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SPECIAL SUPPLEMENT

WATER MANAGEMENT ACT 2000

Order under section 324 (1)

Temporary Water Restrictions

Lachlan Regulated River Water Source

PURSUANT to section 324 (1) of the Water Management Act 2000, I, DAVID HARRISS, having delegated authority from the Minister for Water, on being satisfied that it is necessary to do so in the public interest to cope with a water shortage, do, by this Order, direct that the taking of water from the water source specified in Schedule 1, is prohibited as specified in Schedule 2.

This Order takes effect on 1 July 2010 and will remain in force until 30 June 2011, unless it is repealed or modified by order before that date.

This Order repeals the order made under section 324(1) of the Water Management Act 2000 dated 25 June 2009 and published in the New South Wales Government Gazette number 95 at page 3802 on 26 June 2009 which restricted the taking of water from the water source specified in Schedule 1.

This Order is not intended to affect the operation of any other order made under section 324 of the Water Management Act 2000 for the water source specified in Schedule 1 which is capable of operating concurrently with this Order.

This Order takes effect on 1st July 2010.

Signed at Sydney this 29th day of June 2010.

DAVID HARRISS,
Commissioner
NSW Office of Water
Signed for the Minister for Water
(by delegation)

SCHEDULE 1

This Order applies to the:

1. Lachlan Regulated River Water Source (as defined in the Water Sharing Plan for the Lachlan Regulated River Water Source 2003).

SCHEDULE 2

The taking of water from the water source specified in Schedule 1 is prohibited as follows:

1. None of the water credited to a Regulated river (general security) access licence as at the end of 30 June 2010 may be taken during the period 1 July 2010 to 30 June 2011.

Notes:

- (1) The prohibition in Schedule 2 does not apply in relation to water credited from 1 July 2010.
- (2) It is an offence, under section 336C of the Water Management Act 2000, to fail to comply with this direction. An individual found guilty of an offence under section 336C is liable to a penalty not exceeding \$247,500 and, in the case of a continuing offence, a further penalty not exceeding \$66,000 for each day the offence continues. A corporation found guilty of an offence under section 336C is liable to a penalty not exceeding \$1.1 million and, in the case of a continuing offence, a further penalty not exceeding \$132,000 for each day the offence continues.
- (3) Published means that the order is published in the NSW Government Gazette and notice of the order is published in a newspaper(s) circulating throughout the area affected by the order, in accordance with sections 324 (3) and 395 of the Water Management Act 2000.

WATER MANAGEMENT ACT 2000

Order under section 324 (1)

Temporary Water Restrictions

Lachlan Regulated River Water Source

PURSUANT to section 324 (1) of the Water Management Act 2000 (“the Act”), I, DAVID HARRISS, having delegated authority from the Minister for Water, on being satisfied that it is necessary to do so in the public interest to cope with a water shortage, do, by this Order, direct that the taking of water from the water source specified in Schedule 1, is prohibited and restricted as specified in Schedule 2.

Words defined in Schedule 3 of this Order have the meaning set out in that Schedule. Notes in the text of this Order do not form part of this Order.

This Order takes effect on the date that notice of the order is published in the NSW Government Gazette and will remain in force until 30th June 2011, unless it is repealed or modified by order before that date.

This Order takes effect on 1st July 2010.

Signed at Sydney this 29th day of June 2010.

DAVID HARRISS,
Commissioner
NSW Office of Water
Signed for the Minister for Water
(by delegation)

SCHEDULE 1

This Order applies to the Lachlan Regulated River Water Source (as identified in the Water Sharing Plan for the Lachlan Regulated River Water Source 2003).

Note: The Water Sharing Plan for the Lachlan Regulated River Water Source 2003 remains suspended by order under section 49A of the Act.

SCHEDULE 2

1. Subject to paragraph 2, the taking of water pursuant to an access licence from any of the following parts of the water source specified in Schedule 1, is prohibited:
 - a. downstream of the Office of Water monitoring site ‘412006’ located on the Lachlan River at Condobolin Bridge, downstream of the confluence of the Lachlan River with Goobang Creek;

Note: This prohibition covers the whole of the Lachlan Regulated River Water Source located downstream of this monitoring site.
 - b. Nerathong Creek from its confluence with Wallamundry Creek to its confluence with the Lachlan River;
 - c. Wallamundry Creek from its confluence with Island Creek to its confluence with the Wallaroi Creek;
 - d. Wallaroi Creek from its effluence with Wallamundry Creek to its confluence with the Lachlan River;
 - e. Jemalong Creek from its confluence with the Lachlan River to the southern boundary of Portion 18, Parish of Tallabung, County of Forbes;
 - f. Carrawabbity Creek to the northern boundary of Portion 148, Parish of Carrawabbity, County of Ashburnham, from its downstream junction with the Lachlan River.
2. Paragraph 1 does not apply if:
 - a. a holder of an access licence has placed a water order with State Water Corporation; and

- b. a River Operations Officer, Centre Valley, with State Water Corporation is satisfied that the water order is consistent with the Emergency Water Protocol, and has notified the holder of the access licence in writing that the water order is accepted; and
- c. water is taken in accordance with that water order.

Note: State Water Corporation will notify person(s) in writing (including by email or fax) if a water order is accepted. Until a person receives notification in writing from State Water Corporation, water must not be taken.

3. The taking of water from the water source specified in Schedule 1 under an access licence, or pursuant to a basic landholder right under section 52 of the Act, is restricted and prohibited as follows:

- a. the taking of water for domestic consumption is restricted in accordance with Council Water Restrictions; and
- b. the taking of water for the purpose of stock watering, otherwise than through a pipe and to a trough, is prohibited; and

Note: This prohibits the taking of water for stock purposes by the filling of an earth dam.

- c. the taking of water for the purpose of stock watering is restricted to a maximum of 3 megalitres per landholding from the date this order takes effect until the 30th June 2011; and
- d. the taking of water for domestic consumption or stock watering, using a water supply work with an inlet diameter greater than 50mm, is prohibited; and
- e. the taking of water for the purpose of stock watering using a water supply work is prohibited unless the taking of water is recorded in a logbook and, before water is taken, the start time for taking the water is entered into the logbook and when water ceases to be taken, the end time for taking the water is entered into the logbook.

4. Paragraph 3 does not apply in the following circumstances, where a Manager of Licensing from the NSW Office of Water is satisfied:

- a. that a landholder's only means of continuing to take water is other than through a pipe to a trough and has made a determination in writing that the prohibition in paragraph 3 (b) does not apply to the landholder; or
- b. that a landholder's requirements for stock watering are above 3 megalitres per landholding per water year and has made a determination in writing that the prohibition in paragraph 3 (c) does not apply to the landholder; or
- c. that a landholder's only means of continuing to take water is through a water pump with an inlet diameter greater than 50mm and has made a determination in writing that the prohibition in paragraph 3 (d) does not apply to the landholder;

and a copy of the determination is kept by the landholder at each location where water is taken.

Notes: (1) It is an offence under section 336C of the Water Management Act 2000 to fail to comply with this direction. An individual found guilty of an offence under section 336C is liable to a penalty not exceeding \$247,500 and, in the case of a continuing offence, a further penalty not exceeding \$66,000 for each day the offence continues. A corporation found guilty of an offence under section 336C is liable to a penalty not exceeding \$1.1 million and, in the case of a continuing offence, a further penalty not exceeding \$132,000 for each day the offence continues.

(2) Published means that the order is published in the NSW Government Gazette and notice of the order is published in a newspaper(s) circulating throughout the area affected by the order, in accordance with sections 324 (3) and 395 of the Water Management Act 2000.

SCHEDULE 3

Dictionary

Council Water Restrictions: means the restrictions imposed pursuant to clause 137 of the Local Government (General) Regulation 2005 by the Council for the local government area in which the taking of water is occurring. Where different restrictions apply to different areas within the same local government area, the stricter restrictions will apply.

Emergency Water Protocol means a protocol approved by the Commissioner for Water, NSW Office of Water, from time to time and published in the NSW Government Gazette which may specify, in relation to the water source(s) specified in clause 1 of Schedule 2:

- the location(s) from which water may be taken;
- the levels at which water may be taken and/ or the level at which the taking of water must cease;
- the type of work through which water may be taken; and
- the purpose for which water may be taken.

Logbook means a written record maintained by the landholder, made available to staff of the NSW Office of Water on request, which accurately records in separate columns:

- (a) an entry for each day on which water is taken for the purpose of stock watering, containing the date and the start and end times for the taking of the water; and
- (b) in respect of each entry under paragraph (a), a calculation of the amount of water taken, or a reference to the size of the inlet diameter of the water supply work(s) used to take that water.

water order means an order placed with State Water Corporation to take water under an access licence through a nominated water supply work.

WATER ACT 1912

Order under section 20Z

Reduction in Water Allocations for the 2010 / 2011 Water Year

Belubula River Catchment water source

Various entitlements

PURSUANT to section 20Z of the Water Act 1912, I, DAVID HARRISS, having delegated authority from the Water Administration Ministerial Corporation, being satisfied that the water source specified in Schedule 1 which is subject to a scheme, is unlikely to have sufficient water available to meet the requirements, during the 2010 / 2011 water year, of the persons authorised by law to take water from the water source and such other possible requirements for water from the water source as are determined by the Water Administration Ministerial Corporation, do, by this Order, reduce the water allocations under the scheme for the water source specified in Schedule 1, as specified in Schedule 2 of this Order, for the 2010 / 2011 water year commencing on 1 July 2010.

This Order has effect for the whole of the 2010 / 2011 water year, commencing on 1 July 2010 and will remain in force until 30 June 2011, unless it is repealed or modified by order before that date.

This Order is made by publication in the NSW Government Gazette and publication of notice of the order in a newspaper circulating in the district in which the water source specified in Schedule 1 is located.

This Order takes effect on 2nd July 2010.

Signed at Sydney this 29th day of June 2010.

DAVID HARRISS,
Commissioner
NSW Office of Water
Signed for the Water Administration Ministerial Corporation
(by delegation)

SCHEDULE 1

This order applies to the:

1. Belubula River Catchment water source, including the Belubula River, from the upper limit of Carcoar Dam storage downstream to its junction with the Lachlan River. #
- # This water source was declared to be subject to a volumetric water allocations scheme by order made under section 20W of the Water Act 1912 and published in the New South Wales Government Gazette No 115 at page 4340 on 14 August 1981.

SCHEDULE 2

The water allocation for each entitlement specified in Column 1 is reduced by the amount specified in the adjacent Column 2.

Column 1 Entitlement	Column 2 Reduction in water allocation
High Security	50%
General Security	100 %

In this Schedule:

- a. "High Security" entitlement means an entitlement under the Water Act 1912 which contains a condition specifying that an amount of water taken under the licence is "high security"; and
- b. "General Security" entitlement means an entitlement under the Water Act 1912 which contains a condition specifying that an amount of water taken under the licence is "low security".

Notes: (1) This Order allows holders of High Security entitlements to access up to 50% of their entitlement.

(2) This Order prevents any water from being taken under a General Security entitlement.

WATER ACT 1912

Order under section 20Z

Reduction In Water Allocations For The 2010 / 2011 Water Year

Brogo River Catchment water source

General Security entitlements

PURSUANT to section 20Z of the Water Act 1912, I, DAVID HARRISS, having delegated authority from the Water Administration Ministerial Corporation, being satisfied that the water source specified in Schedule 1 which is subject to a scheme, is unlikely to have sufficient water available to meet the requirements, during the 2010 / 2011 water year, of the persons authorised by law to take water from the water source and such other possible requirements for water from the water source as are determined by the Water Administration Ministerial Corporation, do, by this Order, reduce the water allocations under the scheme for the water source specified in Schedule 1, as specified in Schedule 2 of this Order, for the 2010 / 2011 water year commencing on 1 July 2010.

This Order has effect for the whole of the 2010 / 2011 water year, commencing on 1 July 2010 and will remain in force until 30 June 2011, unless it is repealed or modified by order before that date.

This Order is made by publication in the NSW Government Gazette and publication of notice of the order in a newspaper circulating in the district in which the water source specified in Schedule 1 is located.

This Order takes effect on 2nd July 2010.

Signed at Sydney this 29th day of June 2010.

DAVID HARRISS,
Commissioner
NSW Office of Water
Signed for the Water Administration Ministerial Corporation
(by delegation)

SCHEDULE 1

This Order applies to the:

1. Brogo River Catchment water source, including the:
 - a. Brogo River from the upper limit of Brogo Dam Storage downstream to its junction with the Bega River; and
 - b. Bega River from its junction with the Brogo River downstream to its junction with Jellat Gully. #

This water source was declared to be subject to a volumetric water allocations scheme by order made under section 20W of the Water Act 1912 and published in the New South Wales Government Gazette No 115 at page 4340 on 14 August 1981.

SCHEDULE 2

The water allocation for each entitlement specified in Column 1 is reduced by the amount specified in the adjacent Column 2.

Column 1 Entitlement	Column 2 Reduction in water allocation
General Security	60%

In this Schedule:

- a. "General Security" entitlement means an entitlement under the Water Act 1912 which contains a condition specifying that an amount of water taken under the licence is "low security".

Note: (1) This Order allows holders of General Security entitlement to access up to 40% of their entitlement.

ROAD TRANSPORT (GENERAL) ACT 2005

Ministerial Exemption (Motor Vehicle Tax Transitional Arrangements) Order 2010

I, David Borger, Minister for Roads, pursuant to section 16(1) of the Road Transport (General) Act 2005, make the following Order.

Dated this 30th day of June 2010.

DAVID BORGER, M.P.,
Minister for Roads

1. Citation

This Order is the Ministerial Exemption (Motor Vehicle Tax Transitional Arrangements) Order 2010.

2. Commencement

This Order commences on 1 July 2010.

3. Effect

This Order remains in effect until 9 November 2010 unless revoked earlier.

4. Definitions

In this Order the following definitions apply:

“Act” means the Motor Vehicle Taxation Act 1988

“tax” means the motor vehicle tax payable pursuant to the Act as referred to in Schedule 1 of the Act

5. Application

This Order applies in respect of:

- (a) the registration of a motor vehicle (other than a motor cycle or trailer) on or after 1 July 2010 and before 9 August 2010; and
- (b) the renewal of registration of a motor vehicle (other than a motor cycle or trailer) due for renewal on or after 1 July 2010 and before 9 August 2010,

where tax would, but for this Order, be payable in an amount set out in Table 1 of Clause 2 of Schedule 1 of the Act.

6. Declaration

Table 1 of Clause 2 of Schedule 1 to the Act does not apply in respect of a motor vehicle in circumstances where:

- (a) the weight of the vehicle exceeds 975kg but does not exceed 2500kg; and
- (b) payment of tax in an amount that would be payable under Table 2 of Clause 2 of Schedule 1 in respect of a vehicle of the same weight and usage (either used substantially for private purposes or not used substantially for private purposes) is paid to the Roads and Traffic Authority of NSW.

Explanatory Notes

The State Revenue Legislation Amendment Act 2010 provides for the amendment of road transport legislation to require the payment of increased motor vehicle tax in respect of certain motor vehicles.

The amendments to motor vehicle tax payable under the Motor Vehicle Taxation Act 1988 (the Act) do not apply to registrations and renewals made before 1 July 2010.

The amendments to Schedule 1 to the Act include increases to the tax payable for vehicles not exceeding 2,500 kilograms in weight on a sliding scale of \$5 to \$30 increasing with the weight of the vehicle.

The Order provides for a transitional period prior to the collection of the non-CPI related increases to motor vehicle tax payable in respect of the registration or renewal of vehicle registration of vehicles of weight exceeding 975 and of weight not exceeding 2500kgs. The transitional period is the period on and from 1 July 2010 to 9 August 2010, being the period in respect of which notice of registration renewal at rates payable at 30 June 2010 has been notified to registered operators, and applies in circumstances where the amount of tax applicable to that motor vehicle as at 30 June 2010 is paid.

The amount of motor vehicle tax payable pursuant to clause 6 of the Order is the amount of tax payable on 30 June 2010 for a motor vehicle subject to the Order.

The following motor vehicles are exempt from the non-CPI related increases of tax:

- (a) lower taxed motor vehicles (as defined in the Act),
- (b) motor cycles,
- (c) motor vehicles not exceeding 975 kilograms in weight
- (d) trailers

WORKERS COMPENSATION (PUBLIC HOSPITAL RATES) ORDER 2010

under the

Workers Compensation Act 1987

I, LISA HUNT, Chief Executive Officer of the WorkCover Authority of New South Wales, pursuant to section 62 (1) of the Workers Compensation Act 1987, and with the concurrence of the Minister for Health under section 62(8), make the following Order.

Dated this 30 day of June 2010.

LISA HUNT,
Chief Executive Officer
WorkCover Authority

1. Name of Order

This Order is the Workers Compensation (Public Hospital Rates) Order 2010

2. Commencement

This Order commences on 1 July 2010.

3. Application of Order

- (1) This Order applies to the hospital treatment of a worker at a public hospital, being treatment or service of a type referred to in clauses 5 to 10 and provided on or after the date of commencement of this Order, whether the treatment relates to an injury that is received before, on or after that date.
- (2) This order does not apply to hospital treatment (excluding Visiting Medical Officer and Salaried Medical Officer services) provided to a worker whose injury has been sustained as a result of a motor vehicle accident in New South Wales. Fees for Visiting Medical Officer and Salaried Medical Officer services are contained in the relevant WorkCover medical services fees order.
- (3) Any previous Order of WorkCover in force under section 62 of the Act continues to apply except to the extent that it is inconsistent with this Order.
- (4) Any order of the Director-General of the Department of Health relating to the classification of hospitals made for the purposes of clause 5 of this Order or any previous Order under section 62 of the Act has effect, subject to any amendment of it made by any subsequent order of the Director-General of the Department of Health.
- (5) Any order relating to the classification of hospitals made for the purposes of clause 5 of this Order may provide that a hospital is not a public hospital of a particular type in respect of treatment provided to a specified class of patient.

4. Definitions

- (1) In this Order:

classification refers to a classification of hospital, category of patient or otherwise (or any combination of them), appearing in Column 1 of the Tables to clauses 5 and 6 of this Order.

the Act means the Workers Compensation Act 1987.

WorkCover means the WorkCover Authority of New South Wales.

- (2) A reference to treatment or services in this Order is (consistent with the definition of "hospital treatment" in section 59 of the Act) a reference to treatment or services provided at a public hospital or at any rehabilitation centre conducted by such a hospital.

5. Fees for hospital patient services generally

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being treatment provided to a worker within a classification specified in Column 1 of the Table to this clause is:
 - (a) in the case of inpatient services, for each day (or part of a day) that the worker is a patient of the hospital, or
 - (b) in the case of outpatient services, for each occasion of service, the corresponding amount specified in Column 2 of that Table.
- (2) This clause does not apply to hospital treatment of a type referred to in clauses 6 to 10 of this Order.
- (3) In this clause and the Table to this clause:

critical care, in relation to a patient, has the same meaning as it has in the "NSW Department of Health – Department of Health Reporting System (DOHRS)" issued by the Department of Health in June 2000 or in any subsequent revision of that document issued by that Department.

metropolitan (non-referral) hospital means a public hospital classified as a metropolitan (non-referral) hospital in an order published in the Gazette by the Director-General of the Department of Health.

metropolitan (referral) hospital means a public hospital classified as a metropolitan (referral) hospital in an order published in the Gazette by the Director-General of the Department of Health.

non-metropolitan hospital means a public hospital classified as a non-metropolitan hospital in an order published in the Gazette by the Director-General of the Department of Health.

other public hospital means a public hospital other than a metropolitan (non-referral) hospital, a metropolitan (referral) hospital, a non-metropolitan hospital or a psychiatric hospital.

outpatient means a patient who does not undergo a formal admission process.

psychiatric hospital means a public hospital classified as a psychiatric hospital in an order published in the Gazette by the Director-General of the Department of Health.

public hospital means a public hospital within the meaning of section 59 of the Act.

Table Fees for hospital patient services generally

Column 1 Hospital classification	Column 2 Amount (\$)
(1) Metropolitan (referral) hospital:	
(a) Critical care	2320 per day
(b) Other	935 per day
(c) Outpatient occasion of service (excluding physiotherapy, psychology and exercise physiological services)	105 or the maximum amount payable under the relevant Workcover practitioner fees order
(2) Metropolitan (non-referral) hospital:	
(a) Critical care	1,350 per day
(b) Other	700 per day
(c) Outpatient occasion of service (excluding physiotherapy, psychology and exercise physiology services)	85 or the maximum amount payable under the relevant Workcover practitioner fees order
(3) Non-metropolitan hospital:	
(a) Critical care	1,350 per day
(b) Other	700 per day
(c) Outpatient occasion of service (excluding physiotherapy, psychology and exercise physiology services)	85 or the maximum amount payable under the relevant Workcover practitioner fees order
(4) Psychiatric hospital:	
(a) Inpatient	390 per day
(b) Outpatient occasion of service (excluding physiotherapy, psychology and exercise physiology services)	70 or the maximum amount payable under the relevant Workcover practitioner fees order
(5) Other public hospital:	
(a) Inpatient	220 per day
(b) Outpatient occasion of service (excluding physiotherapy, psychology and exercise physiology services)	70 or the maximum amount payable under the relevant Workcover practitioner fees order

6. Fees for brain injury rehabilitation services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being brain injury rehabilitation services within a classification specified in Column 1 of the Table to this clause, is the corresponding amount specified in Column 2 of that Table.
- (2) This clause does not apply to hospital treatment of a type referred to in clause 5, 7, 8, 9 or 10 of this Order.
- (3) In this clause and the Table to this clause:

Category A patient means a patient being assessed for or receiving active rehabilitation.

Category B patient means a patient receiving personal and nursing support who is resident in a brain injury program unit.

Category X patient means a patient needing an extremely high level of support.

metropolitan (non-referral) hospital means a public hospital classified as a metropolitan (non-referral) hospital in an order published in the Gazette by the Director-General of the Department of Health.

outpatient means a patient who does not undergo a formal admission process.

Table Fees for brain injury rehabilitation services

Column 1 Item/Hospital classification	Column 2 Amount (\$)
(1) Admitted patient services:	
(a) Category A patient	980 per day
(b) Category B patient	630 per day
(c) Category X patient	1,395 per day
(2) Metropolitan (non-referral) hospital:	
(a) Category A patient	700 per day
(b) Category B patient	345 per day
(3) Non-admitted patient services	65 per half hour
(4) Outpatient medical clinic appointments:	
(a) Medical consultation – initial assessment	230
(b) Medical consultation – follow-up assessment	115
(5) Group activities:	
(a) directly supervised by qualified allied health clinician	45 per half hour
(b) not directly supervised by qualified allied health clinician	30 per half hour

7. Fees for spinal injury rehabilitation services

- (1) Spinal injury rehabilitation rates apply exclusively to services provided at Royal Rehabilitation Centre Sydney.
- (2) The rate for inpatient spinal injury rehabilitation services is that which applies for hospital patients in the metropolitan non-referral classification, that is \$700 per day.
- (3) The rate for outpatient/outreach spinal injury rehabilitation services is that which applies for Brain Injury Program non-inpatient services/outreach rate, that is, \$65 per half hour or part thereof.

8. Fee amount payable for physiotherapy outpatient services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being physiotherapy services provided to the worker as an outpatient is according to the relevant Workers Compensation (Physiotherapy Fees) Order (Schedule B) in effect at the time.

9. Fee amount payable for psychology outpatient services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being psychology services provided to the worker as an outpatient is according to the relevant Workers Compensation (Psychology Fees) Order (Schedule A) in effect at the time.

10. Fee amount payable for exercise physiology outpatient services

- (1) The amount for which an employer is liable under the Act for hospital treatment of a worker, being exercise physiology services provided to the worker as an outpatient is according to the relevant Workers Compensation (Exercise Physiology Fees) Order (Schedule A) in effect at the time.

11. Charges for health records and medical reports

- (1) In this clause a health record means a document account, whether in hard or electronic form, of a workers health, illness and treatment during each visit or stay at a health service.

- (2) The charges for health records and medical reports are charged in accordance with the rates set out in NSW Health IB2009_044 subject to the categorisations set out in NSW Health PD2006_050 (except where rates are otherwise provided under specific legislation). Reports charging both of those rates or categorisations are amended or revised from time to time and can be found at the following internet sites:

http://www.health.nsw.gov.au/policies/ib/2009/IB2009_044.html

http://www.health.nsw.gov.au/policies/pd/2006/PD2006_050.html