approve the application reasons will be provided to the applicant.

If an operator has an additional holding yard which is further than 10kms from the operator's place of business, it will be an automatic condition of the licence that the licensee must ensure that any vehicle that is to be towed to the licensee's holding yard is always towed to the nearest holding yard.

If for any reason other than at the express request of the registered owner or person in charge of the vehicle, the vehicle must be moved from one holding yard to another, the operator may not charge for the tow.

Terry Hickey
General Manager
Tow Truck Licensing & Compliance

September 2008

Updated to reflect the introduction of the *Tow Truck Industry Regulation 2008*



SCHEDULE OF HEAVY TOW TRUCK AND ASSOCIATED WORK AND EQUIPMENT CHARGES FOR ACCIDENT TOWING: 1 September 2008

Updated to reflect the introduction of the *Tow Truck Industry Regulation 2008*

This schedule of maximum charges revokes any previous schedule.

EQUIPMENT/SERVICE	APPLICABLE FEE	REMARKS
1. Class 3 Conventional Tow Truck GCM 18 to 25 tonnes	First Hour Accident: \$202 First Hour Stolen: \$184 Thereafter: \$126 per hour	Inclusive of all travelling costs.
2. Class 4(A) Tow Truck GCM 25 to 45 tonnes	First Hour Accident: \$218 First Hour Stolen: \$200 Thereafter: \$143 per hour	Inclusive of all travelling costs. Tow Truck must have dual rear axle
3. Class 4(B) Tow Truck GCM 45 to 60 tonnes	First Hour Accident: \$229 First Hour Stolen: \$211 Thereafter: \$154 per hour	Inclusive of all travelling costs. Tow Truck must have dual rear axle
4. Class 4(C) Tow Truck GCM 60 + tonnes	First Hour Accident: \$292 First Hour Stolen: \$274 Thereafter: \$217 per hour	Inclusive of all travelling costs. Tow Truck must have dual rear axle
5. 2 nd Certified Driver	\$51 per hour - for the period at the accident site.	
6. For the cost of salvage operations after the first 30 minutes at scene of an accident.	\$69 per hour - excluding the use of oxy acetylene equipment.	Excludes the use of a tow truck. Includes the use of Air Bags and Air Jacks.
7. Stand by rate.	To be calculated at 50% of the hourly rate applying to the type of tow truck	Includes any additional labour and equipment.
8. Administration/Site Co-ordination rate.	\$51 per hour - for all site administration work.	Payable for one driver per accident/incident in relation to arranging the salvage of the load/freight.
9. Surcharge for service outside business hours.	50% surcharge payable on labour costs only outside business hours	Business hours are 7am-5pm Monday-Friday excluding Public Holidays.
10. All additional equipment required to complete the tow/salvage/site recovery.	As per substantiated invoice plus 10% gross on-cost only	Only applies if arranged and paid for by the tow truck operator.
11. Locked storage following a tow from the scene of an accident, for the first 72 hours	No charge.	Applies upon arrival at the tow truck operators <i>approved holding yard</i> .
12. Storage after 72 hours.	\$77 per day. Payable only where the vehicle is stored awaiting collection.	Not claimable if the vehicle is awaiting repair at a smash repairers business or holding yard.

NOTE: above listed charges exclude any applicable GST

TTLCP2 0908 C

Heavy Tow Truck Categories

Class 3 Can tow vehicles with a mass not exceeding 12 tonnes. It must have a minimum GCM of 18 tonnes & must have lifting apparatus with a SWL of 5 tonne or more.

Class 4 Can tow vehicles with a mass exceeding 12 tonnes. It must have a minimum GCM of 25 tonnes & must have lifting apparatus with a SWL of 5 tonne or more.

N.B - Class 4 tow trucks must have a tandem rear axle group, a power operated winch & air brakes which can be connected to the brakes of the towed vehicle(s)

To work out what Class is appropriate to a particular vehicle, you need to establish its Load Capacity (i.e. GVM *minus* tare mass), its SWL and its GCM.

N.B. A tow truck cannot, under any circumstances, exceed its manufacturer's GCM when towing another vehicle.

Tow truck operators will:

- Attach at least two date-encrypted photographs to each invoice for towing/recovery work, which clearly show the accident scene before any recovery work has commenced.
- Invoice the owner/insurer, by providing all information stipulated in, and in accordance with clause 50 and clause 51 of the Tow Truck Industry Regulation 2008.

In the interests of providing quality service insurers should:

- Finalise payment of claims within 35 days of the date of the claim being lodged by the insured and accepted by the insurer.
- In cases where the claim by the insured has not been lodged, the insurer should notify the tow operator within 7 working days of receipt of the towing invoice.
- Upon receipt of an invoice provide written notification to the towing operator of the correct policy and claim number for the accident.
- Provide towing operators with expedient advice with respect to any clarification required or dispute concerning the claim. Ideally this should be within 10 working days of receipt of the claim.

Disputed claims:

- In circumstances where the insurer disputes or requires clarification as to a towing invoice the insurer should in the first instance consult with the towing operator. If the insurers concerns can not be adequately addressed the insurer should document any concerns and forward them to the towing operator.
- Both insurers and towing operators should then meet and attempt to resolve any issues of concern in relation to a claim.
- If any disputed claim for an accident based tow cannot be resolved between the towing operator and the insurer either party may contact the RTA in writing. Full details concerning the accident, the towing work undertaken, the claim for payment and the issues of concern must be provided.

TTLCP2 0908 C



SCHEDULE OF MAXIMUM CHARGES FOR TOWING, SALVAGE AND STORAGE OF MOTOR VEHICLES

NOT HAVING A GROSS VEHICLE MASS IN EXCESS OF 4 TONNES

EFFECTIVE FROM 1 September 2008

Updated to reflect the introduction of the *Tow Truck Industry Regulation
2008*

This schedule of maximum charges revokes any previous schedule.

Under section 54 of the Tow Truck Industry Act 1998 (the Act), the maximum charges for towing, salvage and storage of *any accident towing work and the recovery of stolen motor vehicles* anywhere in NSW are as follows:

1) TOWING

(A) Sydney – Newcastle – Wollongong Areas

On business days during business hours (*8am to 5pm Mon to Fri excluding public holidays*) in Sydney, Newcastle and Wollongong area as defined by the TTA:

The Maximum Charge

- | | | |
|------|--|-------------|
| i. | For any accident towing work | \$213.00 |
| ii. | For towing work for recovered stolen vehicles
(<i>that have not been involved in an accident</i>) | \$195.00 |
| iii. | For each subsequent tow | \$75.00 |
| iv. | For each tow undertaken in excess of 10km via the
most direct route | \$5.16 / km |
| v. | A surcharge outside business hours of | 20% |

(B) Other Area

On business days during business hours (*8am to 5pm Mon to Fri excluding public holidays*) in the other area:

The Maximum Charge

- | | | |
|------|--|-------------|
| i. | For any accident towing work | \$213.00 |
| ii. | For towing work for recovered stolen vehicles
(<i>that have not been involved in an accident</i>) | \$195.00 |
| iii. | For each subsequent tow | \$75.00 |
| iv. | For each tow undertaken via the most direct route
in excess of 20km | \$2.58 / km |
| v. | A surcharge outside business hours of | 20% |

Toll charges incurred may be charged in addition to the above schedule of fees

NOTE: *All the above listed charges exclude any applicable GST.*

2) SALVAGE

For salvage operations involving the recovery of a motor vehicle involved in an accident, which is still at the scene of the accident

- i. For the certified driver of the tow truck at the rate of \$51.00 per hour, proportional to the time taken in excess of 30 minutes actually required for salvage operations.
- ii. For an assistant, if required, at the rate of \$51.00 per hour, proportional to all the time involved.
- iii. For an additional tow truck (including the driver) used in the salvage operation, at the rate applicable for the first tow truck.
- iv. A surcharge outside business hours at a rate of 20%

Salvage involves the recovery of a motor vehicle from an area other than a road or road related area as defined under the Road Transport (General) Act 1999.

3) STORAGE

For storage *within an authorised holding yard* (as specified on the licensee's schedule) following the towing of a motor vehicle involved in an accident and still at the scene of the accident or from the place to which the motor vehicle was moved following the accident:

- | | | |
|-----|--------------------------|-------------------------|
| i. | For the first 72 hours | No charge |
| ii. | After the first 72 hours | \$16.00 maximum per day |

Storage commences when the motor vehicle towed is at the holding yard, and at the time details of the motor vehicle are recorded in an "Approved Holding Yard Register".

Entries in the holding yard register must be in chronological order and be made at the time and date the vehicle enters or leaves the holding yard,

This storage fee must not be exceeded when storing a vehicle that has been damaged as the result of any accident, collision, impact or crash.

NOTE: *All the above listed charges exclude any applicable GST.*

NOTES

The maximum charge for the towing work are all inclusive and include:

1. All activities required to undertake the towing work
2. Waiting time at the scene of an accident
3. Cleaning of all glass / debris from the scene of an accident relating to the motor vehicle towed
4. Cleaning the tow truck including any fluid leaks or spills from the vehicle being towed
5. Disconnection of a battery, if required
6. Reasonable phone calls required to secure the towing work
7. All administration charges including
 - i. Any photographs required,
 - ii. All documents pertaining to the tow, whether faxed or posted (i.e. invoice for payment, towing authorisation and contact details),
 - iii. Notifying the owner of the motor vehicle in writing of applicable storage fees
8. Relocation / removal of the vehicle to an accessible position in the holding yard for release
9. Any other requirement to comply with the Act or Regulations

A towing authorisation **MUST** be used for any towing work where the vehicle has been involved in an accident. This would include any motor vehicle requiring a tow from the scene of any collision, impact, crash, etc and would include ram raids or recovered stolen vehicles that have been involved in accidents.

Any charge for any work or expense deemed by the operator to require a charge above that as listed **MUST** be itemised on the invoice. These **MUST** be listed as an incurred expense not on a generic basis and **MUST** be able to undergo audit probity.

Therefore, a receipt, account or photograph is required by the Roads & Traffic Authority (RTA), vehicle owner and insurance company to identify and justify any excess charge. If no documentation can be produced to substantiate the work no additional fee can be charged. In all cases the expense charged **MUST** not exceed the expense incurred (eg. If invoiced for crane to assist with salvage for \$80, you can only bill the customer \$80)

Any time standing at the scene of an accident, including awaiting Police / Emergency Services permission to remove a motor vehicle, by towing, is **NOT** a separate charge but is included in the total charge for the towing work.

If two or more vehicles are carried simultaneously on a *subsequent tow*, any applicable excess kilometre fee or applicable toll can only be applied to one vehicle. No fees are applicable for towing work which is undertaken in accordance with any direction of a police officer or an authorised officer to move a motor vehicle that is causing an unreasonable obstruction to the nearest place where it no longer causes an obstruction. A towing authorisation is not required for such towing work in accordance with such a direction. A towing authorisation is required for any subsequent towing work.

For tows conducted in the Other Area the tow charge includes kilometres travelled for both the journey to the scene of the accident and then to the destination specified on the towing authority. For tows conducted in the Defined Areas (Sydney, Newcastle, Wollongong) the tow charge includes kilometres travelled from the scene of the accident to the destination specified on the towing authority only.

Operators must comply with the following:

1. Any invoice for towing, salvage and storage work **MUST** be in accordance with that as stated herein,
2. If any salvage work exceeds 30 minutes, a minimum of 2 photographs of the incident, clearly showing the position of the motor vehicle being salvaged **MUST** accompany the invoice, and be provided with the claim for salvage fees,
3. The owner, driver or their authorised representative **MUST** be provided access, free of charge, during business hours, to collect the motor vehicle or to retrieve personal possessions from the motor vehicle. If access is required outside business hours the owner / driver or their authorised representative is to be advised verbally and in writing of any applicable fees prior to such access being provided,
4. All operators **MUST** display a clearly visible sign in the operator's office and holding yard advising of any ongoing charge for storage after 72 hours,
5. *In the event that a police officer or authorised officer is the signatory of the towing authorisation copies of the towing authorisation and tow fee quotation must be provided to the Officer signing for forwarding to the owner/driver of the motor vehicle.* The owner, driver **MUST** be provided an estimate of all charges and advised of the maximum storage fee of \$16 per day
6. No demand will be made to insurance companies for a cash only payment for vehicle collection. All operators are to ensure that vehicles to be collected by an insurer are placed in an easily accessible location upon payment for all towing, salvage, storage charges and any other itemised expense that are deemed to be within the charges as stated herein,
7. Any charge levied outside the Schedule of Maximum Charges **MUST** be justified. Any additional charges:
 - i. **MUST** be unique, and relate to the towing/salvage/storage of the said vehicle
 - ii. can only be for what is clearly additional work to meet the requests of the user (whether insurer or vehicle owner)
 - iii. **MUST** be fully itemised with records (including receipts, invoices, photographs or accounts) to be kept at the operators premises (refer clause 50 & 51 - Tow Truck Industry Regulation 2008)
 - iv. cannot be levied on a generic basis (eg a blanket \$25),
 - v. **MUST** be identified and itemised on an invoice (refer clause 50 & 51 - Tow Truck Industry Regulation 2008). These charges are to be explained to the owner / driver prior to the service being provided,
 - vi. Invoices / receipts / accounts **MUST** be itemised and made available if requested by the TTA, owner / driver or insurance company prior to or at time of settlement of an invoice.
8. Levies such as fuel levies can not be charged.

DEFINITIONS

Accident means any collision, impact or other event (however caused) resulting in damage to a motor vehicle.

Accident Damaged Motor Vehicle means a motor vehicle unable to proceed for reasons other than mechanical and/or electrical break down.

Accident Towing Work means the towing or carrying away by a tow truck of a motor vehicle involved in an accident, either from the scene of the accident or from the place to which the motor vehicle has been moved following the accident.

Business Hours means the period commencing 8.00am and concluding 5.00pm on Business Day/s.

Business Day/s means Monday to Friday excluding Public Holidays.

Defined Areas means the areas of Sydney, Newcastle and Wollongong as defined by the TTA and as shown on the attached map.

Motor vehicle means a motor vehicle (other than a light rail vehicle) or trailer within the meaning of the *Road Transport (General) Act 2005*.

Other Area means that area of N.S.W other than the Defined Areas.

Road means an area that is open to or used by the public and is developed for, or has as one of its main uses, the driving or riding of motor vehicles.

Road related area means:

- (a) an area that divides a road, or
- (b) a footpath or nature strip adjacent to a road, or
- (c) an area that is open to the public and is designated for use by cyclists or animals, or
- (d) an area that is not a road and that is open to or used by the public for driving, riding or parking vehicles, or
- (e) a shoulder of a road, or
- (f) any other area that is open to or used by the public and that has been declared by any other Act

Salvage means the recovery of a motor vehicle from an area other than a road or road related area.

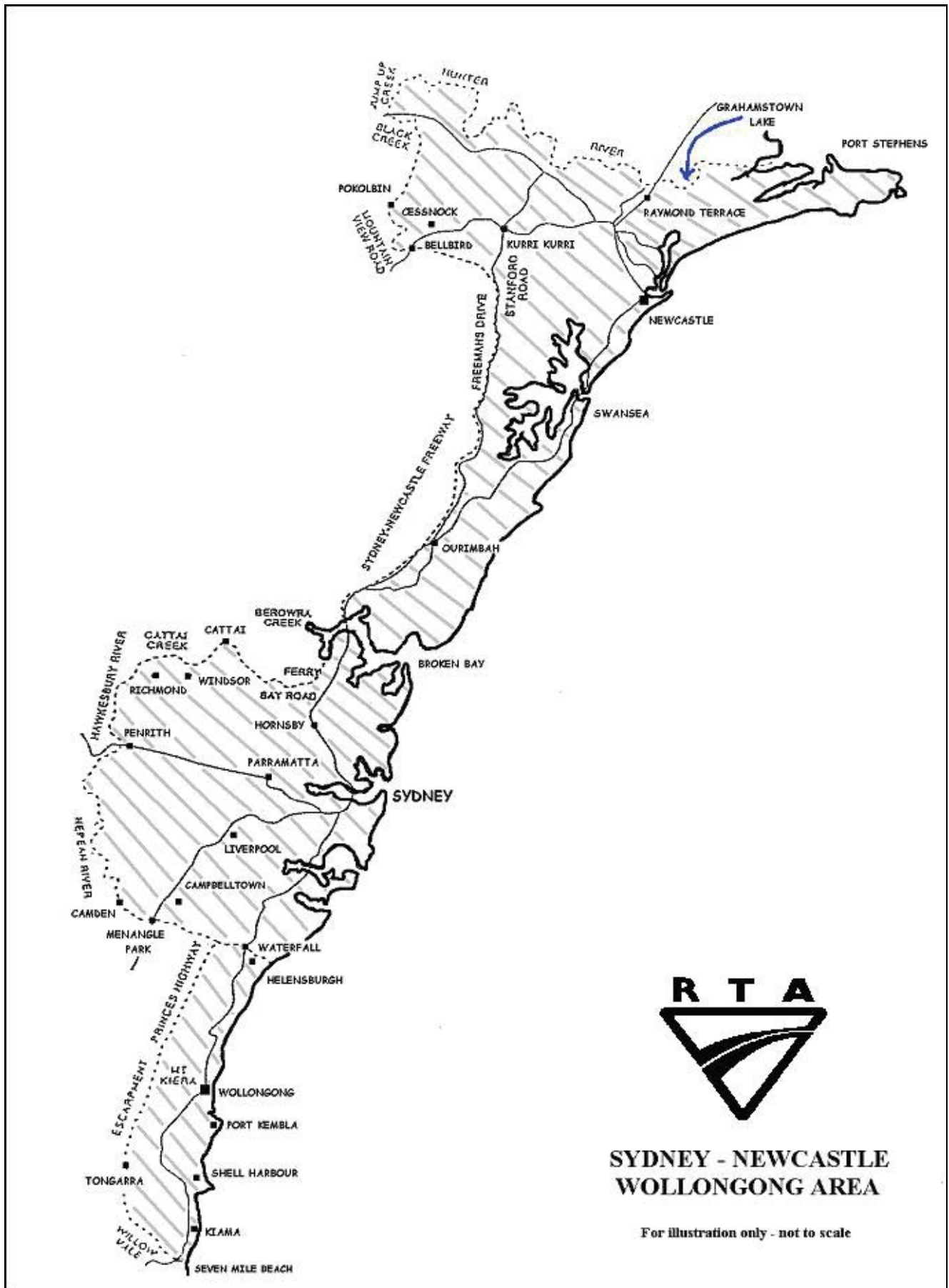
Scene of an accident means an area proximate to the point where a motor vehicle involved in an accident has, as an immediate result of the accident, come or been brought to a stationary position.

Storage means storage within an authorised holding yard specified on the licensee's schedule and in accordance with the Act.

Subsequent Tow means towing by the operator specified on the original towing authorisation from a place of storage or repair to a further destination.

Towing means all activities involved with the securing, loading and transporting of a motor vehicle with the exception of salvage and storage

NOTE: All motor vehicle accidents from which a motor vehicle is towed must be reported to the NSW Police immediately, please ensure that you inform your customers of this requirement.





PROHIBITED TOW TRUCK POLICY

- Section 56 of the Tow Truck Industry Act 1998 makes provision for the Tow Truck Industry Regulation 2008 to prohibit certain tow trucks. Clause 53 of the Regulation defines a prohibited tow truck as a one-tonne tow truck. However, a one-tonne tow truck that is operated under the authority of a licence is not a prohibited tow truck if the RTA has approved its use and operation as a condition of the licence.
- Under clause 53(3) of the Tow Truck Industry Regulation 2008 a one-tonne tow truck means any tow truck that does not comply with the following requirements:
 - (a) A load capacity of at least 1.2 tonnes,
 - (b) A lifting apparatus with a safe working load of one tonne or more,
 - (c) Capacity to tow vehicles that exceed 2 tonnes.
- The application for an exemption under clause 53(2) of the Tow Truck Industry Regulation 2008 must be made on the prescribed form. The General Manager Tow Truck Licensing & Compliance will consider applications using the following criteria:
 - Location of tow truck business;
 - Type of work the vehicle will primarily undertake;
 - Frequency of use;
 - Other available technology; and
 - Public interest.
- If an exemption is granted, the maximum period of exemption for operators is the term of their existing licence and a maximum of two trucks can be approved per geographic region. The vehicle will be listed as a "Category C – Vehicle exempted under Clause 53(2) of the Tow Truck Industry Regulation 2008" on the Licence Schedule. The vehicle will operate under the existing Category C Licence Conditions. A new exemption application will be required for all future Tow Truck Operator's Licence applications.
- No exemptions will be granted to operators applying for a Tow Truck Operator's Licence for the first time.

Terry Hickey
General Manager
Tow Truck Licensing & Compliance

1 September 2008

Updated to reflect the introduction of the *Tow Truck Industry Regulation 2008*

Roads and Traffic Authority ABN 64 480 155 255

Parramatta Motor Registry, 27-31 Argyle Street, Parramatta NSW 2150
Locked Bag 5054 Parramatta NSW 2124 T 1300 131 134 | F 02 8849 2075 | E towtrucks@rta.nsw.gov.au
www.rta.nsw.gov.au | 13 22 13



CATEGORY C LICENCE CONDITIONS

Category C – prohibited tow truck which may be used and operated subject to the following conditions:

1. Conditions imposed on this licence may be amended by varying, adding or omitting specified conditions at any time.
2. An approved category C tow truck may only be used or operated for any general salvage/towing when all other approved Category A or B tow truck(s) operated by the licensee is/are not suitable.
3. If used or operated in accordance with Condition 2, the approved Category C tow truck may only tow the vehicle to the nearest place of safety where the tow must be continued by an approved Category A or B tow truck operated by the licensee.
4. An approved Category C tow truck may only attend the scene of an accident if an approved Category A tow truck operated by the licensee is already in attendance at the scene of the accident and all other approved tow truck(s) operated by the licensee is/are not suitable to undertake the salvage work required.
5. An approved Category C tow truck may not tow a vehicle if the unladen mass of the vehicle being towed exceeds the unladen mass of the tow truck.
6. The lift capacity as approved by the Roads and Traffic Authority, of the approved Category C tow truck must be prominently displayed on the tow truck.
7. The safe working load of the lifting apparatus of an approved Category C tow truck, if fitted, must be prominently displayed on the tow truck.



**APPLICATION TO OPERATE A TOW TRUCK UNDER CLAUSE 53 (2)
OF THE TOW TRUCK INDUSTRY REGULATION 2008**

1. Licence Name:

2. Licence No.:

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3. Trading Name:

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4. Address:

Postcode:

5. Phone:

6. Mobile:

7. Fax:

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VEHICLE DETAILS

8. Registration (Plate No.):

9. VIN/Chassis No.:

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10. TARE:

11. GVM:

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12. Vehicle Type:

--

13. Area Where Vehicle will Operate:

--

14. Type of Work Vehicle will Undertake:

15. No. of Tows Vehicle has Undertaken in previous Licence Term:

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<p>PLEASE ATTACH A COPY OF CURRENT REGISTRATION PAPERS (with GVM) AND ON-HOOK INSURANCE POLICY FOR VEHICLE</p>
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Department of Water and Energy

WATER ACT 1912

APPLICATIONS for licences under Part 2, section 10 of the Water Act 1912, within a proclaimed (declared) local area under section 5(4) has been received as follows:

Namoi River Valley

Graham John SIMS for a pump on the Peel River on Lot 29, DP 1106672, Parish Nemingha, County Parry, for irrigation of 5 hectares (permanent transfer of existing entitlement) (Reference: 90SL100979).

Scott Leslie IRWIN and Cathy-Ann IRWIN for a pump on the Peel River on Lot 27, DP 753851, Parish Woolomol, County Inglis, for irrigation of 32 hectares (Lucerne) (permanent transfer of an existing allocation) (Reference: 90SL100990).

Henry Barnes QUILTY for a pump on Currabubula Creek on Lots 104 and 105, DP 751008, Parish Clift, County Buckland, for irrigation of 8 hectares (permanent transfer of existing allocation) (Reference: 90SL100963).

Phillip HAHN and Rosemarie HAHN for a pump on the Peel River on Lot 452, DP 603304, Parish Loomberah, County Parry, for water supply for domestic purposes (Reference: 90SL100989).

Elizabeth BAILEY for a pump on the Macdonald River on Lot 7030, DP 93185, Parish Bendemeer, County Inglis, for irrigation of 1 hectare. (permanent transfer) (Reference: 90SL100734).

SEAFELL PTY LTD for 1 x Pump and 1 x Diversion Channel on Carroll Creek on Lots 49 and 50, DP 751010; 1 x bywash dam on Carroll Creek on Lot 50, DP 751010 and Lot 1, DP 68163; 1 x diversion channel and regulator on Carroll Creek and unnamed watercourse on Pt Lot 15, DP 751010; 1 x pump and 1 x diversion channel on the Mooki River on Lots 9, 10, 111 and 112, DP 751010; 1 x diversion channel and regulator on the Mooki River on Lot 104, DP 751010; a block dam on an unnamed watercourse on Pt Lot 15, DP 751010 and 1 x pump on an unnamed watercourse on Pt Lot 15 and Lot 18, DP 751010, all Parish Cooridoon, County Buckland, for conservation of water and water supply for stock purposes and irrigation of 162 hectares (cotton, cereals and augmentation of water to Carroll Creek) (replacement licence – additional diversion channel and regulator on the Mooki River – no increase in entitlement) (Reference: 90SL100815).

Written objections to the applications specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed area whose interests may be effected and must be lodged with the Department of Water and Energy, PO Box 796, Murwillumbah NSW 2484, within 28 days of the date of publication.

DENNIS MILLING,
Manager,
Licensing

Other Notices

ANTI-DISCRIMINATION ACT 1977

Exemption Order

- (A) Under the provisions of section 126 of the Anti-Discrimination Act 1977 (NSW), and on the recommendation of the Anti-Discrimination Board, but for the purposes only of meeting the Applicant's legal obligations pursuant to Manufacturing Licence Agreements, Technical Assistance Agreements, Proprietary Information Agreements, and or license agreements granted by the US Department of State, pursuant to the United States International Traffic in Arms Regulations ('ITAR') and Export Administration Regulations ("EAR) ("the US Regulations"), the Applicant is granted an exemption from the provisions of sections 8, 10 and 51 of the Anti Discrimination Act 1977 to the extent necessary to permit the Applicant to do the following:
- (a) ask present and future employees and contractors to declare, to the best of their knowledge and belief, their:
 - (i) exact citizenship (including any dual citizenship); and/or
 - (ii) place of birth;
 - (b) require present and future employees (including contractors' staff) and contract workers to wear a badge to reflect the fact of access to controlled technology or levels of access to any controlled technology. Such badges may be coded but not in such a way as to identify the citizenship, as declared, or place of birth of the person or the reasons for that person's level of access;
 - (c) require employees and contractors involved in projects which use technology and/or material to which the US Regulations apply to notify the Applicant of any change to their citizenship status which occurs to the best of their knowledge and belief;
 - (d) restrict access, by means of transfer if necessary, to controlled technology and the performance of particular roles in the Applicant's organisation connected with the use of controlled technology, to particular members of the Applicant's workforce, based on their citizenship, as declared, or place of birth;
 - (e) reject applications from prospective employees and contractors for positions related to projects which use controlled technology, based on the prospective employee or contractor's citizenship, as declared, or place of birth but not on the basis of the prospective employee's descent, or ethnic or ethno-religious or national origin;
 - (f) advertise controlled positions with the Applicant as being subject to this exemption order; and
 - (g) record and maintain a register of those employees (including contractors' staff) and contract workers that are permitted to access controlled material or work on controlled projects due to citizenship or place of birth status and access to such register is to be limited to only those employees (including contractors' staff) and contract workers of the Applicant with a need to know.
- (B) This Exemption Order does not extend to any other identification, collection, storage or use of information in relation to any employee in respect of that employee's race, colour, nationality, descent or ethnic, ethno-religious or national origin. Except to the extent expressly provided herein, this Exemption Order does not excuse, or purport to excuse, the Applicant from complying with their obligations pursuant to the Anti-Discrimination Act 1977 (NSW) or any other legislation or at common law.
- (C) The Applicant is required, prior to taking any action permitted by this Exemption Order, to provide all employees, and prospective employees with:
- (i) express notice that they may be adversely affected by this exemption if they are not an Australian citizen or if they hold dual citizenship;
 - (ii) a reasonable explanation in plain English of the nature of any adverse effects of such action to them; and
 - (iii) information (at the time of recruitment in the case of prospective employees) about how they can apply for Australian citizenship.
- (D) In addition to the above conditions the Applicant is required to:
1. produce comprehensive anti-discrimination policies governing all aspects of the work and workforce, including management, and with particular regard to race discrimination, vilification and harassment and victimisation;
 2. establish concise and comprehensive dispute resolution and grievance procedures to receive, investigate and resolve discrimination complaints and grievances and, in particular, those relating to race discrimination, vilification and harassment and victimisation;
 3. implement training programs, including at induction, to ensure that all members of the Applicants' workforces, including management, are fully informed of their rights and obligations under such policies and procedures particularly with regard to issues of race discrimination, vilification, harassment and victimisation;
 4. ensure that all members of the workforce, including management, receive regular education and training in issues of discrimination, particularly race discrimination, vilification, harassment and victimisation;
 5. take steps to fully inform the workforce, including management, of their rights under the Anti-Discrimination Act 1977 (NSW) (ADA) and, in particular (but not limited to) the complaints procedure under the ADA and to ensure that all members of the workforce, including management, are aware of the rights of aggrieved persons to take their complaints to the Anti-Discrimination Board and through the Administrative Decisions Tribunal;
 6. take steps to fully inform the workforce, including management, of the requirements of, and their rights and obligations under, the Racial Discrimination Act 1975 (Cth);

7. notify the Board if the discriminatory terms and provisions of the relevant US legislation and/or Regulations are repealed or become inoperative, so that this Exemption Order may be revoked or amended.
- (E) The Applicant is required to advise the Anti-Discrimination Board, every six months from the date of this Exemption Order, over the three year period specified in the order, of:
- (1) The steps they have taken to comply with all the above conditions, including:
 - (a) the number of job applicants rejected for ITAR purposes, but subsequently appointed to other roles within each reporting period
 - (b) the number of employees retrenched or redeployed due to ITAR requirements and any steps taken to minimise retrenchment or redeployment, and any steps taken generally to mitigate the impact of the Applicant's responsibility under ITAR on the deployment of its workforce within each reporting period;
 - (c) the number of vacancies advertised within each reporting period, including the number of such vacancies where candidates were required to satisfy ITAR related requirements.
 - (2) The implementation and compliance generally with the terms of this Exemption Order.
- (F) The Applicant is required to take all reasonable steps to ensure that any employees adversely affected by this exemption order, retain employment with the Applicant, and do not suffer a reduction in wages, salary or opportunity for advancement.

If the Applicant, in order to enable it to comply with the US Regulations or related contractual obligations associated with the US Regulations, moves a member of the workforce from one project to another, the Applicant must take reasonable steps both to explain to that person why the transfer has occurred and to avoid any race-based hostility that might result from the transfer.

Where prospective employees adversely affected by this Exemption Order would otherwise have been acceptable to the Applicant as employees, the Applicant is required to consider and, if feasible, implement reasonable and practicable alternatives to rejection, such as employment in other work or obtaining the necessary approvals under the US Regulations.

In this Exemption Order:

- (a) the expression "the Applicant" is Thales Australia Ltd; and
- (b) the expression "controlled technology" means any technical data, defence service, defence article, technology or software which is the subject of export controls under the US Regulations.
The expression "controlled position" means employment in positions which require the employee to access controlled technology

This exemption is for a period of three years.

Dated this 12th day of September 2008.

JOHN HATZISTERGOS, M.L.C.,
Attorney General

ASSOCIATIONS INCORPORATION ACT 1984

Reinstatement of Cancelled Association pursuant to Section 54A

THE incorporation of Port Stephens Womens Crisis and Support Group Incorporated (Y0539424) cancelled on 11 July 2008, is reinstated pursuant to section 54A of the Associations Incorporation Act 1984.

Dated: 11th day of September 2008.

CHRISTINE GOWLAND,
Manager,
Financial Analysis Branch,
Registry of Co-operatives and Associations,
Office of Fair Trading,
Department of Commerce

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 54

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 54 of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

A.S.P.E.C.T – Australian South Pacific Educational & Commercial Training Inc – INC9874714

Alternative Scientific & Technological Research Organisation Inc – Y1551532

Community Access Television (CAT) Inc – Y0954117

Goulburn Touchball Association Incorporated – Y1452240

International and Australian Knife Defence Association Incorporated – INC9877689

Jishukan Ryu (New South Wales) Inc – Y1232405

Lennox Head Dolphins Rugby League Football Club Inc – Y0948403

The Mountain Mothball Committee Inc – Y1627129
Macleay Personnel Inc – Y1456424

Muswellbrook Roller Skating Club Incorporated – Y0885842

Nepean Blind Sports Club Inc – Y0959200

North Coast Nomads Motor Cycle Collectors Club Inc – Y1263341

Nimbin/Terania Football Club Inc – Y0764515

Oaklands Netball Club Inc – Y1520939

The Piano Tuners & Technicians Guild (NSW) Inc – Y0860718

Quirindi Polo Carnival Club Inc – Y1097621

Riverina Rugby Union Inc – Y1171446

Red Deer Society of Australia Inc – Y1069235

Sydney Senior Chinese Association Inc – Y1087331

Southern Monaro Employment Education & Training Committee Inc – Y1555128

Sapphire Coast Athletics Club Incorporated – Y1307740

World Seido Karate Organization Sydney Inc – Y0865507

Woodburn-Evans Head District Meals on Wheels Inc – Y0004819

All Nations Christian Fellowship (Sydney) Inc – INC9878693
 Association of Security Training Organisations Inc – Y0969000
 Association for Prevention of Cot Death Inc – Y0975743
 Australian Republican Association Incorporated – Y1002427
 Bulli Children's Centre Inc – Y1328043
 Country and Old Time Music Club Inc – Y1256336
 Hastings Junior Baseball League Inc – Y1219000
 Kiwi Golf Club-Sydney Inc – Y1169230
 L'Atelier International Association for the Arts Inc – Y0753326
 Mid North Coast Regional Employment Education & Training (OLMA) Committee Inc – Y1623337
 Sydney Gay and Lesbian Concert Band Inc – Y1426926
 TLC for Kids Australia Incorporated – INC9877777

CHRISTINE GOWLAND,
 Manager,
 Financial Analysis,
 Registry of Co-operatives and Associations,
 Office of Fair Trading,
 Department of Commerce
 9 September 2008

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 54

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 54 of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Argent Street Traders Incorporated – Y1615433
 Argonauts Australian American Football Club Inc – Y1213018
 Attunga Horse & Rider Club Inc – Y0018607
 Bathurst Railway Rugby League Club Association Inc – Y0969245
 Bathurst Penguins Rugby League Football Club Inc – Y1010625
 The Beginning Experience – Central West Branch Inc – Y1042117
 Budgewoi & District BMX Club Inc – Y1102030
 Barellan Central School Council Inc – Y1527330
 Caring Hands Inc – Y0864804
 The Chinese Alliance for Democracy, Sydney Division Inc – Y0952221
 China Spring Research Institute Australia Inc – Y1114020
 Cobar Life Education Committee Inc – Y1543726
 Coonabarabran Rugby Union Club Inc – Y0381438
 Dragon Style Kung Fu Association Inc – Y1082836
 Dinkinesh Magazine Incorporated – INC9879202
 Hornsby Ku-Ring-Gai Youth Network Inc – Y1257137
 Higher Education Research and Development Society of Australasia Incorporated – Y1064348

Jevcmc Deep Sea Fishing Club Inc – Y1454332
 Newcastle Bodyboard Club Incorporated – Y1697934
 St Marys Churches Soccer Club Incorporated – Y1916219
 Save Wallagoot Lake Action Group Inc – Y1171201

CHRISTINE GOWLAND,
 Manager,
 Financial Analysis,
 Registry of Co-operatives and Associations,
 Office of Fair Trading,
 Department of Commerce
 11 September 2008

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 54

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 54 of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

The Newcastle and District Trainers' Association Incorporated – Y2086328
 Argentina-Australia Chamber of Commerce of New South Wales Inc – Y1740235
 Harley Crescent Pistol Club Incorporated – Inc9878475
 Agricultural Lessees Association Incorporated – Y2203016
 Apex Club of Dubbo Inc – Y0314408
 Berrima District Model Railway Club Inc – Y0803145
 Central Coast Christian Broadcasters Association Incorporated – Y2634912
 Griffith City Development Corporation Incorporated – Y2798136
 Hay Blue Light Disco Inc – Y0412409
 Health Informatics Association of New South Wales Inc – Y1265041
 Hillston Blue Light Incorporated – Y1628616
 Howlong Blue Light Disco Inc – Y0468714
 Inverell Blue Light Disco Inc – Y0435735
 Lake Cargelligo Blue Light Incorporated – Y1364235
 Kempsey Blue Light Disco Inc – Y1159136
 Leeton Blue Light Disco Inc – Y0394229
 Lightning Ridge Blue Light Disco Inc – Y0766803
 Lockhart and District Blue Light Disco Inc – Y0387420
 Macquarie Fields District Blue Light Disco Inc – Y0387224
 Monaro Soccer Club Incorporated – Y2141648
 Murwillumbah Blue Light Incorporated – Y1628322
 Nambucca Valley Blue Light Incorporated – Y2644810
 Naval Association of Australia Mullumbimby Sub-Section Inc – Y1083539
 Nelson Bay Blue Light Disco Inc – Y0984840
 North Shore Blue Light Incorporated – Y3051104
 Penrith Youth Bus Project Incorporated – Y2906707
 Quandialla/Caragabal Blue Light Disco Inc – Y0767016

Riverstone & District Blue Light Incorporated – Y2293421
 Rylstone/Kandos Blue Light Disco Inc – Y0400419
 St Marys Blue Light Disco Inc – Y0400321
 Toronto Blue Light Disco Inc – Y0658120
 Tumut Region Chamber of Commerce, Industry and Tourism Incorporated – Y1040809
 Telopea Before and After School Care Inc – Y1168821

CHRISTINE GOWLAND,
 Manager,
 Financial Analysis,
 Registry of Co-operatives and Associations,
 Office of Fair Trading,
 Department of Commerce
 12 September 2008

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 54

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 54 of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Rotaract Club of Coffs Harbour Inc – Y1011818
 Rotary Club of Gundagai Inc – Y1292626
 Wingecarribee Arts Council Incorporated – Y2752121
 Workplace21 Incorporated – Y0781810
 Coona Toy Library & Resource Centre Inc – Y0273833
 Howlong Public Hall Inc – Y1255437
 Marions Club Inc – Y1324643
 National Property Services Association Inc – Y1247239
 Grenfell Harness Racing Club Inc – Y1245000
 Newcastle Commodore User Group Inc – Y1200619
 East Goulburn Junior Soccer Club Inc – Y1263537
 Burringbar and District Progress Association Incorporated – INC9874860
 Egyptian Community Office Incorporated – INC9876618
 Deniliquin Gem Club Inc – Y1220317
 Australian Macedonian Mountaineering Alpine Association 'Dimitar Ilievski' Inc – Y1237733
 Steelmakers Alpine Club Inc – Y0123123
 Wyangala Sailing Club Inc – Y1212021
 Inverell Campdraft Club Inc – Y1006905
 Mosman Community Centre Inc – Y1232846
 Australian International Trade Association Incorporated – INC9875578

CHRISTINE GOWLAND,
 Manager,
 Financial Analysis,
 Registry of Co-operatives and Associations,
 Office of Fair Trading,
 Department of Commerce
 12 September 2008

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation pursuant to Section 54

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 54 of the Associations Incorporation Act 1984.

Cancellation is effective as at the date of gazettal.

Women's Bodyboarding Australia Incorporated – Y2700539
 Bellingen Basketball Association Incorporated – Y2381720
 Touchstone Sensory Garden Incorporated – Y1721926
 Antar (Australians for Native Title and Reconciliation) Coalition Incorporated – Y2653515
 Bomaderry Chamber of Commerce and Industry Inc – Y1353046
 Candelo Chamber of Commerce Incorporated – Y1890112
 Condobolin All Schools Triathlon Association Incorporated – Y2705426
 Parramatta Basketball Referees Association Inc – Y0901440
 Perfect Circles Incorporated – INC9875746
 Shorelines Bermagui Festival of Words Incorporated – Y2829744
 Tamworth Sporties Swim Club Incorporated – Y2704233
 The Green Point Students' Association Incorporated – Y2483317
 Tweed Valley All Sports Tennis Club Inc – Y0982503
 Alsa Conference 2004 Society Incorporated – INC9880376
 Australian Asian International Trading Promotion Association Incorporated – Y2202019
 Ex-Services Last Post Association Inc – Y0251014
 Macarthur Horse Trials Incorporated – Y2167328
 Veterans' Villages Incorporated – Y2844310

CHRISTINE GOWLAND,
 Manager,
 Financial Analysis,
 Registry of Co-operatives and Associations,
 Office of Fair Trading,
 Department of Commerce
 15 September 2008

CIVIL LIABILITY ACT 2002

ORDER

I, JOHN HATZISTERGOS, M.L.C., Attorney General, in pursuance of section 17 (1) of the Civil Liability Act 2002, by this Order, declare the amount that is to apply for the purposes of section 16 (2) of the Civil Liability Act to be \$450,000 from 1 October 2008.

Signed at Sydney, this 10th day of September 2008.

JOHN HATZISTERGOS, M.L.C.,
 Attorney General

EDUCATION ACT 1990**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land and Easement
for Public School

THE Minister for Education and Training, with the approval of Her Excellency the Governor, declares by its delegate that the land and easement described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Education Act 1990.

Dated at Sydney, this 15th day of September 2008.

RAY MASTERTON,
Delegate of the Minister for Education and Training

SCHEDULE

1. All that piece or parcel of land situated in the Local Government Area of Gosford, Parish of Gosford and County of Northumberland, being Lot 702, Deposited Plan 1128417, being part of folio identifier 522/1017539, and
2. An easement for Right of Carriageway over part of the land in the Local Government Area of Gosford, Parish of Gosford and County of Northumberland, comprised in Lot 701, DP 1128417, being part of folio identifier 522/1017539 shown as "Proposed Right of Carriageway 6.5, 10, 12.19, 17.5, 20.195 and variable width" designated "ROC" on DP 1128417.

The terms and conditions of the Right of Carriageway will be that the Minister for Education and Training and every person authorised by him or her and any member of the public will have full and free right to go, pass and repass at all times and for all purposes with or without animals or vehicles or both over the land indicated.

GEOGRAPHICAL NAMES ACT 1966

Notice of Amendment of Address Locality Boundary
within the Hornsby Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day amended the address locality boundary between Berowra and Mount Kuring-gai in the Hornsby Local Government Area as shown on map GNB3707-1-A.

The position and extent of these address localities are shown on map GNB3707-1 and are recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's web site at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

Geographical Names Board,
PO Box 143, Bathurst NSW 2795.

HEALTH SERVICES ACT 1997

Order Amending the Scale of Fees for Hospital and Other
Health Services

PURSUANT to section 69 of the Health Services Act 1997, I, Professor Debora Picone, Director-General of the Department of Health, acting as a duly appointed delegate of the Minister for Health, do by this Order hereby amend the currently applying Scale of Fees for hospital services and other health services to the extent and in the manner set forth in the Schedule below to take effect on and from the date of gazettal of this notice.

Professor DEBORA PICONE,
Director-General

SCHEDULE**Amendment of Scale of Fees**

The Schedule entitled "Scale of Fees" which is attached to the currently applying "ORDER FIXING A SCALE OF FEES FOR HOSPITAL AND OTHER HEALTH SERVICES" is amended as follows:

Insert in "PART 3 – OTHER CHARGES", immediately following item 3B. the following new item 3C:

3C. LIFETIME CARE & SUPPORT (LTCS) SCHEME

The LTCS scheme is a no-fault scheme that provides Acute Care Services and Rehabilitation Services to persons who sustain LTCS type injuries (in this item 3C. being spinal cord injury, moderate to severe brain injury, multiple amputations, severe burns or blindness arising from a motor vehicle accident and are accepted under the LTCS scheme by the Lifetime Care & Support Authority).

3C.1. Acute Care Services

Admitted patient and non-admitted patient services provided to all persons with LTCS type injuries while in the acute care phase of their treatment (including "at fault drivers").

Charging: Rates are to be the same as those set under the bulk billing agreement, under the Compulsory Third Party (CTP) Scheme, as applicable from time to time.

3C.2. Rehabilitation Services

3C.2.1 Admitted patients with brain injuries and spinal cord injuries admitted to a designated Brain Injury Rehabilitation Unit or designated Spinal Injury Rehabilitation Unit, or admitted patients with other LTCS type injuries admitted to a NSW public hospital/facility.

Category A, Category B and Category X patients:

Patients are to be charged at the applicable daily fee rates as apply from time to time under item "3A.1. Admitted Patient Services".

3C.2.2 Admitted patients with brain injuries and spinal cord injuries admitted to a designated Transitional Living Unit.

Category A and Category B patients:

Patients are to be charged at the applicable daily fee rates as apply from time to time under item “3A.2. Transitional Living Unit”.

- 3C.2.3 Admitted patients with brain injuries and spinal cord injuries admitted to a NSW public hospital, other than a designated admitted patient Brain Injury/Spinal Injury Rehabilitation Unit or designated admitted patient Transitional Living Unit.

Patients are to be charged at the applicable daily fee rates, as apply from time to time under item “1A.5. Compensable Patients”, and dependant on the classification of the hospital for the purposes of part 1A.

- 3C.2.4 Non-admitted patients with brain injuries and spinal cord injuries who receive non-admitted patient services in a designated non-admitted patient Brain Injury/Spinal Injury Rehabilitation Unit or Transitional Living Unit, and non-admitted patients with other LTCS type injuries who receive non-admitted patient services in a NSW public hospital/facility.

Patients are to be charged at the applicable cumulative rate per half hour or part thereof as applies from time to time under item “3A.3. Non Admitted Patient Services”. The total fee shall not be greater than the equivalent of 5 hours per day of non-admitted patient care.

- 3C.2.5 Non-admitted patients with brain injuries and spinal cord injuries who receive non-admitted patient services in a NSW public hospital, other than a designated non-admitted patient Brain Injury/Spinal Injury Rehabilitation Unit or Transitional Living Unit.

Patients are to be charged at the applicable non-admitted patient occasion of service rates as apply from time to time under item “4B. Compensable Patients”, and dependant on the classification of the hospital for the purposes of Part 4.

3C.3. Outpatient Medical Clinic Appointments

Medical Consultation – New (initial assessment)

Medical Consultation – Review (follow-up appointment)

Patients are to be charged at the applicable Standard Fee service rates as apply from time to time under item “3A.4. Outpatient Medical Clinic Appointments”.

3C.4. Group Activities

Qualified

Unqualified

Patients are to be charged at the applicable time rates per half hour or part thereof as apply from time to time under item “3A.5. Group Activities”.

Note: Categories, classifications or descriptions of service referred to in 3C.2.1, 3C.2.2, 3C.2.3 and 3C.2.4 are to be considered the same as those defined or set out in Department of Health Policy Directive PD2006_048 (Brain Injury Rehabilitation Program – Fees Policy), or as that policy is subsequently amended or revised from time to time.

NSW SERVICE MEDALLION RECIPIENTS

Awarded 4 September 2008

	<i>First Name, Surname, Post Nominal</i>	<i>Nominating Department</i>
1.	Annette JORDAN	Department of Arts, Sport and Recreation – State Library of NSW
2.	Stephen HENDERSON	Department of Education and Training – TAFE
3.	Kevin SANDALL	Department of Housing
4.	Jeff DORAHY	NSW Police
5.	Paul JONES	Public Trustee New South Wales
6.	Anthony ARTS	Roads and Traffic Authority
7.	Bryce JEFFRESS	Roads and Traffic Authority
8.	Christopher HARVEY	Roads and Traffic Authority
9.	Charles McINNES	Roads and Traffic Authority
10.	Norman BURKE	Roads and Traffic Authority
11.	Traianos TZAVELLA	Roads and Traffic Authority
12.	Michael YOUNG	Roads and Traffic Authority
13.	William TUCK	Roads and Traffic Authority
14.	John CRETHAR	Roads and Traffic Authority
15.	Anthony STURT	Roads and Traffic Authority
16.	Alfred WRIGHT	Roads and Traffic Authority
17.	Geoff COX	Roads and Traffic Authority
18.	Barry ST CLAIR	Roads and Traffic Authority
19.	Christopher OSMAN	Roads and Traffic Authority
20.	Petar SUTEVSKI	Roads and Traffic Authority
21.	Phillip McCABE	Roads and Traffic Authority
22.	John SCHUMACHER PSM	Roads and Traffic Authority
23.	Spyros DRAGONAS	Roads and Traffic Authority
24.	Malcolm SOUTHWELL	Roads and Traffic Authority
25.	Geoffrey OLSSON	Roads and Traffic Authority
26.	David GIBBS	Roads and Traffic Authority

27.	Christopher WOODHAM	Roads and Traffic Authority
28.	Stephen GREENING	Roads and Traffic Authority
29.	James CASTLES	Roads and Traffic Authority
30.	The late Victor OSBORNE	Roads and Traffic Authority
31.	Robert WAGG	Roads and Traffic Authority
32.	Colin CONDON	Roads and Traffic Authority
33.	David CRAIN	Roads and Traffic Authority
34.	John BOWMAN	Roads and Traffic Authority
35.	Ken McWHIRTER	Roads and Traffic Authority
36.	Wayne DONALDSON	Roads and Traffic Authority
37.	Joseph SULICICH	Roads and Traffic Authority
38.	John TILLMAN	Roads and Traffic Authority
39.	Stuart MORRISON	Roads and Traffic Authority
40.	Geoff LAVERACK	Roads and Traffic Authority
41.	Philip VINE	Roads and Traffic Authority
42.	Doug DARLINGTON	Roads and Traffic Authority
43.	Laurence COOPER	Roads and Traffic Authority
44.	Greg MEEK	Roads and Traffic Authority
45.	Kenneth ROBERTS	Roads and Traffic Authority
46.	David KENNEDY	Roads and Traffic Authority

NATIONAL PARKS AND WILDLIFE ACT 1974

Carrair National Park and State Conservation Area
Bondi Gulf Nature Reserve
Central Monaro Nature Reserves
Kororo Nature Reserve
Valla and Jagun Nature Reserves
Plans of Management

PLANS of management for the above parks and reserves were adopted by the Minister for Climate Change and the Environment on 21 July 2008.

Copies of the Carrai plan may be obtained from the NPWS office at 188W North Street, Walcha NSW 2354 (ph 6777 4700). Copies of the Bondi Gulf plan may be obtained from the NPWS office at 153 Maybe Street, Bombala NSW 2632 (ph 6458 4080). Copies of the Central Monaro Reserves plan may be obtained from the NPWS office at Kosciuszko Road, Jindabyne NSW 2627 (ph 6450 5555). Copies of the Kororo and Valla and Jagun plans may be obtained from the NPWS office at Marina Drive, Coffs Harbour NSW 2450 (ph 6652 0900).

The plans are also available on the website: www.environment.nsw.gov.au.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 175 (1)
Poisons and Therapeutic Goods Regulation 2008
Withdrawal of Drug Authority

IN accordance with the provisions of Clause 175 (1) of the Poisons and Therapeutic Goods Regulation 2008, an order has been made on Dr Katherine E. NEMETH, MPO: 157497, of 471 High Street, Penrith NSW 2750, prohibiting her, until further notice, as a medical practitioner from having possession of and supplying drugs of addiction as authorised by Clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 77 of the Regulation.

This Order is to take effect on and from 15 September 2008.

Professor DEBORA PICONE, A.M.,
Director-General

Department of Health, New South Wales.
Sydney, 11 September 2008.

POISONS AND THERAPEUTIC GOODS ACT 1966

Authority to Supply Adrenaline

PURSUANT to Clauses 166 and 167 of the Poisons and Therapeutic Goods Regulation 2002, I, John Lumby, Chief Pharmacist, a duly appointed delegate of the Director-General of the Department of Health, do for the purposes of Clause 16 of that Regulation, hereby grant authority to any person who is responsible for the care or supervision of a child or young person, hereby specified as a class of person, to supply adrenaline to a child or young person under their care or supervision subject to the following conditions:

- (1) The supply is for the purpose only of administering adrenaline for the treatment of anaphylaxis or suspected anaphylaxis; and
- (2) The adrenaline is contained in a single use automatic injector syringe that is designed to deliver no more than 0.3 milligrams of adrenaline; and
- (3) Immediately after administering adrenaline, the person calls an ambulance.

Signed this 25th day of August 2008.

JOHN LUMBY,
Chief Pharmacist

PROPOSED PROTECTION OF THE ENVIRONMENT OPERATIONS (GENERAL) REGULATION 2008

THE Department of Environment and Climate Change (DECC) is seeking to replace the existing Regulation with the proposed Protection of the Environment Operations (General) Regulation 2008. The key changes include:

- Changes to environment protection licence and notice fees;
- Changes to the Load Based Licensing Scheme (including changes to assessable pollutants, threshold factors and load reduction agreements);
- Removing licensing requirements for certain low risk activities;

- Incorporating provisions from the Protection of the Environment Operations (Penalty Notices) Regulation 2004 and the Protection of the Environment Operations (Savings and Transitional) Regulation 1998 which will be repealed.

More information on the proposed Regulation including the accompanying Regulatory Impact Statement is available to download from the DECC website at <http://www.environment.nsw.gov.au/consult/DecPublicConsultation.htm> or from the DECC Information Centre, Level 14, 59 Goulburn Street, Sydney.

DECC invites all interested parties to comment on the proposed regulation. Written comments and submissions will be accepted up to 17 October 2008 and should be addressed to:

Director,
Reform and Compliance,
Department of Environment and Climate Change NSW,
PO Box A290, Sydney South NSW 1232.

Submissions can also be emailed to info@environment.nsw.gov.au.

SYDNEY WATER ACT 1994
LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Mulgoa in the Local Government Area of Penrith

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency the Governor, that all of the land described in the First Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of the Sydney Water Act 1994.

Dated at Sydney, this 16th day of September 2008.

Signed for Sydney Water Corporation by its Attorneys, MARK ROWLEY and ROBERT EDWARD SEYMOUR who hereby state at the time of executing this instrument have no notice of the revocation of the Power of Attorney Registered No. 606, Book 4541, under the Authority of which this instrument has been executed.

SCHEDULE 1

All that piece or parcel of land being Lot 1 in Deposited Plan 1104538 having an area of 602.9 square metres, being part of Lot 22, DP 1115288, in the Local Government Area of Penrith, Parish of Mulgoa, County of Cumberland and State of New South Wales.

Sydney Water Reference: 2004/15207F.

ELECTRICITY SUPPLY ACT 1995

Electricity Tariff Equalisation Fund Payment Rules

NOTICE is hereby given under section 43EO (8) of the Electricity Supply Act 1995, that the Treasurer, in consultation with the Minister for Energy, has approved an amendment to Clause 2.1.1 of the Electricity Tariff Equalisation Fund Payment Rules under section 43EO (7) of the Act.

2.1.1 Settlement Amount (SA) is the required weekly net transfer between each standard retail supplier and the Fund. A positive settlement amount means a net payment is required by the standard retail supplier to the Fund. A negative settlement amount means a net payment is required by the Fund Administrator from the Fund to the standard retail supplier.

The Settlement Amount for standard retail supplier r , for week w , is calculated as follows:

$$SA(r, w) = \alpha \cdot FSA(r, w)$$

Where α is a constant that is defined as follows:

Dates	Until 28/3/2009	29/3/2009 – 26/9/2009	27/9/2009 – 27/3/2010	28/3/2010 – 26/6/2010	27/6/2010 onwards
α	1.0	0.6	0.4	0.2	0.0

The change to the Electricity Tariff Equalisation Fund Payment Rules takes effect on the day this notice is published.

A full version of the Electricity Tariff Equalisation Fund Payment Rules is available on the NSW Treasury website at <http://www.treasury.nsw.gov.au/energy/etemcorp>.

The Hon. ERIC ROOZENDAAL, M.L.C.,
Treasurer

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

The Hon. J. J. Spigelman, AC, Lieutenant Governor.

I, the Hon. J. J. SPIGELMAN, AC, Lieutenant Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to section 224 (3) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamation of Cessnock Correctional Complex published in the *New South Wales Government Gazette* on 1 March 2002; and in variation thereof I declare Cessnock Correctional Complex to be the area comprised within the boundaries hereunder (together with all buildings or premises which are now or may hereafter be erected thereon), viz.:

All that piece or parcel of land situate in the local government area of Cessnock, Parish of Pokolbin and County of Northumberland, being Lot 1, Deposited Plan 1035135; Lot 2 and part Lot 3, Deposited Plan 76202; Lot 3, Deposited Plan 226429; Portions 156 and 186, shown by shading on Plan Catalogue Number 55678 in the Department of Commerce Plan Room reproduced hereunder and having an area of 132.3 hectares or thereabouts.

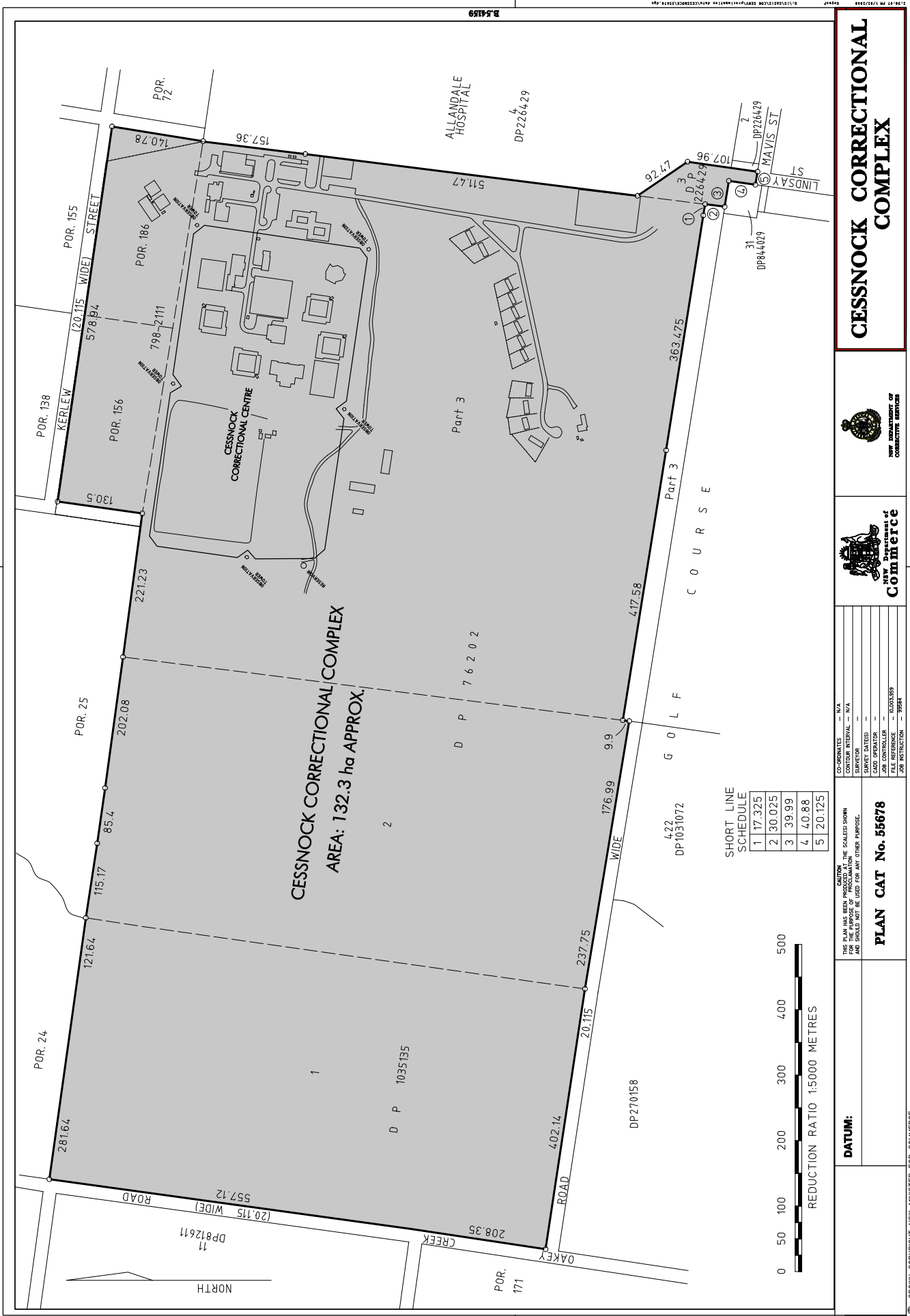
This proclamation is to take effect on and from the date of publication in the *New South Wales Government Gazette*.

Signed and sealed at Sydney, this 5th day of March 2008.

By His Excellency's Command.

JOHN HATZISTERGOS,
Minister for Justice

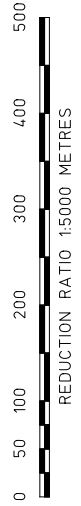
GOD SAVE THE QUEEN!



CESSNOCK CORRECTIONAL COMPLEX
 AREA: 132.3 ha APPROX.

SHORT LINE SCHEDULE

1	17.325
2	30.025
3	39.99
4	40.88
5	20.125



CESSNOCK CORRECTIONAL COMPLEX



NSW Department of
Commerce

CO-ORDINATES	— N/A
CONTOUR INTERVAL	— N/A
SURVEYOR	— TESS
FIELD BOOK	— TESS
LOAD OPERATOR	—
JOB CONTROLLER	—
FILE REFERENCE	— MORNORSP
JOB INSTRUCTION	— 0584

PLAN CAT No. 55678

DATUM:

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BLACKTOWN CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as a Public Road

NOTICE is hereby given that in accordance with section 10 of the Roads Act 1993, the land described in the Schedule below is dedicated to the public as road. R. MOORE, General Manager, Blacktown City Council, PO Box 63, Blacktown NSW 2148.

SCHEDULE

Lot 2, DP 1122808. [4175]

CABONNE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

CABONNE COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding other than gravel all mines and deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a gravel quarry and any associated facilities. GRAEME FLEMING, General Manager, PO Box 17, Molong NSW 2866.

SCHEDULE

Lot 165, DP 756868. [4176]

COWRA SHIRE COUNCIL

Roads Act 1993, Section 162

NOTICE is hereby given that Cowra Shire Council, in pursuance of section 162 of the Roads Act 1993, has named the following roads:

<i>Location</i>	<i>New Road Name</i>
Laneway located parallel between Noyeau Street and Carrington Street, West of Parkes Street, Woodstock.	Trimmers Lane.
Laneway located parallel between Rankin Street and Carrington Street, East of Parkes Street, Woodstock.	Newhams Lane.

Authorised by resolution of Council on 26 June 2006.

New road intersecting with and located on the western side of Hartley Street (opposite the intersection of Hartley and Walker Streets).	Mirage Drive.
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Authorised by resolution of the Council on 28 July 2008.

JAMES RONCON, General Manager, Cowra Shire Council, Private Bag 342, Cowra NSW 2794. [4177]

EUROBODALLA SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Eurobodalla Shire Council declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a public road. Dated at Moruya, this 19th day of September 2008. PAUL ANDERSON, General Manager, Eurobodalla Shire Council, PO Box 99, Moruya NSW 2537.

SCHEDULE

Lot 1, DP 1114783. [4178]

EUROBODALLA SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Eurobodalla Shire Council declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a public road. Dated at Moruya, this 19th day of September 2008. PAUL ANDERSON, General Manager, Eurobodalla Shire Council, PO Box 99, Moruya NSW 2537.

SCHEDULE

Lot 2, DP 1121761. [4179]

GOSFORD CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

GOSFORD CITY COUNCIL declares with the approval of Her Excellency the Governor, that an interest as set out in Schedule 2 in the land described in Schedule 1, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, to provide for an easement for underground electricity 2 wide, easement for water supply 2 wide and easement for borehole 5 wide shown on DP 1117919 affecting Lot 221, DP 755227 at Gosford Showground. Dated at Gosford this 27th day of August 2008. PETER WILSON, General Manager, Gosford City Council, PO Box 21, Gosford NSW 2250.

SCHEDULE 1

Part of Lot 221, DP 755227 as particularised on DP 1117919.

SCHEDULE 2

Terms of Easements

- 'A' Easement for Electricity purposes - Schedule 4A part 8 Conveyancing Act 1919.
- 'B' Easement for Water Supply purposes - Schedule 4A part 10 Conveyancing Act 1919.
- 'C' Easement for Bore Hole purposes -
1. The body having the benefit of this easement may:
 - (a) Run water in pipes through each lot burdened, but only within the site of this easement, and
 - (b) Install a borehole, pumps (that may be either mechanical or electrical), pipes and ancillary items.
 - (c) Take water from the borehole in any quantity and at any rate but limited to the amount and rate of extraction as approved by the Minister administering the Water Management Act, 2000.
 - (d) Do anything reasonably necessary for that purpose including:
 - entering the lot burdened, and
 - taking anything onto the lot burdened, and
 - carrying out work, including constructing, placing, repairing or maintaining pipes, borehole, pumps and equipment.
 2. In exercising those powers, the body having the benefit of this easement must:
 - (a) Ensure all work is done in a proper workmanlike manner.
 - (b) Cause as little inconvenience as practicable to the owner and any occupier of the lot burdened, and
 - (c) Cause as little damage as is practicable to the lot burdened and any improvement on it, and
 - (d) Restore the lot burdened as nearly as is practicable to its former condition, and
 - (e) Make good any collateral damage.

[4180]

GREATER HUME SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

GREATER HUME SHIRE COUNCIL declares with the approval of Her Excellency the Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of industrial development and resale. Dated at Holbrook, this 17th day of June 2008. STEVEN PINNUCK, General Manager, Greater Hume Shire Council, PO Box 99, Holbrook NSW 2644.

SCHEDULE

Lot 7010, DP 1025564.

[4181]

PORT MACQUARIE-HASTINGS COUNCIL

Roads Act 1993

Section 39, Closure of Temporary Public Road

NOTICE is hereby given that the Port Macquarie-Hastings Council hereby closes the temporary public road as described in the Schedule below. On publication of this Notice, the temporary public road ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. Authorised by resolution of Council dated 27 August 2008. ANDREW ROACH, General Manager, Port Macquarie-Hastings Council, PO Box 84, Port Macquarie NSW 2444.

SCHEDULE

All those pieces of land being Lots 4, 5 and 6, Deposited Plan 1112929, Parish of Macquarie, County Macquarie, situated at Thrumster. [4182]

RICHMOND VALLEY COUNCIL

Heritage Act 1977

Interim Heritage Order No. 1

Walker Street, Casino
(Part Lot 4, DP 934137)

UNDER section 25 of the Heritage Act 1977, Richmond Valley Council does by this Order:

- i. make an interim heritage order to cover the item of the environmental heritage specified or described in Schedule `A'; and
- ii. declare that the Interim Heritage Order shall apply to the curtilage or site of such item, being the land described in Schedule `B'.

This Interim Heritage Order will lapse six months from the date that it is made unless the local council has passed a resolution before that date either:

1. in the case of an item which, in the council's opinion, is of local significance, to place the item on the heritage schedule of a local environmental plan with appropriate provisions for protecting and managing the item; and
2. in the case of an item which in the council's opinion, is of State heritage significance, nominate the item for inclusion on the State Heritage Register.

BRIAN WILKINSON,
General Manager,
Richmond Valley Council

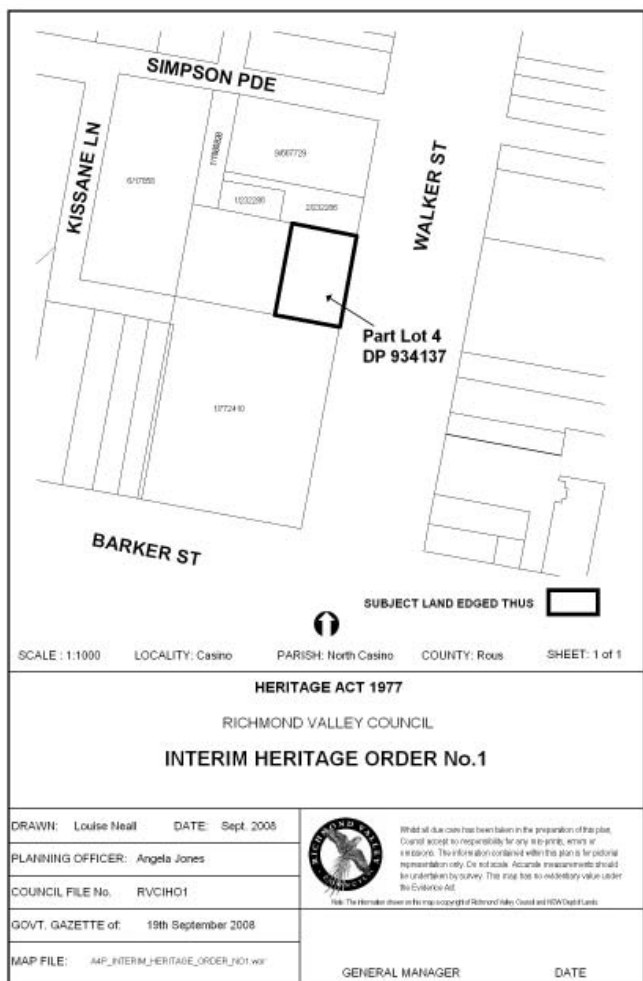
Dated: Casino, 17 September 2008.

SCHEDULE `A'

The property known as Part Lot 4, DP 934137 situated at Walker Street, Casino, on the land described in Schedule `B'.

SCHEDULE `B'

Part of the parcel of land known as Lot 4, DP 934137 identified as Part Lot 4, DP 934137 and shown edged heavy black on the plan catalogued RVCIO1 in the office of the Richmond Valley Council.



[4183]

SHOALHAVEN CITY COUNCIL

Roads Act 1993

Roads (General) Regulation 2008,

Part 2 – Roads, Division 2 – Naming of Roads

NOTICE is given that Mill Flat Lane (vicinity of DP 631599), Tomerong, Parish Wandrawandian, County St Vincent, has been formally named. R. D. PIGG, General Manager, Shoalhaven City Council, PO Box 42, Nowra NSW 2541.

[4184]

SHOALHAVEN CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Public Road

NOTICE is hereby given that, pursuant to section 10 of the Roads Act 1993, the land described in the Schedule below is dedicated as public road. R. PIGG, General Manager, Shoalhaven City Council, Bridge Road, Nowra NSW 2541.

SCHEDULE

Lots 2, 3, 4, 5, 6, 7 and 8 in Deposited Plan 1019659, Parish Buangla, County of St Vincent, Burrier Road, Barringella.

[4185]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOYCE ELAINE CUTTRISS (also known as Joyce Elaine Williams), late of Sirius Cove Nursing Home, Mosman, in the State of New South Wales, who died on 25 March 2008, must send particulars of the claim to the executor, Lynette Joy Cuttriss, c.o. Djekovic, Hearne & Walker, Solicitors, 266a Oxford Street, Paddington NSW 2021, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 18 June 2008. DJEKOVIC, HEARNE & WALKER, Solicitors and Attorneys, 266A Oxford Street, Paddington NSW 2021 (DX 225, Sydney), tel.: (02) 9331 1933. Reference: S.M. Hearne. [4186]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of KENNETH SYDNEY HOWES, 3 Anderson Road, Mortdale, in the State of New South Wales, who died on 10 May 2008, must send particulars of their claim to the executor, Annette Howes, c.o. Colin J. Duff, Solicitor, 7 Morts Road, Mortdale NSW 2223, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 28 August 2008. COLIN J. DUFF, Solicitor, 7 Morts Road, Mortdale NSW 2223 (DX 11307, Hurstville), tel.: (02) 9570 2022. [4187]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of THELMA WITCOMBE, 2/5-7 Macquarie Place, Mortdale, in the State of New South Wales, who died on 6 July 2008, must send particulars of their claim to the executors, Margaret Ann Peoples and Neville Leslie Witcombe, c.o. Colin J. Duff, Solicitor, 7 Morts Road, Mortdale NSW 2223, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executors have notice. Probate was granted in New South Wales on 28 August 2008. COLIN J. DUFF, Solicitor, 7 Morts Road, Mortdale NSW 2223 (DX 11307, Hurstville), tel.: (02) 9570 2022. [4188]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ELSIE PAULINE ELEVEN, 38 Victoria Road, Woy Woy, in the State of New South Wales, who died on 24 June 2008, must send particulars of his claim to the executor, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde NSW 2114, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 29 August 2008. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde NSW 2114 (PO Box 107, West Ryde NSW 1685), (DX 27551, West Ryde), tel.: (02) 9858 1533. Reference: JSF.CT.08217. [4189]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of URANIA HALAKAS, 7 Remus Place, Winston Hills, in the State of New South Wales, who died on 4 July 2008, must send particulars of his claim to the executors, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde NSW 2114, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 29 August 2008. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde NSW 2114 (PO Box 107, West Ryde NSW 1685), (DX 27551, West Ryde), tel.: (02) 9858 1533. Reference: JSF.CT.08223. [4190]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ZENDA BERYL WEST, late of Collaroy, in the State of New South Wales, who died on 15 July 2008, must send particulars of their claim to the executor, Denis Anthony West, c.o. A. E. Whatmore, G. C. M. Gee & Co., Solicitors, 5/46 Burns Bay Road, Lane Cove NSW 2066, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 5 September 2008. A. E. WHATMORE, G. C. M. GEE & CO., Solicitors, 5/46 Burns Bay Road, Lane Cove NSW 2066 (DX 23306, Lane Cove), tel.: (02) 9427 0400. [4191]

COMPANY NOTICES

NOTICE convening final meeting of creditors.—CASTON INVESTMENTS PTY LIMITED, ACN 003 521 533 (in liquidation).—Notice is hereby given that the final creditors meeting of the abovenamed company will be held at the office of Lower, Russell & Farr, Chartered Accountants, First Floor, 81 Henry Street, Penrith, on the 20 October 2008, at 10:00 a.m., for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of. Persons claiming to be creditors are required to prove their debt by no later than 4 o'clock of the previous day. In default they will be excluded from the benefit of the dividend. Dated this 15th day of September 2008. STEPHEN HENRY LOWER, Liquidator, c.o. Lower, Russell & Farr, Chartered Accountants, First Floor, 81 Henry Street (PO Box 459), Penrith NSW 2751, tel.: (02) 4732 3033. Reference: MBF/MTW:LIQ180. [4192]

NOTICE of meeting of members.—WEWILGA PTY LIMITED, ACN 000 540 349.—Notice is hereby given that pursuant to section 509 of the Corporations Law the final meeting of members of the abovenamed company will be held by phone conference on 13 October 2008, for the purpose of laying before the meeting the liquidator's final accounts and report and giving any explanation thereof. Dated 12 September 2008. KENDALL McMASTER, Chartered Accountant, 103 Kendal Street (PO Box 363), Cowra NSW 2794, tel.: (02) 6342 1311. [4193]

NOTICE of meeting of members.—GLITTERMORE PTY LIMITED, ACN 101 291 981.—Notice is hereby given that pursuant to section 509 of the Corporations Law the final meeting of members of the abovenamed company will be held in the Board Room at Steel Walsh & Murphy, Chartered Accountant, 103 Kendal Street, Cowra NSW 2794, on 13 October 2008, at 9:00 a.m. Dated 12 September 2008. KENDALL McMASTER, Chartered Accountant, 103 Kendal Street (PO Box 363), Cowra NSW 2794, tel.: (02) 6342 1311. [4194]

