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of the State of

New South Wales

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The New South Wales Government Gazette is the permanent public record of official notices issued by the New South Wales Government. It also contains local council and other notices and private advertisements.

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GOVERNMENT NOTICES

Miscellaneous Instruments

Workers Compensation (Ambulance Services Fees) Order 2017 no 2
under the
Workers Compensation Act 1987

I, Carmel Donnelly, acting Chief Executive of the State Insurance Regulatory Authority, pursuant to section 63 of the *Workers Compensation Act 1987*, make the following Order.

Dated this 29th day of November 2017

Carmel Donnelly
A/Chief Executive
State Insurance Regulatory Authority

EXPLANATORY NOTE

Provision of ambulance services in New South Wales is restricted to the Ambulance Service of NSW and the entities listed under section 67E (3) of the *Health Services Act 1997*. This Order prescribes the rates applicable for Ambulance services to an injured worker for which an employer is liable being the fees prescribed under section 67L of the *Health Services Act 1997* applicable from 1 July 2017.

1. Name of Order

This Order is the *Workers Compensation (Ambulance Services Fees) Order 2017 no 2*.

2. Commencement

This Order commences on 1 December 2017.

3. Application of Order

This Order applies to ambulance services provided on or after the date of commencement, whether it relates to an injury received before, on or after that date.

4. Fees for ambulance services

The fee amounts for which an employer is liable under the Act for provision of ambulance or paramedic services to an injured worker are listed in Schedule A, being the fees prescribed under section 67L of the *Health Services Act 1997*.

5. Scope of Order (Additional Information)

(a) The fees in Schedule A are payable only to:

- The Ambulance Service of New South Wales;
- The St John Ambulance Australia (NSW);
- The Royal Flying Doctor Service of Australia (NSW Section);
- The mines rescue company within the meaning of the *Coal Industry Act 2001* in the exercise of mines rescue functions;
- A member of the New South Wales Mines Rescue Brigade established under the *Coal Industry Act 2001*; or,
- Any person (or class of persons) prescribed by regulations made under the *Health Services Act 1997*.

6. Goods and Services Tax

No GST is payable on the fees in Schedule A.

7. Definitions

In this order:

Ambulance Services means the conveyance of an injured worker to or from a medical practitioner or hospital. This does not include conveyance of an injured worker from one public hospital to another.

Ambulance Service Provider is the Ambulance Service of NSW or the entities listed in clause 5 above.

The State Insurance Regulatory Authority means the body corporate and NSW Government agency constituted under section 17 of the *State Insurance and Care Governance Act 2015*.

Emergency service means the provision of ambulance services by road ambulance, fixed wing aircraft or helicopter or a combination of these, from the scene of an accident, illness or injury to a public hospital or other destination.

GST means the goods and services tax payable under the GST Law.

GST Law has the same meaning as in the *A New Tax System (Goods and Services Tax) Act 1999 (Cth)*.

Non-emergency service means an ambulance road service that is booked no later than 6pm on the day prior to service delivery with the Service to commence and be completed between the hours of 8am and 6pm on the nominated service delivery date. An emergency service fee will be charged for any other service.

The Act means the *Workers Compensation Act 1987*.

8. Parts of the Order

- (1) Schedule A to this Order forms part of the Order.
- (2) The Explanatory Note does not form part of the Order.

Schedule A

Ambulance Service Fees

Rates	1 July 2017			
	Road		Fixed Wing	Helicopter
	Emergency	Non-Emergency	Emergency	Emergency
Call-Out	\$372	\$293	\$372	\$372
Variable Rate (per km)	\$3.35	\$1.81	\$3.35	\$3.35
Maximum Charge	\$6095	\$6095	\$6095	\$6095

Notes:

- All fees are to be paid against payment classification code TRA001
- Fees in Schedule A for ambulance services are only payable to those providers listed in the gazette.

Workers Compensation (Public Hospital Rates) Order 2017 no 2
under the

Workers Compensation Act 1987

I, Carmel Donnelly, A/Chief Executive, State Insurance Regulatory Authority, pursuant to section 62 (1A) of the *Workers Compensation Act 1987* make the following Order.

Dated this 29th day of November 2017

Carmel Donnelly
A/Chief Executive
State Insurance Regulatory Authority

1. Name of Order

This Order is the *Workers Compensation (Public Hospital Rates) Order 2017 no 2*

2. Commencement

This Order commences on 1 December 2017.

3. Application of Order

- (1) This Order applies to the hospital treatment of a worker at a public hospital (excluding Visiting Medical Officer, Salaried Medical Officer and Anaesthetist services), being treatment or service of a type referred to in clauses 5 to 7 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) Fees for Visiting Medical Officer, Salaried Medical Officer and Anaesthetist services are contained in the relevant State Insurance Regulatory Authority medical services fees Order.
- (3) Any order of the Secretary of the Ministry of Health relating to the classification of hospitals or any previous Order under section 62 of the Act continues to have effect, subject to any amendment made by any subsequent orders.
- (4) 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), specified in Column 2 of the Tables to clauses 5 and 6 of this Order respectively.

the Act means the Workers Compensation Act 1987.

the IPHA means the Independent Hospital Pricing Authority.

The State Insurance Regulatory Authority means the body corporate and NSW Government agency constituted under section 17 of the State Insurance and Care Governance Act 2015.

(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 2 of the Tables to this clause is:

(a) in the case of Acute Admitted Patient Services – All Hospitals, admitted on or after 1 July 2017 for each patient episode, the amount calculated as specified in column 3 of Table 1 in accordance with the formula outlined under Table 1 and the Independent Hospital Pricing Authority’s (IHPA’s) *National Efficient Price Determination 2017-2018*;

or

(b) in the case of Emergency Department Admitted and Emergency Department Non-Admitted Patient Services, except in small rural hospitals, for each Emergency Department episode or Emergency Department presentation, the amount calculated as specified in column 3 of Table 1 in accordance with the formulas outlined under Table 1 and the IHPA’s *National Efficient Price Determination 2017-2018*;

or

(c) in the case of Emergency Department Non-Admitted Patient Services of small rural hospitals not collecting nor required to collect patient level data, for each occasion of service, the corresponding amount specified in column 3 of Table 2.

(2) This clause does not apply to hospital treatment or services of a type referred to in clauses 6 to 7 of this Order.

(3) In this clause and the Tables to this clause:

Acute Admitted Patient Services – All Hospitals means acute care for an admitted patient in which the primary clinical purpose or treatment goal is to:

- manage labour (obstetric);
- cure illness or provide definitive treatment of injury;
- perform surgery;
- relieve symptoms of illness or injury (excluding palliative care);
- reduce severity of an illness or injury;
- protect against exacerbation and/or complication of an illness and/or injury which could threaten life or normal function; or
- perform diagnostic or therapeutic procedures.

Emergency Department (ED) Admitted Patient Services means services and treatment provided within a hospital emergency department where a person has been admitted.

Emergency Department (ED) Non-admitted Patient Services means services and treatment provided within a hospital emergency department where a person has not been admitted.

Non – Acute/Sub – Acute Admitted Patient Services & Outpatient Services means admitted patient care that does not meet the definition of Acute Care.

AR-DRG version 8.0 refers to a group within the classification system known as Australian Refined Diagnostic Related Groups version 8.0 (also known as AR-DRG V8.0) (refer Chapter 8 of the *Independent Hospital Pricing Authority's (IHPA's) National Efficient Price Determination 2017-2018*).

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.

dialysis used in treating kidney disease, by which uric acid and urea are removed from circulating blood by means of a dialyzer.

National Efficient Price (NEP) means the National Efficient Price 2017-2018, as set out at Chapter 2 of the IHPA's *National Efficient Price Determination 2017-2018*. The NEP is \$4,910 per National Weighted Activity Unit 2017-2018 (NWAU(17)).

National Weighted Activity Unit (NWAU) means National Weighted Activity Unit 2017-2018 (NWAU (17)) as set out at Chapter 2 of the IHPA's *National Efficient Price Determination 2017-2018*.

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 Secretary of the Department of Health.

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

Transitional Living Unit Bed means a bed that is staffed 24 hours a day and is officially approved by NSW Health under the Brain Injury Rehabilitation Program for the accommodation of patients requiring transitional living care services following a brain injury.

Table 1

(For all patients **admitted prior to 1 July 2017**, please refer to the *Workers Compensation (Public Hospital Rates) Order 2016* for the appropriate fee)

Acute Admitted, Emergency Department Admitted and Emergency Department Non-Admitted Patient Services except in small rural hospitals - patients admitted on or after 1 July 2017.		
Payment Classification Code	Item	Fee
PUH 001	Acute Admitted	(NWAU(17) – 11%) x NEP (\$4,910)
	ED Admitted	(NWAU(17) – 11%) x NEP (\$4,910)
	ED Non-admitted	NWAU(17) x NEP (\$4,910)

- The payment for Acute Admitted Patient Services is to cover all inpatient services normally provided including, medical, consumables, surgically planted prostheses, nursing, accommodation, meals, theatre use, intensive care, imaging, pathology and other diagnostic services, in hospital allied health professional services, inpatient pharmaceuticals, medical supplies, discharge planning, and aids and appliances immediately necessary to facilitate discharge
- The payment for Emergency Department care covers all medical, consumables, surgically planted prostheses, nursing, imaging, pathology and other diagnostic services, allied health professional services, pharmaceuticals and medical supplies during the episode of Emergency Department care.

NOTES TO TABLE 1

Acute Admitted Patient Services – All Hospitals

The patient episode reflecting the applicable *AR-DRG version 8.0* grouping aligned to the *NWAU (17)* with adjustments applied as applicable in accordance with the IHPA publication *National Efficient Price Determination 2017-2018*. The *NWAU (17)* is adjusted to reflect that Visiting Medical Officers (VMOs) and Staff Specialists bill separately for compensable admitted patients. The removal of assessed VMO and Staff Specialist costs reduces each *NWAU* by 11% creating an *adjusted NWAU (17)* for the purposes of charging this category of compensable patients.

The *NWAU* is rounded to the nearest 3 decimal places.

multiplied by

The *NEP* of \$4,910 as determined by the IHPA.

Emergency Department (ED) Admitted Patient Services - All Hospitals excluding EDs of small rural hospitals not collecting nor required to collect patient level data.

The ED episode reflecting the applicable *Urgency Related Group (URG) version 1.4* or *Urgency Disposition Group (UDG) version 1.3* grouping aligned to the *NWAU (17)* with adjustments applied as applicable in accordance with the IHPA publication *National Efficient Price Determination 2017/2018*. The *NWAU (17)* is adjusted to reflect that Visiting Medical Officers (VMOs) and Staff Specialists bill separately for compensable admitted patients. The removal of assessed VMO and Staff Specialist costs reduces each *NWAU* by 11% creating an *adjusted NWAU (17)*, which is applicable for the purposes of charging ED admitted compensable patients.

The *NWAU* is rounded to the nearest 3 decimal places.

multiplied by

The *NEP* of \$4,910 as determined by the IHPA.

Emergency Department (ED) of small rural hospitals not collecting nor required to collect patient level data per occasion of service at set rates as specified in Table 2 of this Order.

Emergency Department (ED) Non-admitted Patient Services - All Hospitals excluding EDs of small rural hospitals not collecting nor required to collect patient level data.

The patient ED presentation reflecting the applicable *URG version 1.4* or *UDG version 1.3* grouping aligned to the *NWAU (17)* with adjustments applied as applicable in accordance with the IHPA publication *National Efficient Price Determination 2017-2018*.

The *NWAU* is rounded to the nearest 3 decimal places.

multiplied by

The *NEP* of \$4,910 as determined by the IHPA.

Emergency Department (ED) Non-admitted Services of small rural hospitals not collecting nor required to collect patient level data - per occasion of service at the amount specified in column 3 in Table 2 of this Order.

Table 2

Non – Acute/ Sub – Acute Admitted Patient Services & Outpatient Services and ED Patient Services Small Rural Hospitals		
Payment Classification Code	Item	Fee
PUH 002	Public hospital (non-acute & sub-acute) – inpatient Incorporating: <ul style="list-style-type: none"> ◆ Public Hospital ◆ Public Psychiatric hospital ◆ Other (eg Residential Aged care facility) 	Max \$1,155/day \$1,155/day \$485/day \$272/day
	Dialysis	\$651 (<i>per session</i>)
PUH 003	Public hospital – outpatient occasion of services (excluding physiotherapy, psychology and exercise physiology services – use relevant WC gazetted fees for these services with code PUH003) and ED of small rural hospitals not collecting patient level data <ul style="list-style-type: none"> ◆ Public Hospital ◆ Public Psychiatric Hospital ◆ Other (eg Residential Aged care facility) 	Max \$123/occasion \$123/occasion \$86/occasion \$86/occasion

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 2 of Table 3, is the corresponding amount specified in column 3 of that Table.
- (2) This clause does not apply to hospital treatment or services of a type referred to in clause 5, 7, 8, 9, 10 or 11 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 rehabilitation program services unit.

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

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

Table 3

Brain Injury Rehabilitation Program Services		
Payment Classification Code	Item	Fee (\$)
PBI 001	Admitted patient Brain Injury Rehabilitation service Incorporating: <ul style="list-style-type: none"> ◆ Category A patient ◆ Category B patient ◆ Category X patient 	Max \$1,727/day \$1,214/day \$777/day \$1727/day
PBI 002	Admitted patient Transitional Living Unit Bed Incorporating: <ul style="list-style-type: none"> ◆ Category A patient ◆ Category B patient 	Max \$867/day \$867/day \$430/day
PBI 003	Non-admitted patient services	\$83 per half hour
PBI 004	Outpatient medical clinic appointments Incorporating: <ul style="list-style-type: none"> ◆ Initial assessment ◆ Follow up assessment 	Max \$287 \$287 \$143
PBI005	Group Activities <ul style="list-style-type: none"> ◆ Directly supervised by qualified allied health clinician ◆ Not directly supervised by qualified allied health clinician 	\$53 per half hour \$38 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 public hospital patients, that is \$1,155 per day.
- (3) The rate for outpatient/outreach spinal injury rehabilitation services is that which applies for the Brain Injury Rehabilitation Program Services non-inpatient services/outreach rate, that is, \$83 per half hour or part thereof.

8. Fees for physiotherapy outpatient services

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, Chiropractic, Osteopathy Fees) Order (Schedule A)* in effect at the time.

9. Fees for psychology outpatient services

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 and Counselling Fees) Order (Schedule A)* in effect at the time.

10. Fees 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 (Accredited 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 documented account, whether in hard or electronic form, of a worker's 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 IB2016_047 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 NSW Health websites:

http://www1.health.nsw.gov.au/pds/ActivePDSDocuments/IB2016_047.pdf

http://www1.health.nsw.gov.au/pds/ActivePDSDocuments/PD2006_050.pdf

Appointments

CONSTITUTION ACT 1902

MINISTERIAL ARRANGEMENTS DURING THE ABSENCE FROM DUTY OF THE PREMIER

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable G D Barilaro MP to act for and on behalf of the Premier on and from 3 December 2017 to 7 December 2017, inclusive.

29 November 2017

GLADYS BEREJIKLIAN MP
Premier

CONSTITUTION ACT 1902

MINISTERIAL ARRANGEMENTS FOR MINISTER FOR HEALTH AND MINISTER FOR MEDICAL RESEARCH

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable P Goward MP to act for and on behalf of the Minister for Health and Minister for Medical Research on and from 4 December to 13 December 2017, inclusive.

29 November 2017

GLADYS BEREJIKLIAN MP
Premier

Roads and Maritime Notices

MARINE SAFETY ACT 1998

Section 12 (2)

Marine Notice

Regulation of Vessels - Exclusion Zone

Location

Georges River, Kogarah Bay - between Carss Point and Dover Park.

Duration

9.00pm to 9.30pm Saturday 9 December 2017.

Detail

A fireworks display will be conducted over navigable waters of the Georges River. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event, which will form an area of the waterway around the firing barge and will be marked by lit yellow buoys.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone, which will be patrolled by control vessels.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (section 12 (5) - *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website - www.rms.nsw.gov.au/maritime

Marine Notice: SY1754

Date: 28 November 2017

Shane Davey

A/Manager Operations Botany Bay/Port Hacking

Delegate

MARINE SAFETY ACT 1998

Marine Notice

Section 12 (2)

Regulation of Vessels – Exclusion Zone

Location

Macleay River, Kempsey – adjacent to Riverside Park.

Duration

8.30pm to 9.00pm Saturday 2 December 2017

Detail

A fireworks display will be conducted over navigable waters of the Macleay River. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event, which will form an area of the waterway around the firing barge which will be indicated by the presence of control vessels stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone, which will be monitored by control vessels.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (section 12 (5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice NH17118

Date: 28 November 2017

Darren Hulm
A/Manager Operations North
Delegate

MARINE SAFETY ACT 1998

Marine Notice

Section 12(2)

Regulation of Vessels – Exclusion Zone

Location

Hastings River, Port Macquarie – adjacent to Lady Nelson Wharf.

Duration

8.30pm to 9.30pm Sunday 10 December 2017.

Detail

A fireworks display will be conducted over navigable waters of the Hastings River. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event, which will form an area of the waterway around the firing barge indicated by the presence of control vessels stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (section 12(5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice: NH17106

Date: 28 November 2017

Darren Hulm
A/Manager Operations North
Delegate

MARINE SAFETY ACT 1998

Marine Notice

Section 12(2)

Regulation of Vessels – Exclusion Zone

Location

Coffs Creek, Coffs Harbour – adjacent to The Promenade on Harbour Drive.

Duration

8.30pm to 9.30pm Friday 1 December 2017.

Detail

A fireworks display will be conducted over navigable waters of Coffs Creek. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event, which will be indicated by the presence of control vessels stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone which will be patrolled by control vessels.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (section 12(5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice: NH17107

Date: 27 November 2017

Darren Hulm

A/Manager Operations North

Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Clarence River, Seelands – buoyed area adjacent Big River Holiday Park and Ski Lodge.

Duration

8.00am to 6.00pm Saturday 16 December 2017.

Detail

A powerboat wakeboard competition will be conducted in the location specified above. High speed power vessels will be active in the area during the event with persons being towed at speed and the possibility of persons in the water from time to time, presenting a significant potential hazard to other waterway users.

An **EXCLUSION ZONE** is specified during the event, which will be marked by buoys at the above location.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone which will be patrolled by control vessels.

All vessel operators and persons in the vicinity of the event should keep a proper lookout, keep well clear of competing and support vessels, and exercise caution.

Transit lane

Provision may be made (where necessary) for a control vessel to authorise local vessel traffic to pass safely through the course via a ‘transit lane’. Pursuant to section 12(3) of the Act, vessels using the transit lane must do so at a safe speed, must produce minimal wash, and must comply with any official direction.

Penalties may apply (section 12(5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice: NH1790

Date: 28 November 2017

Darren Hulm

A/Manager Operations North

Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Lake Macquarie – Toronto Bay, adjacent to Victory Parade Park.

Duration

8.00pm to 9.45pm – Friday 8 December 2017

Detail

A fireworks display will be conducted over navigable waters of Lake Macquarie. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event extending 150 metres around the moored barge, which will be indicated by the presence of control vessels stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone which will be patrolled by control vessels.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (Section 12(5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice NH17120

Date: 28 November 2017

Mike Baldwin

Manager Boating Operations Hunter

Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Nelson Bay, Port Stephens – adjacent to Fly Point.

Duration

8.00pm to 10.00pm – Sunday 10 December 2017

Detail

A fireworks display will be conducted over navigable waters of Nelson Bay. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event, extending 200 metres around the moored barge. This area will be indicated by the presence of control vessels which will be stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (Section 12(5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice NH17121

Date: 28 November 2017

Mike Baldwin
Manager Boating Operations Hunter
Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Swansea Channel, Lake Macquarie – opposite to Chapman Oval.

Duration

8.00pm to 9.45pm – Saturday 16 December 2017

Detail

A fireworks display will be conducted over navigable waters of Lake Macquarie. Fireworks will be launched from a moored firing barge at the above location. The area directly around this firing position may be dangerous and hazardous while fireworks are being launched.

An **EXCLUSION ZONE** is specified during the event within a 150 metre radius around the fireworks barge, which will be indicated by the presence of control vessels stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone which will be patrolled by control vessels.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of the fireworks barge and support vessels.

Penalties may apply (Section 12(5) – *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice NH17124

Date: 28 November 2017

Mike Baldwin
Manager Boating Operations Hunter
Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Jervis Bay – between Centre Street and Sir Henry Crescent near the township of Callala Beach.

Duration

7.00am to 12.00pm Saturday 9 December 2017

7.00am to 2.30pm Sunday 10 December 2017

Detail

The swimming legs of triathlon events will be conducted on the waters of Jervis Bay at the above location.

An **EXCLUSION ZONE** is specified during the event. The exclusion zone will follow the shape created by the course rounding buoys, but will also extend for 50 metres outside the course rounding buoys on all sides.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone which will be patrolled by control vessels.

All vessel operators and persons in the vicinity should keep a proper lookout, keep well clear of competing swimmers and support vessels, and exercise caution.

Penalties may apply (section 12(5) – *Marine Safety Act 1998*).

For full details visit the Roads and Maritime Services website – www.rms.nsw.gov.au/maritime

Marine Notice: SO1767

Date: 29 November 2017

Deon Voyer
Manager Operations South
Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS - EXCLUSION ZONE

Location

Wyangala Dam - adjacent to Wyangala Waters Holiday and Recreation Park.

Duration

8.00am to 6.00pm - Saturday 9 and Sunday 10 December 2017.

Detail

A number of waterskiing races will be conducted on the waters of Wyangala Dam as above. The event will involve powered watercraft and persons being towed at speed with the possibility of persons in the water from time to time, presenting a significant potential hazard to other waterway users.

An **EXCLUSION ZONE** is specified during the event, which will be marked by inflatable buoys and the presence of control vessels stationed on the boundary.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone which will be patrolled by control vessels.

Vessel operators and persons in the vicinity must keep a proper lookout, exercise caution and keep well clear of participating vessels and support vessels.

Penalties may apply (Section 12(5) - *Marine Safety Act 1998*)

For full details visit the Roads and Maritime Services website - www.rms.nsw.gov.au/maritime

Marine Notice NH17110

Date: 29 November 2017

Mike Baldwin
Manager Boating Operations Hunter
Delegate

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Glenugie in the Clarence Valley Council Area

Roads and Maritime Services by its delegate declares, with the approval of His 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*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Clarence Valley Council area, Parishes of Qwyarigo, Calamia and Dundoo and County of Clarence, shown as Lots 5, 6, 7 and 8 Deposited Plan 1203368, being parts of the land in Certificates of Title 20/1123940, 62/751358, 55/751358 and 63/751368 respectively.

The land is said to be in the possession of Forestry Corporation of NSW and Beryl Carolin Chevalley (lessee).
(RMS Papers: SF2017/219015 RO SF2012/006839)

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Rozelle in the Inner West Council Area

Roads and Maritime Services by its delegate declares, with the approval of His Excellency the Governor, that the interest in 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*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

The interest in land situated in the Inner West Council area, Parish of Petersham and County of Cumberland, being:
The interest of A W Swadling Timber & Hardware Pty Limited (unregistered lessee) in Lots 4, 5, 6, 7, 9, 10 and 13 Deposited Plan 255297, being land in Certificates of Title 4/255297, 5/255297, 6/255297, 7/255297, 9/255297, 10/255297 and 13/255297 respectively.

(RMS Papers: SF2017/065684; RO SF2016/111771)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Horningsea Park, Prestons and Edmondson Park in the Liverpool City Council Area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the *Roads Act 1993*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Liverpool City Council area, Parishes of Cabramatta, St Luke and Minto and County of Cumberland, shown as:

Lot 903 Deposited Plan 1005981;
Lot 53 Deposited Plan 1022590;
Lot 53 Deposited Plan 884445;
Lot 22 Deposited Plan 884172;
Lot 34 Deposited Plan 871600;
Lot 51 Deposited Pan 1082480;
Lot 11 Deposited Plan 1081938;
Lot 11 Deposited Plan 1082442;
Lot 17 Deposited Plan 1009238;
Lot 60 Deposited Plan 1036287;
Lot 51 Deposited Plan 1082416;
Lots 605 and 606 Deposited Plan 871622;

Lot 1 Deposited Plan 1009168;
Lot 7 Deposited Plan 1063141;
Lot 2 Deposited Plan 1066829;
Lots 112 and 113 Deposited Plan 1081794;
Lots 12 and 13 Deposited Plan 1081934;
Lot 51 Deposited Plan 1081842; and
Lot 71 Deposited Plan 1081848.
(RMS Papers: SF2017/071964; RO SF2015/202396)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Gerringong in the Kiama Municipal Council Area
Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the *Roads Act 1993*.

K DURIE
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All that piece or parcel of land situated in the Kiama Municipal Council area, Parish of Broughton and County of Camden, shown as Lot 43 Deposited Plan 1230679.

(RMS Papers: SF2014/023389)

ROADS ACT 1993

ORDER

Section 31

Fixing or Varying of Levels of part of HW 4 Snowy Mountains Highway
in the Local Government Area of Snowy Monaro Regional

Roads and Maritime Services by this Order under Section 31 of the *Roads Act 1993*, fixes or varies the levels on the Snowy Mountains Highway, Adaminaby, as shown on Roads and Maritime Services Plan No DS2016/280519.

IAN NERRIE
Project/Contract Manager
Roads and Maritime Services
153 Auckland Street,
Bega NSW 2550

(RMS Papers: SF2016/160672)

Mining and Petroleum Notices

MINING ACT 1992

Order under section 369A

Constitution of Fossicking District 68

Pursuant to section 369A of the *Mining Act 1992*, I, Christopher Yeats, Executive Director Geological Survey of NSW in the Department of Planning and Environment, as delegate of the Minister for Resources, do, by this Order, constitute the following fossicking district:

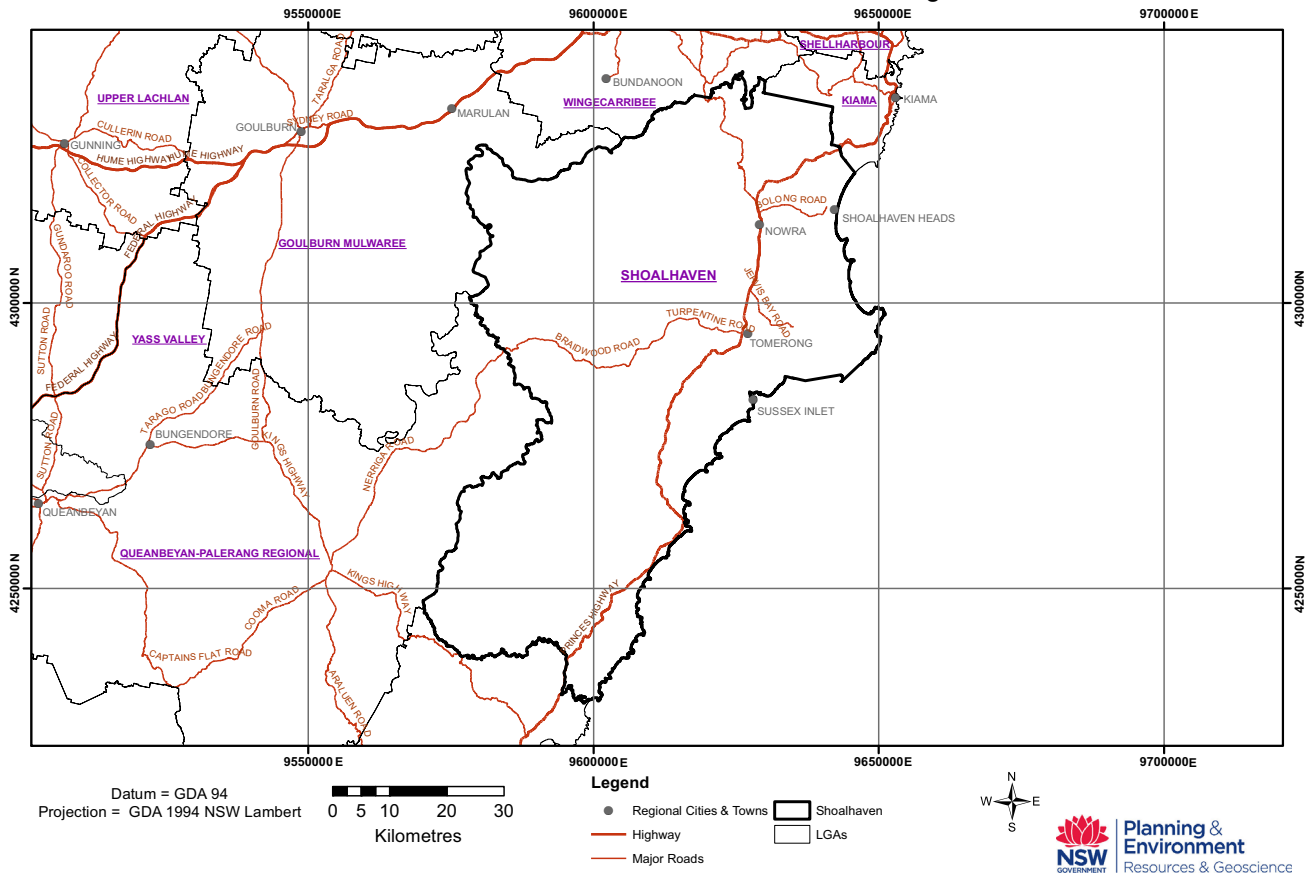
- a) all land within the Local Government Area of Shoalhaven City Council and identified by bold black outline in the map in Schedule 1, to be named Fossicking District 68.

This Order commences on the date on which it is published in the NSW Government Gazette.

Dated this twenty-third day of November 2017.

Christopher Yeats
 Executive Director Geological Survey of NSW
 As delegate of the Minister for Resources

SCHEDULE 1 - SHOALHAVEN CITY COUNCIL - Fossicking District 68



MINING ACT 1992

Order under section 369A

Constitution of Fossicking District 69

Pursuant to section 369A of the *Mining Act 1992*, I, Christopher Yeats, Executive Director Geological Survey of NSW in the Department of Planning and Environment, as delegate of the Minister for Resources, do, by this Order, constitute the following fossicking district:

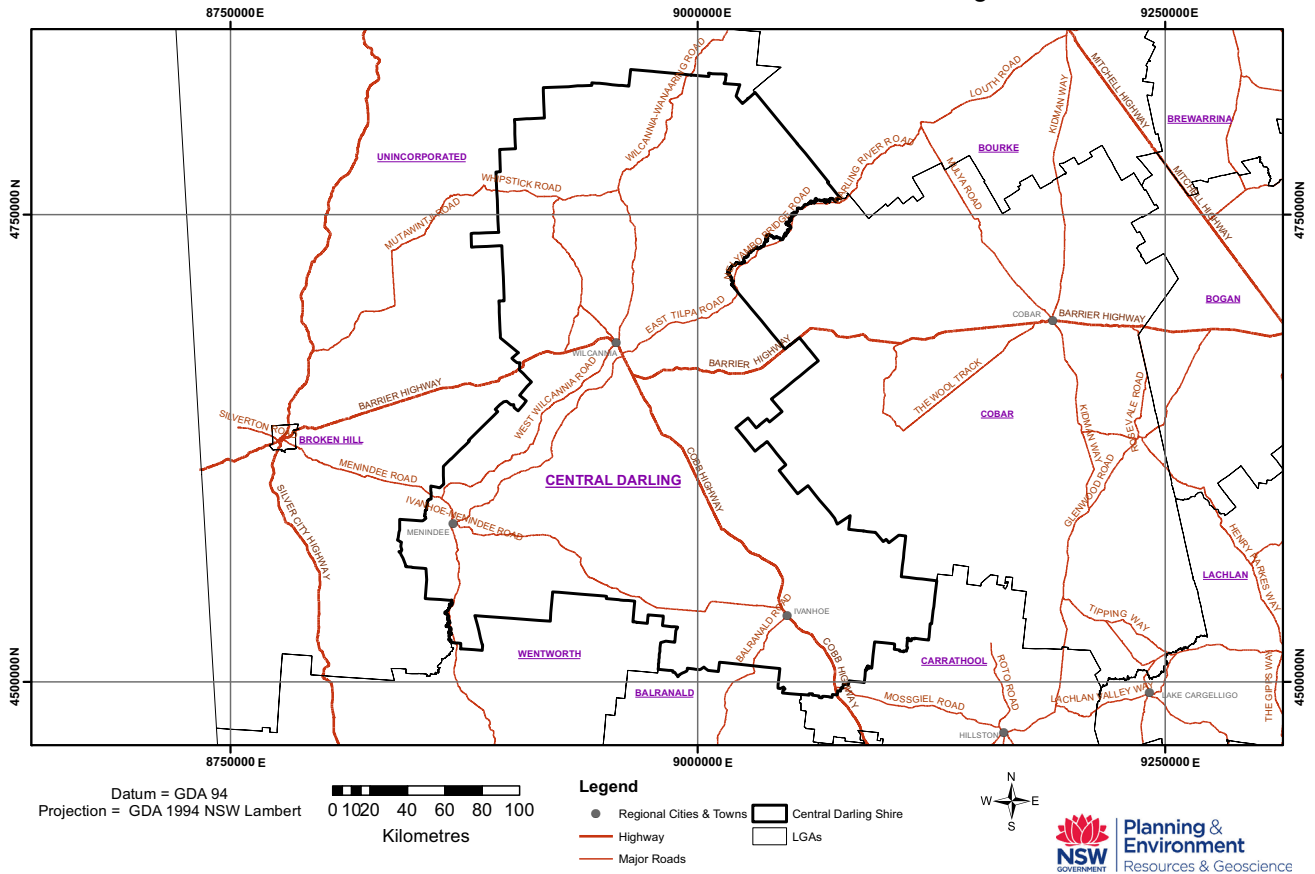
- a) all land within the Local Government Area of Central Darling Shire Council and identified by bold black outline in the map in Schedule 1, to be named Fossicking District 69.

This Order commences on the date on which it is published in the NSW Government Gazette.

Dated this 28th day of November 2017.

Christopher Yeats
 Executive Director Geological Survey of NSW
 As delegate of the Minister for Resources

SCHEDULE 1 - CENTRAL DARLING SHIRE COUNCIL - Fossicking District 69



NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T17-1213)

No. 5605, SMIFF PTY LTD (ACN 086 047 396), area of 24 units, for Group 1, Group 2 and Group 5, dated 22 November, 2017. (Cobar Mining Division).

(T17-1216)

No. 5606, CLEAN POWER RESOURCES PTY LTD (ACN 622 780 152), area of 36 units, for Group 1, dated 24 November, 2017. (Coffs Harbour Mining Division).

The Honourable Don Harwin MLC
 Minister for Resources

NOTICE is given that the following application has been granted:

EXPLORATION LICENCE APPLICATION

(T17-1095)

No. 5499, now Exploration Licence No. 8672, PLATINA RESOURCES LIMITED (ACN 119 007 939), Counties of Cunningham and Gipps, Map Sheet (8331), area of 2 units, for Group 1, dated 13 November, 2017, for a term until 13 November, 2023.

The Honourable Don Harwin MLC
Minister for Resources

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

(V17/1210)

Assessment Lease No. 7 (Act 1992), ZEOLITE AUSTRALIA PTY LIMITED (ACN 000 038 497), area of 129 hectares. Application for renewal received 22 November, 2017.

(V17/1218)

Authorisation No. 311, GLOUCESTER COAL LTD (ACN 008 881 712) AND CIM STRATFORD PTY LTD (ACN 070 387 914), area of 5120 hectares. Application for renewal received 27 November, 2017.

(V17/1219)

Authorisation No. 315, GLOUCESTER COAL LTD (ACN 008 881 712) AND CIM STRATFORD PTY LTD (ACN 070 387 914), area of 7287 hectares. Application for renewal received 27 November, 2017.

(V17/1209)

Exploration Licence No. 6346, TRITTON RESOURCES PTY LTD (ACN 100 095 494), area of 69 units. Application for renewal received 22 November, 2017.

(V17/1220)

Exploration Licence No. 7423, FORTIUS MINES PTY LTD (ACN 140 151 917), area of 14 units. Application for renewal received 28 November, 2017.

(V17/1214)

Exploration Licence No. 7437, AWATI RESOURCES PTY LTD (ACN 106 020 419), area of 11 units. Application for renewal received 23 November, 2017.

(V17/1214)

Exploration Licence No. 8330, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 3 units. Application for renewal received 23 November, 2017.

(V17/1215)

Exploration Licence No. 8331, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 6 units. Application for renewal received 23 November, 2017.

(V17/1215)

Exploration Licence No. 8332, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 17 units. Application for renewal received 23 November, 2017.

(V17/1209)

Exploration Licence No. 8333, SILVER CITY MINERALS LIMITED (ACN 130 933 309), area of 5 units. Application for renewal received 22 November, 2017.

(V17/1212)

Exploration Licence No. 8408, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 28 units. Application for renewal received 22 November, 2017.

The Honourable Don Harwin MLC
Minister for Resources

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(V17/8396)

Exploration Licence No. 8281, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), Counties of Menindee and Yancowinna, Map Sheet (7133), area of 2 units, for a further term until 4 August, 2020. Renewal effective on and from 16 November, 2017.

(C00/0308)

Mining Lease No. 1607 (Act 1992), THE WALLERAWANG COLLIERIES PTY LIMITED (ACN 000 001 436), Parish of Cox, County of Cook, Map Sheet (8931-3-N), area of 2503 square metres, for a further term until 11 March, 2030. Renewal effective on and from 16 October, 2017.

The Honourable Don Harwin MLC
Minister for Resources

REQUESTED CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

Notice is given that the following authorities have been requested to be cancelled:

(T14-1137)

Exploration Licence No. 8340 (Act 1992), ALKANE RESOURCES LTD (ACN 000 689 216), County of Ashburnham, Map Sheet (8631), area of 15 units. Request of cancellation was received on 22 November, 2017.

The Honourable Don Harwin MLC
Minister for Resources

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

Notice is given that the following authorities have been cancelled:

(T14-1137)

Exploration Licence No. 8340, ALKANE RESOURCES LTD (ACN 000 689 216), County of Ashburnham, Map Sheet (8631), area of 15 units. Cancellation took effect on 28 November, 2017.

(T15-1114)

Exploration Licence No. 8468, MICA EXPLORATION AREAS PTY LTD (ACN 608 643 045), County of Farnell and County of Mootwingee, Map Sheet (7235), area of 17 units. Cancellation took effect on 23 November, 2017.

(T16-1063)

Exploration Licence No. 8490, ALLIANCE (NSW) PTY LTD (ACN 096 947 223), County of Cunningham, Map Sheet (8431, 8432), area of 79 units. Cancellation took effect on 23 November, 2017.

(T16-1050)

Exploration Licence No. 8517, ALLIANCE (NSW) PTY LTD (ACN 096 947 223), County of Bland, County of Forbes and County of Gipps, Map Sheet (8430, 8431), area of 100 units. Cancellation took effect on 23 November, 2017.

The Honourable Don Harwin MLC
Minister for Resources

TRANSFER OF PART OF AN AUTHORITY

(15/1200)

Coal Lease No. 368 (Act 1973), held by BOGGABRI COAL PTY LIMITED (ACN 122 087 398), CHUGOKU ELECTRIC POWER AUSTRALIA RESOURCES PTY. LTD. (ACN 600 294 068) AND NS BOGGABRI PTY LIMITED (ACN 113 447 313) has been transferred in part to WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253) AND BOGGABRI COAL PTY LIMITED (ACN 122 087 398). The transfer was registered on 17 November, 2017.

Pursuant to Section 123 of the *Mining Act 1992*:

- (1) Coal Lease No. 368 (Act 1973) has been cancelled as to the area transferred; and
-

- (2) Mining Lease No. 1749 (Act 1992) has been granted to WHITEHAVEN COAL MINING LIMITED (ACN 086 426 253) AND BOGGABRI COAL PTY LIMITED (ACN 122 087 398) over the area transferred for a period until 14 November, 2032.

Description of area part transferred

An area of about 20.41 hectares,. For further information contact Titles Branch.

The Honourable Don Harwin MLC
Minister for Resources

EXPIRY

Mining Lease No. 101 (Act 1973), SIBELCO LIME (NSW) PTY LTD (ACN 004 776 989), Parish of Antimony, County of Buller; and Parish of Antimony, County of Buller. This title expired on 23 November, 2017.

The Honourable Don Harwin MLC
Minister for Resources

Energy Notices

ELECTRICITY SUPPLY ACT 1995

Market Operations Rule (NSW Electricity Businesses to Business Procedures) No. 1 of 2017

IN accordance with section 63C(5) of the *Electricity Supply Act 1995*, I, DON HARWIN, MLC, Minister for Energy and Utilities, give notice of the approval of Market Operations Rule (NSW Electricity Businesses to Business Procedures) No. 1 of 2017.

In accordance with section 63C(5), Market Operations Rule (NSW Electricity Businesses to Business Procedures) No. 1 of 2017 is available on the internet site of the NSW Department of Planning and Environment at www.resourcesandenergy.nsw.gov.au.

Dated at Sydney, this 22nd day of November 2017.

THE HONOURABLE DON HARWIN, MLC.,
Minister for Energy and Utilities



Scheme Rules (Accredited Service Providers) Order 2017

under the

Electricity Supply (Safety and Network Management) Regulation 2014

I, DON HARWIN MLC, the Minister for Energy and Utilities, pursuant to clause 26 of the *Electricity Supply (Safety and Network Management) Regulation 2014*, by the following Order make the Scheme Rules for the accreditation of providers of contestable network services.

Date: 22 November 2017.

DON HARWIN, MLC.
Minister for Energy and Utilities
Minister for Resources
Minister for the Arts

Explanatory note

The object of this Order is to revoke the old Scheme Rules and makes the new Scheme Rules to align the Scheme Rules with the changes to metering requirements under the *National Electricity Rules* and the *National Energy Retail Rules* commencing on 1 December 2017.

1 Name of Order

This Order is the *Scheme Rules (Accredited Service Providers) Order 2017*.

2 Commencement

The Scheme Rules are made and commence on the commencement date.

3 Definitions

In this Order:

commencement date means 1 December 2017.

old Scheme Rules means the rules relating to the accreditation of contestable service providers, published in the Gazette on 9 September 2016 (pages 2410-2435) as in force from time to time before the commencement date.

4 Revocation of old Scheme Rules

- (1) The old Scheme Rules are revoked from the commencement date.
- (2) The revocation of the old Scheme Rules does not—
 - (a) revive anything not in force or existing at the time the revocation takes effect;
 - (b) affect the previous operation of the old Scheme Rules or anything done or begun under or in accordance with the old Scheme Rules; or
 - (c) affect a right, privilege or liability acquired, accrued or incurred under the old Scheme Rules.
- (3) An ASP accreditation that was in force immediately before the commencement date continues in force.

5 Scheme Rules

The Scheme Rules are made as set out in Schedule 1.

SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP)



Schedule 1 Scheme Rules

December 2017

ACCREDITATION OF PROVIDERS OF CONTESTABLE SERVICES

LEVEL 1 - Construction of network assets

LEVEL 2 - Service work/connection services

LEVEL 3 - Design of network assets



Department of Planning and Environment





SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

Published by NSW Department of Planning and Environment

NSW Accredited Service Provider (ASP) Scheme Rules

Published December 2017

More information

Made by the Minister for Energy and Utilities under clause 26 of the *Electricity Supply (Safety and Network Management) Regulation 2014*

www.planning.nsw.gov.au

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Department of Planning and Environment



SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

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Department of Planning and Environment

SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

INTRODUCTION

This document sets out the rules for the accreditation of providers of contestable network services under Part 3 of the *Electricity Supply Act 1995* (the **Act**). Under section 31A of the Act, a person who provides contestable network services must be accredited, in accordance with the *Electricity Supply (Safety and Network Management) Regulation 2014* (the **Regulation**), to provide those services (an **accredited service provider** or **ASP**).

Clause 26 of the Regulation provides that the Minister may make Scheme Rules for the purposes of Part 3 of the Regulation (Accreditation of providers of contestable services). These Scheme Rules establish a framework for an ASP to provide contestable network services in a safe and competent manner for the design, construction and installation of electricity works that comprise of or are connected to the electricity distribution networks in NSW (**ASP Scheme**).

Part 1 sets out the **background** to accreditation and the **conditions of accreditation** a person must satisfy to maintain accreditation under the Scheme.

Part 2 sets out the **Scheme Rules** relating to:

- Classes of contestable network services in respect of which a person may be accredited
- Eligibility requirements for an accreditation or for renewal of an accreditation
- How to apply for an accreditation or for renewal
- How an applicant for an accreditation or renewal can give evidence of eligibility
- Fees required for the application for, or renewal of, an accreditation, and
- How to apply for a review.

PART 1: BACKGROUND

A. General

Customers who need certain services to physically connect to the distribution network may be required to pay for these services. In relation to some of these services, the customer can choose whether those services are provided by the distributor or another service provider. These are called 'contestable network services'. In many cases, customers will need to engage their own service provider. The Act requires that these service providers be accredited.

Contestable network services may involve (but are not limited to) the installation of underground and overhead services, service equipment, transformers, switchgear, protection equipment, augmentation and design work. The Scheme supports an environment where these contestable services can be carried out in a safe and competent manner.

An applicant for accreditation under the ASP Scheme may be any legal person, including a company or an individual. An individual may also apply for accreditation under their business name. To be accredited, a person must meet the eligibility requirements for their particular class of accreditation.

The eligibility requirements for accreditation (see Part 2 below) include having:

- a specified person or persons who are appropriately qualified and competent to perform work aligned to certain classes of accreditation
- specified insurance policies, and
- specified management systems in place.

Once an individual and or company (hereafter referred to as Business) is accredited as an ASP, any person engaged to carry out contestable work on behalf of that ASP must be:



SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

- registered with the ASP Scheme, and,
- authorised by the relevant local electricity distributor to perform contestable network services.

Accreditation is not transferable. Therefore, if an ASP changes to operate under a new ACN (e.g. by dissolving a company and forming another), the new company will be required to make a new application to be accredited under the ASP Scheme.

B. Conditions of accreditation

Accreditation is subject to the following general conditions:

- contestable network services are only to be carried out in accordance with the Level and grading of the ASP;
- contestable network services are only to be carried out by personnel registered and authorised to carry out that class of contestable network service;
- ASPs must maintain their management systems (see Part 2, section B of the Scheme Rules);
- ASPs must maintain current policies of relevant insurances (see Part 2, section B of the Scheme Rules);
- all work must be undertaken in a safe manner and in accordance with:
 - all relevant Acts, Regulations and this Scheme;
 - the Service and Installation Rules of NSW;
 - the relevant aspects of the local electricity distributor's electricity network safety management system; and
 - the ASP's safety management systems.
- ASPs must use appropriate personal protective equipment, tools and equipment which ensure the safety of public and persons when carrying out contestable network services.

The Secretary may, in addition to the general conditions, impose specific conditions on the accreditation of a particular person or class of persons where the Secretary considers it is appropriate to do so in all the circumstances.

The conditions of accreditation for an ASP will be set out in the letter granting accreditation or renewal of accreditation. An ASP must comply with those conditions.

A breach of a condition of accreditation may lead to the suspension or cancellation of a person's accreditation under clause 22 of the Regulation or a refusal to renew accreditation under clause 18 of the Regulation.

C. Registration of personnel

All ASPs are required to register with the Scheme any personnel (for example, an employee, director or sub-contractor of the ASP) who will be performing work on or near existing electricity network on behalf of the ASP and for which the ASP is accredited. An ASP must apply to the Scheme for such registration using the separate form provided for this purpose. For new applicants, a copy of this form is included with the application form at the end of this document.

No separate fee for registration is required at the time of initial accreditation or where an existing ASP needs to have additional personnel registered because it is applying to add a category of accreditation.

Following registration, the local electricity distributor/s will require personnel to undertake training in relevant safety and operating procedures.

An ASP must notify the Scheme of changes in staff. Personnel, including employees and sub-contractors, will not be able to be authorised by the local



SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

D. Authorisation of personnel

For a Business to be accredited, an applicant must nominate at least one person that is appropriately qualified and competent to perform services within the relevant class of accreditation, and who will be registered under the Scheme Rules. That person must meet the eligibility requirements for accreditation as an ASP. Once accreditation is granted, contestable network services can only be carried out on behalf of the ASP by the personnel who are registered under the Scheme Rules in respect of that class of accreditation.

Local electricity distributors will also only allow a person to carry out contestable network services on or near their network if that person is:

- registered with the ASP Scheme, and
- authorised by that distributor.

Note that on or near the assets includes physical proximity to or contact with an asset, not just the electrical circuit component of the assets.

E. Grading ASPs

Level 1 and 2 ASPs will be graded from A to C at the time of accreditation, with A being the highest and C the lowest. These grades are intended to reflect the general level of competence and expertise of the ASP. When work is completed by an ASP, the inspection fees charged by the local electricity distributor may vary according to the ASP's grade.

For Level 2 ASPs these fees are calculated according to the number of inspections for each grade and are charged when each Notice of Service Work (NOSW) is lodged.

These fees are set by an independent economic regulator, the Australian Energy Regulator (AER).

A Level 1 and 2 ASP may request a review of its grading for the purpose of obtaining a higher grading (grade progression review). A request for review must be made in writing to the Manager, Energy Networks and ASPs at the Division of Resources and Energy and include payment of the appropriate regrading application fee. To be eligible for a grade progression review, an ASP must not have had, in the 12 months prior to the application for grade progression review, any suspension or cancellation applied to their accreditation.

In the event that any cancellation or suspension (excepting temporary action that may have been applied while an investigation was being carried out by a network operator) has been applied to:

- (a) the authorisation of any employee working for the ASP; or
- (b) the authorisation of any sub contracted authorised person engaged by and working on the project of the applicant ASP,

the Secretary may impose a cessation of any grade progression review up to a maximum of 12 months from the latest suspension and or cancellation.

A grade progression review will not proceed if an investigation being carried out by a network operator or the ASP scheme is underway on any matter involving the ASP, their employee(s) or any subcontractor(s).

A suspension in this context does not include a suspension applied for accreditation and or authorisation expiration purposes.

Conditions attached to an accreditation with respect to grading will have precedence in application over any grade progression review. The Secretary may commence an assessment at any point in time to determine if the grading of an ASP is appropriate.



SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

1. Grading for Level 1 ASPs:

When accreditation is granted under the Regulation, a Level 1 ASP will be graded in accordance with the grading assessment method set out below. Once graded, a Level 1 ASP may only apply for a higher grade after the later date of 12 months at the existing grade or 12 months after the previous application for review.

As set out in the Scheme Rules below, applicants seeking accreditation as a Level 1 ASP must be assessed by an independent assessor appointed by the Secretary. The grading of Level 1 ASPs is carried out by an independent assessor at the time of the assessment of the management system under the Scheme Rules (see Part 2 B (3) of the Scheme Rules).

Step 1: When the independent assessor assesses the applicant's management systems under the Scheme Rules (in accordance with the table at Appendix A), each individual management system must obtain a score of 55% or more to be eligible for a grading assessment. An applicant who scores below 55% for one or more management systems will not qualify for accreditation, or in the event of having accreditation at the time of assessment, will have their accreditation suspended.

Step 2: If all management systems have scored 55% or more then the independent assessor's total score of all management systems in the form at Appendix A (out of 284), when converted to a percentage ($\text{score}/284 \times 100$), will determine the applicant's grading in accordance with the table 1 below.

Table 1: Level 1 Assessment Grading

Maximum Total Score possible	Assessor's Total Score	Applicant's Percentage	Applicant's ranking	Grading
284 (see Appendix A)		$\frac{\text{total score}}{284}$	Greater than 85%	A
			>70% and ≤85%	B
			≥55% and ≤70%	C
			Less than 55%	UNSUCCESSFUL

2. Grading for Level 2 ASPs:

An applicant for a Level 2 ASP will be given an initial grade of B when granted accreditation unless previous history and or accreditation conditions prevent this. The Secretary has the authority to allocate a different grade.

In order to obtain a higher grade or to maintain a current grading, a Level 2 ASP must obtain the relevant score in the table 2 below, using the ASP's activity from the 12 months prior to the assessment.

Table 2: Level 2 Assessment Grading

Grade	Minimum number of inspections of services	Relevant Score (Number of defects as a % of inspections)
A	1 in 25	Less than 3%
B	1 in 5	3% to 5% inclusive
C	1 in 1	Greater than 5% to 20%



SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

Following an application for re-grading, the ASP Scheme will request each relevant electricity distributor to provide data on the services completed by that ASP and inspected by the electricity distributor.

A minimum number of services will need to be completed before an ASP (who also satisfies the defect requirement for the higher grade) can progress to a higher grade, as follows:

- B grade to A grade: a minimum of 150 projects (nominally 30 inspections)
- C grade to B grade: a minimum of 50 projects (nominally 50 inspections)

For the purposes of these minimums, the ASP Scheme may use a period greater than 12 months prior to the application.

3. Grading for Level 3 ASPs:

There is currently no grading of Level 3 applicants or Level 3 ASPs.

PART 2: SCHEME RULES

A. Classes of contestable network services

There are three types of contestable network services under the Scheme Rules (Levels 1 to 3). Within each type, there are multiple classes of accreditation that enable an ASP to carry out contestable network services. The types and classes of accreditation are set out below.

1. Level 1 ASP

The services that can be provided by a Level 1 ASP consist of constructing and installing electricity distribution works to enable the provision of customer connection services (these are services related to a new connection or alteration to a connection as defined in section 24(3) of the Electricity Supply Act 1995 and chapter 5A of the National Electricity Rules). Examples include:

- the laying and stringing of electricity cables as well as the jointing of cables;
- erecting electricity poles and excavating underground cable trenches;
- 'line work' such as working with live electricity cables (but not live High Voltage);
- building or working on or inside electricity distribution sub-stations; and
- construction work that may include the use of plant and equipment.

A Business that is accredited as a Level 1 ASP can be accredited in any of following four classes:

Class 1A – Overhead – work on or near the overhead electricity network:

- examples include pole erection, tower construction, conductor stringing and tensioning, street lighting works comprising pole erection, stringing of conductors and luminaire erection and substation construction.

Class 1B – Underground Paper lead and Polymeric – work on or near the underground electricity network, including polymeric and paper lead cables:

- examples include cable trench excavation, duct laying, cable pit construction, pillar installation, cable laying and jointing, street lighting works comprising underground standard erection, cable laying and luminaire erection and substation construction.



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Class 1C – Underground Polymeric only– work on or near the underground electricity network as described for Class 1B but excluding work on paper lead or CONSAC cables.

Class 1X – Non-electrically qualified. This class allows non-electrically qualified personnel to be registered with the ASP Scheme in accordance with the Scheme Rules. It also allows application to be made to a distributor for authorisations not covered in the Scheme Rules, where the requirements for those authorisations are set by the Distributors. Examples of specific authorisations that may be required by a distributor include:

- electrical trade related works performed by electrical trades apprentices covered by a training contract that may be required to work on or near the network under direct and constant supervision of an appropriately authorised person,
- work performed by persons engaged by a telecommunications network operator on telecommunications assets attached to electricity network operator assets,
- trades assistant work such as safety observer, rescue assistant and plant operator.

2. Level 2 ASP

The services that can be undertaken by a Level 2 ASP are as follows (but not limited to):

Class 2A – Disconnect and reconnect.

- Disconnection and reconnection of service lines at the connection point – but only work at the connection point that does not involve accessing network operator assets and no mechanical changes to network assets are required.

Class 2B – Work on underground service conductors including:

- remove and replace a local electricity distributor security seal in accordance with local electricity distributor procedures;
- installation and connection of underground service lines in accordance with the NSW Service & Installation Rules;
- relocate/upgrade an existing underground service line and restore supply on completion;
- disconnection and reconnection of underground service lines at the point of common coupling and the connection point; and
- replacement of a service protection device (including where it includes a meter protection device) and service active and neutral links.

Class 2C – Work on overhead service conductors including.

- remove and replace a local electricity distributor security seal in accordance with local electricity distributor procedures;
- installation and connection of overhead service lines in accordance with the Service & Installation Rules of NSW;
- relocate/upgrade an existing overhead service line and restore supply on completion;
- disconnection and reconnection of overhead service lines at the point of common coupling and the connection point; and
- replacement of a service protection device (including where it includes a meter protection device) and service active and neutral links.



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Class 2D – Energising Network Operator service equipment including service protection devices/fuses

- remove and replace a local electricity distributor security seal in accordance with local electricity distributor procedures;
- disconnection and reconnection of the service equipment (including service protection devices/fuses) at the connection point;
- installation, replacement and removal of service protection devices/fuses as required by distributors in accordance with the NSW Service and Installation Rules
- energising service equipment including service protection devices/fuses
- In relation to a basic meter (as defined in Schedule 6 of the *Electricity Supply Act 1995*) request received by the distributor prior to 1 December 2017, the installation and removal of whole current metering equipment in accordance with the local distributor's published standards to the extent that such installation or removal relates to a basic meter.

An ASP may only remove or install meters if the ASP is accredited as a meter provider with the Australian Energy Market Operator (AEMO) or the ASP is undertaking this work as a sub-contractor to another company which is properly accredited by AEMO for this purpose.

Transitional arrangement

From 1 December 2017, it will not be possible to install a basic meter under the National Electricity Rules due to changes to the Rules that commence on that date. However, if a distributor received a request to install a basic meter by 30 November 2017, Schedule 6 of the *Electricity Supply Act* provides that Part 3, Division 4 of the Act as in force on 30 June 2016 (and which includes section 29 of the Act) continues to apply. This means, where a distributor receives a request to install a basic meter immediately before 1 December 2017, section 29 allows the customer to choose to have that meter installed by an ASP in accordance with these Rules. For this purpose, the ASP Class 2D can continue to install and remove whole current metering equipment.

Class 2X – Non-electrically qualified.

This class allows non-electrically qualified personnel to be registered with the ASP Scheme in accordance with the Scheme Rules. It also allows application to be made to a distributor for authorisations not covered in the Scheme Rules, where the requirements for those authorisations are set by the Distributors. Examples of specific authorisations that may be required by a distributor include:

- electrical trade related works performed by electrical trades apprentices covered by a training contract that may be required to work on or near the network under direct and constant supervision of an appropriately authorised person,
- work performed by persons engaged by a telecommunications network operator on telecommunications assets attached to electricity network operator assets,
- trades assistant work such as safety observer, rescue assistant and plant operator.

3. Level 3 ASP

Level 3 ASPs design electricity network assets, underground and/or overhead.

A person that is accredited as a Level 3 ASP can be accredited in the following classes:

Class 3A – Design of overhead electricity reticulation. Foreexample:

- Evaluate cost estimations, design overhead distribution networks, design distribution substations, develop high and low voltage distribution protection systems, design substation modifications, prepare and manage detailed construction plans for electricity network infrastructure including overhead street lighting, organise and implement electricity supply line and easement surveys.



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Class 3B – Design of underground electricity reticulation. Foreexample:

- Evaluate cost estimations, design underground distribution networks, design distribution substations, develop high and low voltage distribution protection systems, design substation modifications, prepare and manage detailed construction plans for electricity network infrastructure including underground street lighting, organise and implement electricity supply line and easement surveys.

Note: From a pragmatic perspective, it is recognised that a class 3A will need to design small components of underground systems, for example, cables may run down a pole to a service pillar or a High Voltage cable may run down a pole to a nearby padmount substation on a consumer's property.

Similarly, a class 3B is permitted to enter into the overhead space to design for example, an underground interface to an overhead system.

B. Eligibility requirements

A person cannot be accredited to carry out a class of contestable network services unless they meet the eligibility requirements for that class of accreditation. All of the eligibility requirements must be maintained for the duration of a person's accreditation.

Note: Clause 22 of the Regulation provides that the Secretary may suspend or cancel a person's accreditation if the Secretary considers the person no longer satisfies the eligibility requirements for an accreditation or for renewal of an accreditation under the Scheme Rules.

A person will only be eligible for accreditation to carry out a particular class of contestable network services if they have (or, in the case of a business, they have personnel who have) obtained the appropriate qualifications and training to carry out that class of contestable network services and have demonstrated competence within the last 12 months in safety and testing procedures appropriate for the classification.

1. Qualification and training requirements

A person will satisfy the qualification and training requirements for a class of contestable network services if they satisfy one or more of the following requirements:

- they are currently registered within the ASP scheme to carry out the contestable network services within that class; or
- they hold the relevant Australian Qualification Framework (AQF) training qualification/s, and have undergone the relevant training for that class of contestable network services, as set out in the tables below. The training must have been delivered by a Registered Training Organisation (RTO) as set out in the tables below; or
- they are a former employee of a NSW electricity distributor and can satisfy the Secretary that they meet all of the following requirements:
 - they have worked with the electricity distributor in a period no more than 24 months prior to the date of application for accreditation or registration and their core work was trade related work aligned to the class of accreditation or registration they are applying for (this must be supported by a conclusive and unambiguous statement from the electricity distributor);
 - they were authorised by the electricity distributor to carry out the work that aligns to the class of accreditation they are applying for;
 - they have obtained a qualification or certification relevant to the type of work within the class of accreditation they are applying for; and,
 - (for Level 1 and Level 2 applications) they can provide evidence of competency from the electricity distributor or have a current statement of attainment from an RTO for the unit of competency UETDRRF11A – Testing of connections to low voltage electricity networks.



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Table 3: Level 1 ASP Qualification and training requirements

Level 1 ASP Qualification and training requirements		
Accredited Service Provider (ASP) Scheme Classes of Contestable network services (type of work)	ASP Scheme Qualification Criterion for Level 1 ASPs <i>Training organisations must be registered with Australian Skills Quality Authority or their state training authority and must have the relevant qualification and unit of competency on their scope of registration to deliver training and/or assessment</i>	
	Core Qualifications (refer Note 1)	Additional Mandatory Competency Units (refer to Note 2)
Class 1A – carry out work on or near the overhead electricity network	UET30612 – Certificate III in ESI – Power Systems – Distribution Overhead	UETDRRF11A - Testing of connections to low voltage electricity networks
Class 1B – carry out work on or near the underground electricity network including both paperlead and polymeric and associated underground asset installation works	UET30812 – Certificate III in ESI – Power Systems – Distribution Cable Jointing	UETDRCJ21A – Lay ESI electrical cables AND UETDRCJ22A – Install & maintain de-energised LV UG paper insulated cables AND UETDRCJ23A - Install and maintain de-energised high voltage underground paper insulated cables AND UETDRRF11A - Testing of connections to low voltage electricity networks
Class 1C – carry out work on or near the underground electricity network and associated underground asset installation works limited to polymeric cables only	UET30812 – Certificate III in ESI – Power Systems – Distribution Cable Jointing OR UEE30811 – Certificate III in Electro- technology Electrician (or equivalent) OR UET30612 – Certificate III in ESI – Power Systems – Distribution Overhead	UETDRCJ21A – Lay ESI electrical cables AND UETDRCJ26A – Install & maintain de-energised low voltage underground polymeric cables AND UETDRCJ27A – Install & maintain de-energised high voltage underground polymeric cables AND UETDRRF11A - Testing of connections to low voltage electricity networks
<p>Note 1: Upon verification; those holding an equivalent qualification to:</p> <ul style="list-style-type: none"> UET30612 and/or UET30812 documented in the UET12 Training Package and all corresponding units of competency that proceed back to and are inclusive of UTT30101 and/or UTT30301 documented in the UTT98 Training Package will also meet the qualification requirements noted in this Level 1 table; or UEE30811 documented in the UEE11 Training Package and all corresponding units of competency that proceed back to and are inclusive of UTE31199 documented in the UTE99 Training Package will also meet the qualification requirements noted in this Level 1 table. <p>Note 2: Registered Training Organisations (RTO's) must ensure that any/all prerequisite units of competency (as specified within each of the relevant competency standards) have been achieved prior to awarding any of the units of competency specified within the "Additional Mandatory Competency Units" column of Level 1 table.</p>		

Details are to be submitted in the qualifications section of the Level 1 ASP Application Form

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Table 4: Level 2 ASP Qualification and training requirements

Level 2 ASP Qualification and training requirements		
Classes of Contestable Services (type of work)	ASP Scheme Qualification Criterion for Level 2 ASPs <i>Training organisations must be registered with Australian Skills Quality Authority or their state training authority and must have the relevant qualification and unit of competency on their scope of registration to deliver training and/or assessment</i>	
	Core Qualifications (refer Note 1)	Additional Mandatory Competency Units (refer to Note 2)
Class 2A –Disconnect and reconnect at connection point	Meet requirements for class 2B or 2C OR Currently registered for Disconnect / reconnect (former Level 2 Category 1)	UETTDREL16A - Working safely near live electrical apparatus AND UETDRRF11A - Testing of connections to low voltage electricity networks
Class 2B –Underground Services	UEE30811 – Certificate III in Electro-technology Electrician (or equivalent) OR UET30812 – Certificate III in ESI – Power Systems – Distribution Cable Jointing	UETDRIS55A – Install and maintain low voltage underground services AND UETDRRF11A - Testing of connections to low voltage electricity networks
Class 2C –Overhead Services	UEE30811 – Certificate III in Electro-technology Electrician (or equivalent) OR UET30612 – Certificate III in ESI – Power Systems – Distribution Overhead	UETDRIS56A – Install and maintain low voltage overhead services AND UETDRRF11A - Testing of connections to low voltage electricity networks
Class 2D –Energising service equipment – including disconnect and reconnect	UEE30811 – Certificate III in Electro-technology Electrician (or equivalent)	UETTDREL16A - Working safely near live electrical apparatus AND UEENEEK142A - Apply environmentally and sustainable energy procedures in the energy sector AND in relation to a basic meter installation request received by the distributor prior to 1 December 2017 either (i) UETDRIS60A – Install and replace power system meters and associated equipment, or, (ii) UEENEEG171A install, setup and commission interval metering AND UETDRRF11A - Testing of connections to low voltage electricity networks
<p>Note 1: Upon verification; those holding an equivalent qualification to:</p> <ul style="list-style-type: none"> UET30612 and/or UET30812 documented in the UET12 Training Package and all corresponding units of competency that proceed back to and are inclusive of UTT30101 and/or UTT30301 documented in the UTT98 Training Package will also meet the qualification requirements noted in this Level 2 table; or UEE30811 documented in the UEE11 Training Package and all corresponding units of competency that proceed back to and are inclusive of UTE31199 documented in the UTE99 Training Package will also meet the qualification requirements noted in this Level 2 table. <p>Note 2: Registered Training Organisations (RTO's) must ensure that any/all prerequisite units of competency (as specified within each of the relevant competency standards) have been achieved prior to awarding any of the units of competency specified within the "Additional Mandatory Competency Units" column of Level 2 table.</p>		

Details are to be submitted in the qualifications section of the Level 2 ASP Application Form



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Table 4: Level 3 ASP Qualification and training requirements

Level 3 ASP Qualification and training requirements	
<p>Class 3A: Design of overhead electricity reticulation</p>	<p>Criteria 1 – Professional qualifications:</p> <p>(a) Professional qualifications:</p> <p>(i) Professional Engineer with the Institution of Engineers Australia, National Engineering Registration (NER) in the Electrical area of practice; or,</p> <p>(ii) Engineering Technologist or Associate with the institute of Engineers Australia, National Engineering Registration (NER) in the Electrical area of practice;</p> <p>and</p> <p>(b) Minimum 12 months industry experience in designing electricity reticulation systems for overhead (evidenced by a statement of duties and experience from previous and or current employer(s));</p> <p>and</p> <p>(c) And provide a declaration indicating the applicant has knowledge of the electricity distributors' construction Standards and specifications relevant to overhead construction</p> <p>OR</p> <p>Criteria 2 Industry specific training qualifications:</p> <p>(a) Completion of training package UET60212 - Advanced Diploma of ESI - Power Systems including elective units:</p> <ul style="list-style-type: none"> • UETDRDS31A Draft and layout a power system overhead distribution extension • UETDRDS33A Draft and layout a power system street lighting system • UETDRDS34A Draft and layout a power system distribution substation minor upgrade • UETDRDS35A Design overhead distribution power systems • UETDRDS37A Design power system distribution substations • UETDRDS38A Design power system public lighting systems • UETDRDS39A Prepare and manage detailed construction plans for electrical power system infrastructure <p>and</p> <p>(b) provide a declaration indicating the applicant has knowledge of the electricity distributors' construction Standards and specifications relevant to overhead construction.</p> <p>OR</p> <p>Criteria 3 Industry Experience:</p> <p>a) documentary evidence of at least 5 years industry experience in designing electricity overhead reticulation systems of the category for which accreditation is required;</p> <p>b) at least one written reference from an electricity distributor or similar organisation confirming the designer's experience and competence in overhead reticulation design; and,</p> <p>c) provide a declaration indicating the applicant has knowledge of the electricity distributors' construction Standards and specifications relevant to overhead construction.</p>



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<p>Class 3B: Design of underground electricity reticulation</p>	<p>Criteria 1– Professional qualifications:</p> <p>(a) Professional qualifications:</p> <p style="padding-left: 20px;">(i) Professional Engineer with the Institution of Engineers Australia, National Engineering Registration (NER) in the Electrical area of practice; or,</p> <p style="padding-left: 20px;">(ii) Engineering Technologist or Associate with the institute of Engineers Australia, National Engineering Registration (NER) in the Electrical area of practice;</p> <p>and</p> <p>(b) minimum 12 months industry experience in designing electricity reticulation systems for underground (evidenced by a statement of duties and experience from previous and or current employer(s));</p> <p>and</p> <p>(c) provide a declaration indicating the applicant has knowledge of the electricity distributors' construction Standards and specifications relevant to underground construction.</p> <p>OR</p> <p>Criteria 2 - Industry specific training qualifications:</p> <p>(a) Completion of training package UET60212 - Advanced Diploma of ESI - Power Systems including elective units:</p> <ul style="list-style-type: none"> • UETDRDS32A Draft and layout a power system underground distribution extension • UETDRDS33A Draft and layout a power system street lighting system • UETDRDS34A Draft and layout a power system distribution substation minor upgrade • UETDRDS36A Design underground distribution power systems • UETDRDS37A Design power system distribution substations • UETDRDS38A Design power system public lighting systems • UETDRDS39A Prepare and manage detailed construction plans for electrical power system infrastructure <p>and</p> <p>(b) provide a declaration indicating the applicant has knowledge of the electricity distributors' construction Standards and specifications relevant to underground construction</p> <p>OR</p> <p>Criteria 3 Industry Experience:</p> <p>(a) documentary evidence of at least 5 years industry experience in designing electricity underground reticulation systems of the category for which accreditation is required;</p> <p>(b) at least one written reference from an electricity distributor or similar organisation confirming the designer's experience and competence in underground reticulation design; and</p> <p>(c) provide a declaration indicating the applicant has knowledge of the electricity distributors' construction Standards and specifications relevant to underground construction.</p>
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Details are to be submitted in the qualifications section of the Level 3 ASP Application Form



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2. Insurance requirements

A person must hold current policies for the following insurances:

- a) Public/Products Liability Insurance covering loss of at least \$20 million for Level 1 ASPs and \$10 million for Level 2 and 3 ASPs; and
- b) (for Level 3 ASPs only) Professional Indemnity Insurance covering loss of at least \$2 million.

Details are to be submitted in the insurance section of the appropriate Level 1, 2 or 3 Application Forms

3. Requirements for Management Systems

A person must have the following management systems in place:

- work health & safety management systems;
- business management systems;
- environmental management systems;
- resource management systems; and
- performance management systems.

The criteria for assessing the management systems for each class of accreditation are set out in the following appendices:

Level 1 ASP – refer to Appendix A

Level 2 ASP – refer to Appendix B

Level 3 ASP – refer to Appendix C

The management systems for a Level 1 ASP applicant will be reviewed by an independent ASP Assessor appointed by the Department. This assessment may take place at the applicant's place of work.

Level 2 ASP applicants and Level 3 ASP applicants must submit a declaration of compliance and copies of their management systems with their application as evidence that the management systems comply with Appendices B and C respectively. The Secretary may determine that an applicant needs to alter their management system to be compliant with these requirements.

C. How to give evidence of eligibility

Applicants must provide evidence that they meet the eligibility requirements for accreditation as follows:

- Qualifications and training: Certified copy of the relevant certificate and a transcript (record of results) relevant to the qualification and training carried out must accompany an application form.

Note: a Certificate of Proficiency relevant to the class of contestable network services will be accepted as a part of the AQF. Classes 1X and 2X only require registration with the department, with evidence of qualifications and training to be submitted to a distributor if specific authorisation is sought with that Distributor.

- Management systems: Evidence of management systems for Level 1 must be provided to the Scheme's assessor on site during the assessment. Declarations and evidence of management systems for Levels 2 and 3 requires documents (in hard or soft copy) to accompany an application form.
- Insurances: A copy of a certificate of currency for each type of insurance.

Evidence can be provided electronically, or in hard copy.



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D. How to apply for a grant or renewal of accreditation

A person may apply for an accreditation or for the renewal of an accreditation, by completing the appropriate application form as in force from time to time and published on the Contestable network services website:

<http://www.resourcesandenergy.nsw.gov.au/asp>

There is a different application form for each level of accreditation (Level 1, 2 and 3 ASP). Applications must be accompanied by the relevant fee for processing the application (refer to paragraph E below).

As noted above, the applicant must provide evidence that they satisfy the eligibility requirements at the time of submitting the application form. Processing of an application will not occur unless all required evidence is supplied.

If an applicant has any questions about the Scheme Rules please contact the ASP Scheme on 02 9842 8636 or email asp.scheme@planning.nsw.gov.au

Completed application forms must be submitted to:

Manager, Accreditation Services
Division of Resources and Energy
Locked Bag 5123
PARRAMATTA NSW 2124,
or by email to asp.scheme@planning.nsw.gov.au

E. Fees for the grant or renewal of accreditation

The fees required for an application for accreditation or for renewal of accreditation are set out below. Fees can be paid by card or cheque. See the appropriate application form for further details.

The fee for a Level 1 ASP application includes some of the costs of the assessor. However, in some cases the independent assessor will be required to incur additional travel and accommodation costs. The applicant will be required to cover these additional costs.

Table 6: Level 1 ASP Fees

	Fee	GST	Total
Accreditation application	\$1,799.09	\$179.91	\$1,979
Registrations*	\$177.27	\$17.73	\$195
Renewal of accreditation	\$266.36	\$26.64	\$293
Regrading application	\$1436.36	\$143.64	\$1580
Accreditation for an additional class	\$1,476.36	\$147.64	\$1,624

*(per block of 5 or part thereof, not applicable when submitted as part of Accreditation application)



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Table 7: Level 2 ASP Fees

	Fee	GST	Total
Accreditation application	\$373.64	\$37.69	\$411
Registrations*	\$177.27	\$17.73	\$195
Renewal of accreditation	\$266.36	\$26.64	\$293
Regrading application	\$177.27	\$17.73	\$195

*(per block of 5 or part thereof, not applicable when submitted as part of Accreditation application)

Table 8: Level 3 ASP Fees

	Fee	GST	Total
Accreditation application	\$425.45	\$42.55	\$468
Registrations*	\$177.27	\$17.73	\$195
Renewal of accreditation	\$266.36	\$26.64	\$293

*(per block of 5 or part thereof, not applicable when submitted as part of Accreditation application)

F. How to apply for a decision review

Under the Regulation, a person may apply for a review of any decision to:

- refuse an application for accreditation
- refuse an application for renewal of accreditation
- impose or vary particular conditions of the accreditation
- refuse an application to vary or revoke any conditions of the accreditation
- suspend or cancel an accreditation; or
- not to act on a suspension of accreditation.

An application for a review of a decision of the Secretary must:

- a) be in writing;
- b) be served on the Secretary no later than:
 - ii) in the case of a decision to not act on a suspension – 56 days after the decision; or
 - iii) in any other case – 28 days after the person receives written notice of the decision; and
- c) state the reasons why the applicant considers that the decision should be reviewed.

The Secretary will review the application for review and make a determination in accordance with clause 25 of the Regulation.



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APPENDIX A

Table 9: Level 1 ASP Management Systems

Level 1 ASP Management System			
System Component	Evidence	Score	Total Score
WORK HEALTH & SAFETY MANAGEMENT			
Safety Plan	WHS Policy Statement – evidence that the safety plan has been implemented	/7	/7
Hazard risk assessment (HRA) (verify that HRA are being used in the field)	Evidence of hazard risk assessment procedures in place (hard or soft copy).	/7	
	Forms – evidence of use, validity & accessibility to all employee/s.	/7	/14
Safe work method statements (SWMS) (verify that SWMS are being used in the field)	Systematic approach – evidence of hardcopy or electronic procedures in place.	/7	
	SWMS – evidence of use, validity & accessibility to all employee/s.	/7	
	WHS requirement – evidence that a comprehensive collection of SWMS have been developed that covers all relevant electrical & construction work activities.	/7	/21
Safety equipment (verify through evidence of photos and/or registers)	Personal protective equipment (PPE) - appropriate & in good condition.	/7	
	Working at heights– available if required & in good condition.	/7	
	First aid kit/s – available all sites & vehicles.	/7	
	Tools – available & are in accordance with industry standards for working on electricity.	/7	
	Rescue Kit/s – Pole top & or confined spaces – available at all relevant sites.	/7	/35
Safety management certification	Certification to AS/NZS 4801 – evidence of certifying body & expiry date.	/3	/3
Work Health & Safety Management Total			/80

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BUSINESS MANAGEMENT		Score	Total Score
Business management plan	Evidence of hardcopy or electronic procedures in place.	/7	
	Register – evidence that a register has been established and maintained.	/7	
	Worksite management plan – e.g. traffic & pedestrian control, signage etc.	/7	
	Review – evidence hardcopy or electronic review processes are in place	/7	/28
Quality system certification	Certification to AS/NZS 9001 – evidence of certifying body and expiry date	/3	/3
Business Management Total			/31
ENVIRONMENTAL MANAGEMENT		Score	Total Score
Environment procedures and equipment	Evidence of hardcopy or electronic procedures in place – specific to working in proximity to roads, drains, water or other drainage flow lines.	/7	
	Erosion sediment control kit/s.	/7	
	Oil spill kit/s.	/7	/21
Environment system certification	Certification to AS/NZS 14000 – evidence of certifying body & expiry date.	/3	/3
Environmental Management Total			/24
RESOURCE MANAGEMENT		Score	Total Score
Equipment	Evidence of hardcopy or electronic procedures in place.	/7	
	Maintenance schedule/register	/3	
	Suitable plant, tools, equipment available	/3	/13
Qualifications and training	Evidence of hardcopy or electronic procedures in place.	/7	
	Personnel qualifications – relevant & current.	/7	
	Employee/s – evidence of capability to nominate qualified personnel.	/7	
	Register – evidence that a register has been established and maintained for training.	/7	/28



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Sub-contractors	Evidence of hardcopy or electronic procedures in place.	/7	
	Evidence that applicant is aware of the obligations of the Principal ASP.	/7	
	Contracting out to other ASPs – evidence that systems are in place	/7	/21
Resource Management Total			/58
PERFORMANCE MANAGEMENT		Score	Total Score
Monitor and review	Evidence of hardcopy or electronic procedures in place	/7	
	Review – Evidence of reviews being carried out for employees	/7	/14
Corrective and preventive actions (CAPA)	Evidence of hardcopy or electronic procedures in place.	/7	
	Register – evidence that a CAPA register has been established and maintained.	/7	
	Corrective action/s – evidence of actions taken to incidents and how non-conformance reports are being managed.	/7	
	Preventive action/s – evidence of actions taken to limit and or prevent an incident or non-conformance from occurring again.	/7	
	WHS legislation – evidence of non-conformance in the last 12 months.	/7	
	Electricity distributor/s – evidence of non-conformances in the last 12 months.	/7	/42
Project management	Evidence of hardcopy or electronic procedures in place.	/7	
	Process to identify or appoint a project manager	/7	/14
Work performance	Completed project/s – evidence of industry & client references for projects related to electricity network and exceeding \$10,000.	/7	
	Compliance – evidence showing that work is being carried out satisfactorily.	/7	/14
Safety performance	Completed project/s – evidence of projects related to electricity network and exceeding \$10,000 have no safety breaches.	/7	/7
	Performance Management Total		/91

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APPENDIX B

Table 10: Level 2 ASP Management System Table

Level 2 ASP Management System Checklist			
System component	Evidence	Tick the appropriate box	
		Yes	No
WORK HEALTH & SAFETY MANAGEMENT		Yes	No
Safety Plan	Endorsed and operational.	<input type="checkbox"/>	<input type="checkbox"/>
Hazard risk assessment (HRA)	Forms current & accessible to all personnel.	<input type="checkbox"/>	<input type="checkbox"/>
Safe work method statements (SWMS) (for each Class of Accreditation)	SWMS – being used, current & accessible to all personnel.	<input type="checkbox"/>	<input type="checkbox"/>
Safety equipment	Personal protective equipment (PPE)	<input type="checkbox"/>	<input type="checkbox"/>
	Working at heights equipment	<input type="checkbox"/>	<input type="checkbox"/>
	Tools – available & are in accordance with industry standards for the electrical supply industry for working on electricity.	<input type="checkbox"/>	<input type="checkbox"/>
	Rescue kit/s	<input type="checkbox"/>	<input type="checkbox"/>
BUSINESS MANAGEMENT		Yes	No
Qualifications (qualifications are relevant for ASP personnel who work on or near the electricity network)	Personnel/s qualifications – relevant & current.	<input type="checkbox"/>	<input type="checkbox"/>
Document control (knowing where your documents are and that they are the latest version available)	Register for HRAs and SWMS	<input type="checkbox"/>	<input type="checkbox"/>
RESOURCE MANAGEMENT		Yes	No
Qualifications and training	Register established and maintained of training for personnel and sub-contractors.	<input type="checkbox"/>	<input type="checkbox"/>
Equipment	Maintenance schedule/register.	<input type="checkbox"/>	<input type="checkbox"/>
	Suitable plant, tools, equipment available.	<input type="checkbox"/>	<input type="checkbox"/>
Sub-contracting	Applicant is aware of the obligations of being a Principal ASP.	<input type="checkbox"/>	<input type="checkbox"/>
	Contracting out to other ASPs – systems are in place.	<input type="checkbox"/>	<input type="checkbox"/>
PERFORMANCE MANAGEMENT		Yes	No
Corrective and preventive actions (CAPA)	CAPA register	<input type="checkbox"/>	<input type="checkbox"/>
	Corrective Action/s – process to determine, manage & review	<input type="checkbox"/>	<input type="checkbox"/>
	Preventive Action/s – process to determine, manage & review	<input type="checkbox"/>	<input type="checkbox"/>

SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

APPENDIX C

Table 11: Level 3 ASP Management System Table

Level 3 ASP Management System Checklist			
System component	Evidence	Tick the appropriate box	
		Yes	No
WORK HEALTH & SAFETY MANAGEMENT		Yes	No
Safety Plan	For field work	<input type="checkbox"/>	<input type="checkbox"/>
Hazard risk assessment (HRA)	Forms current & accessible to all personnel.	<input type="checkbox"/>	<input type="checkbox"/>
Safe work method statements (SWMS) (for each Class of Accreditation)	SWMS – being used, current & accessible to all personnel.	<input type="checkbox"/>	<input type="checkbox"/>
Safety equipment	Personal protective equipment (PPE) - appropriate & in good condition	<input type="checkbox"/>	<input type="checkbox"/>
BUSINESS MANAGEMENT		Yes	No
Document control (knowing where your documents are and that they are the latest version available)	Register – a register has been established and maintained	<input type="checkbox"/>	<input type="checkbox"/>
	Appropriate design review and approval systems/procedures in place and being used.	<input type="checkbox"/>	<input type="checkbox"/>
	Review – hardcopy or electronic review processes are in place.	<input type="checkbox"/>	<input type="checkbox"/>
ENVIRONMENTAL MANAGEMENT		Yes	No
	Plans – incorporate electricity networks in proximity to drains, water or other drainage flow lines	<input type="checkbox"/>	<input type="checkbox"/>
	Erosion sediment control specifications incorporated into design work	<input type="checkbox"/>	<input type="checkbox"/>
	Environmental assessment techniques	<input type="checkbox"/>	<input type="checkbox"/>
RESOURCE MANAGEMENT		Yes	No
Qualifications and training	Personnel – capability to nominate qualified personnel	<input type="checkbox"/>	<input type="checkbox"/>
	Register – a register has been established & maintained for training	<input type="checkbox"/>	<input type="checkbox"/>
Sub-contracting	Applicant is aware of the obligations of being a Principal ASP.	<input type="checkbox"/>	<input type="checkbox"/>
	Contracting out to other ASPs – systems are in place.	<input type="checkbox"/>	<input type="checkbox"/>
PERFORMANCE MANAGEMENT		Yes	No
Monitor and review	Reviews – process for reviews to be carried out fir employee/s and sub-contractors – desktop or worksite	<input type="checkbox"/>	<input type="checkbox"/>

SCHEME RULES

NSW ACCREDITED SERVICE PROVIDER (ASP) - December 2017

Corrective and preventive actions (CAPA)	CAPA register	<input type="checkbox"/>	<input type="checkbox"/>
	Corrective Action/s – process to determine, manage & review	<input type="checkbox"/>	<input type="checkbox"/>
	Preventive Action/s – process to determine, manage & review	<input type="checkbox"/>	<input type="checkbox"/>



Crown Land Notices

1300 886 235 www.crownland.nsw.gov.au

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes – Coolegong, Burrumunda; County – Monteagle
Land District – Young; LGA – Hilltops*

Road Closed: Lot 1 DP 1234099

File No: 17/05157

SCHEDULE

On closing, the land within Lot 1 DP 1234099 remains vested in the State of New South Wales as Crown land.

ROADS ACT 1993, SECTION 257

ORDER

Correction of Defective Instrument

As per the “Notification of Closing of a Road” 16/10113 which appeared in Government Gazette No 125 dated 17 November 2017, folio 7090, part of the description is hereby amended. Under heading of “description” the LGA should also include “Blayney”.

ROADS ACT 1993, SECTION 257

ORDER

Correction of Defective Instrument

As per the “Notification of Closing of a Road” 16/10114 which appeared in Government Gazette No 125 dated 17 November 2017, folio 7089, part of the description is hereby amended. Under heading of “description” the words “Three Brothers”; are deleted and replaced with “Carrawa”.

NOTICE OF PUBLIC PURPOSE PURSUANT TO SECTION 34A (2) (b) OF THE CROWN LANDS ACT 1989

PURSUANT to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve specified in Column 1 of the Schedule is to be occupied for the additional purpose specified in Column 2 of the Schedule.

The Hon PAUL TOOLE, MP,
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
Reserve No. 98044 Public Purpose: Environmental Protection Notified: 10 January 1986 Parish: Mungabarina County: Goulburn	Communication Facilities

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – South Colah; County – Cumberland
Land District – Metropolitan; LGA – Hornsby*

Road Closed: Lot 1 DP 1236242

File No: 16/01754

SCHEDULE

On closing, the land within Lot 1 DP 1236242 remains vested in Hornsby Shire Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: F2014/00246

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of Section 151, *Roads Act 1993*, the Crown road specified in Schedule 1 is hereby transferred to the Roads Authority specified in Schedule 2 hereunder and as from the date of publication of this notice and as from that date, the road specified in Schedule 1 ceases to be a Crown Road.

The Hon. Paul Toole, MLC
Minister for Lands and Forestry

Schedule 1

Parish – Camden Haven County – Macquarie

Locality – Herons Creek

Local Government Area – Port Macquarie Hastings Council

Crown Public Road (part Herons Creek Road, Herons Creek) between the rail corridor and the north east corner of Lot 185 DP 754405, extending south along the eastern boundary of Lot 185 for approximately 30 metres (as indicated by green colour on diagram below).



Schedule 2

Roads Authority: Port Macquarie Hastings Council

Lands File No. TE03H108

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Worcester; County – Bathurst
Land District – Orange; LGA – Cabonne*

Road Closed: Lot 1 DP 1231379
File No: 16/06638

SCHEDULE

On closing, the land within Lot 1 DP 1231379 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 road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date, the road specified in Schedule 1 ceases to be a Crown road.

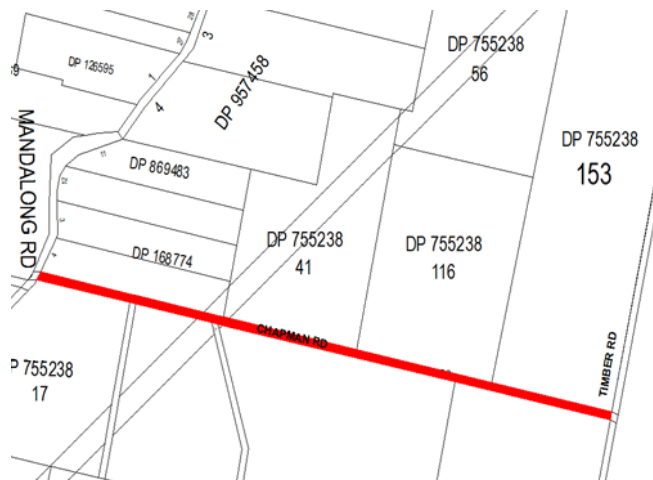
The Hon. Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE 1

*Parish – Mandolong
County – Northumberland
Land District – Mandalong
Local Government Area – Lake Macquarie*

Crown public road at Mandalong being the whole of Chapman Road, commencing at the intersection of Mandalong Road and extending to the intersection of Timber Road, as highlighted in the diagram below.

SCHEDULE 2



Roads Authority: Lake Macquarie Council
Councils Reference: D08459013
Lands File Reference: 17/10600

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – Pulletop; County – Cooper
Land District – Narrandera; LGA – Carrathool*

Road Closed: Lot 1 DP 1230081

File No: GH01H124

SCHEDULE

On closing, the land within Lot 1 DP 1230081 remains vested in the State of New South Wales as Crown land.

ROADS ACT 1993 – ORDER

ERRATUM – 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 are 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.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule 1

*Parish – Redbank; County – Nicholson
Shire – Carrathool Shire Council*

Night soil lane; between Cowper Street and Southey Street, limited to the block between Lytton Street and Milton Street

Norwood Lane; between The Springs Road and Racecourse Road

Width to be transferred: The whole width

Schedule 2

Roads Authority: Carrathool Shire Council

Council's Reference: BCS.R.A.RCA (0331) and R:A:RCA (0377)

DoI Reference: 17/10681

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish - Young; County - Monteagle
Land District - Young; LGA - Hilltops*

Road Closed: Lot 1 DP 1235123

File No: 17/00684

SCHEDULE

On closing, the land within Lot 1 DP 1235123 remains vested in the State of New South Wales as Crown land.

ROADS ACT 1993, SECTION 257

ORDER

Correction of Defective Instrument

As per the "Notification of Closing of a Road" File No: 15/01483 which appeared in Government Gazette No 125 dated 17 November 2017, folio 7081, part of the description is hereby amended. Under heading of "description" the words "LGA - Snowy Valleys"; are deleted and replaced with "LGA - Greater Hume".

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Keverstone; County - Georgiana
Land District - Crookwell; LGA - Upper Lachlan

Road Closed: Lot 1 DP 1234346

File No: 17/05181

SCHEDULE

On closing, the land within Lot 1 DP 1234346 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Mooney Mooney; County - Harden
Land District - Gundagai; LGA - Cootamundra-Gundagai Regional

Road Closed: Lot 1 DP 1233146

File No: 12/07010

SCHEDULE

On closing, the land within Lot 1 DP 1233146 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parishes – Liddell, Herschell, Goorangoola; County – Durham

Land District – Singleton; LGAs – Muswellbrook & Singleton

Road Closed: Lots 1, 3-4 DP 1012182, Lot 1 DP 1237446

File No: 17/02432:JT

SCHEDULE

On closing, the land within Lots 1, 3-4 DP 1012182, Lot 1 DP 1237446 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Murkadool; County – Denham

Land District – Walgett; LGA – Walgett

Road Closed: Lot 1 DP 1234587

File No: 09/09169

SCHEDULE

On closing, the land within Lot 1 DP 1234587 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Bone Bone; County – Gowen

Land District – Coonabarabran; LGA – Warrumbungle

Road Closed: Lot 2 DP 1231859

File No: 17/01240

SCHEDULE

On closing, the land within Lot 2 DP 1231859 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parishes – Brocklesby, Morebringer; County – Hume

Land District – Corowa; LGA – Greater Hume

Road Closed: Lot 1 DP 1225457

File No: 16/01050

SCHEDULE

On closing, that part of the land within Lot 1 DP 1225457 which was formerly Crown road remains vested in the State of New South Wales as Crown land.

On closing, that part of the land within Lot 1 DP 1225457 which was formerly Council road becomes vested in the State of New South Wales as Crown Land.

Council's reference: MO:jl

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parishes - Allamurgoola, Milda; County - Ewenmar

Land District - Coonamble; LGA - Gilgandra

Road Closed: Lot 23 DP 1236001

File No: 17/02176

SCHEDULE

On closing, the land within Lot 23 DP 1236001 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Boree; County - Flinders

Land District - Nyngan; LGA - Bogan

Road Closed: Lot 2 DP 1230223

File No: 16/08309

SCHEDULE

On closing, the land within Lot 2 DP 1230223 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 Column 1 will be transferred to the Roads Authority specified in Column 2, hereunder, as from the date of publication of this notice and as from that date, the roads specified in Column 1 cease to be Crown roads.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Column 1	Column 2
<p>Crown public road (Russell Road) separating lot 93 DP 714830 from Lot 69 DP 852005 and intersection with Crown public road Parish Banyabba County Clarence at Banyabba.</p>	<p>Clarence Valley Council</p>
<p>Crown public road intersection (Armidale Road) adjoining Lot 101 DP 1219388 as shown by red colour Parish Bardsley County Fitzroy at Coutts Crossing.</p> 	<p>Clarence Valley Council</p>
<p>Crown public road (Clearview Road) adjoining northern boundary Lot 1 DP 710704 heading south to southern boundary Lot 1 DP 1052396 as shown by red colour Parish Bardsley County Fitzroy at Coutts Crossing.</p> 	<p>Clarence Valley Council</p>

Column 1	Column 2
<p>Crown public road east Blacklands Flat Road separating Lot 136 DP 752810 and Lot 162 DP 752810 from Lot 273 DP 752810 and Crown public road east Lot 162 DP 752810 Parish Bardsley County Fitzroy at Blaxlands Creek.</p>	<p>Clarence Valley Council</p>
<p>Crown public road of variable width separating Lot 60 and Lot 62 DP 1040895 from Lot 94 DP 752810 and bounded by Orara River Parish Bardsley County Fitzroy at Coutts Crossing.</p>	<p>Clarence Valley Council</p>
<p>Crown public road being part Kangaroo Creek Road adjoining Lot 1 DP 1193684 as shown by red colour Parish Bardsley County Fitzroy at Coutts Crossing.</p> 	<p>Clarence Valley Council</p>
<p>Crown public road (Lower Kangaroo Creek Road) separating Lot 2 DP 1193684 from Lot 4 DP 1193684 Parish Bardsley County Fitzroy at Coutts Crossing.</p> 	<p>Clarence Valley Council</p>
<p>Crown public road (Chaelundi Road) within Lot 7 DP 752812, east west within lot 6 DP 752812, separating Lot 36 DP 752812 from Lot 6 DP 752812 and separating Lot 32 DP 752812 from Lot 4 DP 752812 and Lot 6 DP 752812 as shown by red colour Parish Blinks County Fitzory at Dundurrabin.</p> 	<p>Clarence Valley Council</p>

Column 1	Column 2
<p>Crown public roads being part Mount Street, intersection of Armidale Road and North Street, Part Bridge Street, Part Cross Street, part College Street as shown by red colour near Lot 68 DP 752812 Parish Blicks County Fitzroy Village of Dundurrabin.</p> 	<p>Clarence Valley Council</p>

Column 1	Column 2
<p>Crown public road (Jetty Road) separating Lots 11-17 DP 751359, Crown public road and Lots 18-21 DP 751359 from lots 31 DP 43869, 29-26 DP 751359, Crown public road and Lots 25-22 DP 751359; Crown public road being the intersection of Jetty Road and Pebbly Crescent as shown by red colour; Crown public road east Lot 22 DP 751359 (Pebble Crescent) and separating Lot 1 and Lots 16-12 DP 245023 from Lot 31 DP 43869; Crown public road (Pebble Crescent) south of Lot 12 DP 245023; the Crown public road separating the Crown public road on the south of lot 12 DP 245023 from Lot 31 DP 43869. Parish Candole County Clarence at Sandon as shown by red colour</p> 	<p>Clarence Valley Council</p>

Crown lands reference: 17/11059 - W591652

Council reference: minutes 14.087/15

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Cunningar; County - Harden

Land District - Young; LGA - Hilltops

Road Closed: Lot 3 DP 1236414

File No: 17/04697

SCHEDULE

On closing, the land within Lot 3 DP 1236414 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Rowan; County - Wynyard

Land District - Wagga Wagga; LGA - Wagga Wagga

Road Closed: Lot 3 DP 1236240

File No: 17/06479

SCHEDULE

On closing, the land within Lot 3 DP 1236240 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 road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

The Hon PAUL TOOLE MP
Minister for Lands and Forestry

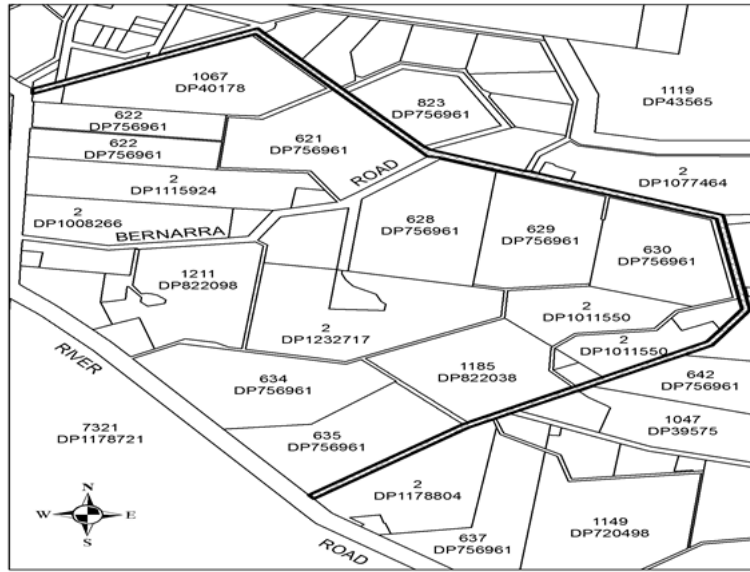
Descriptions

Parish - Mourquong County - Wentworth

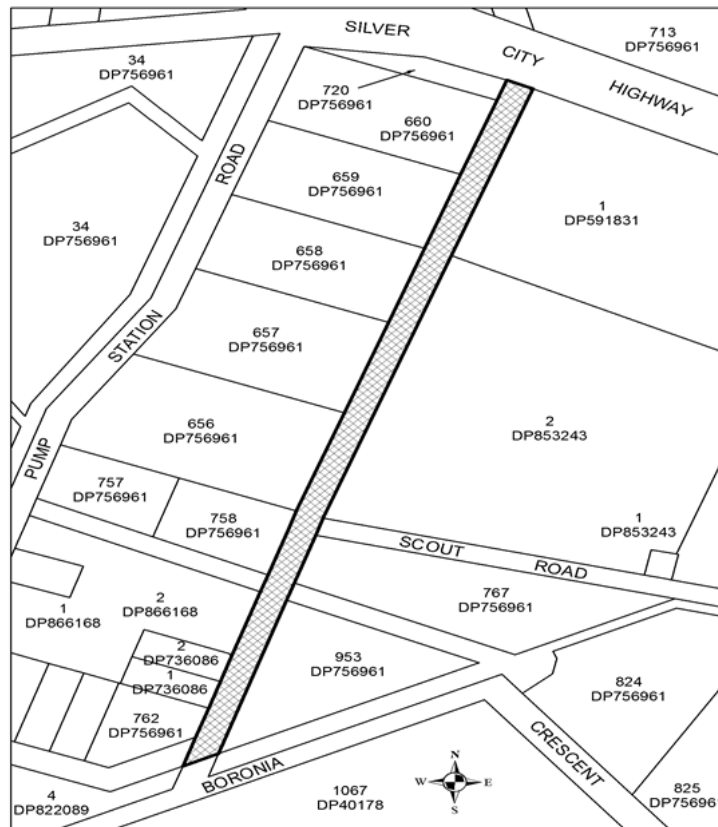
Administrative District - Coomealla

LGA - Wentworth

SCHEDULE 1



The Crown public road 20.115 metres wide being Boronia Crescent identified by crosshatch.



The Crown public road 25.145 metres wide being part of Tallawalla Road identified by crosshatch.

SCHEDULE 2

Roads Authority: Wentworth Shire Council (Ref: DOC17/242851)

FILE REFERENCE: 13/14225

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Gibson; County - Hume

Land District - Urana; LGA - Greater Hume

Road Closed: Lot 1 DP 1206805

File No: 13/12159

SCHEDULE

On closing, the land within Lot 1 DP 1206805 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - South Junee; County - Clarendon

Land District - Wagga Wagga; LGA - Junee

Road Closed: Lots 3-4 DP 1213810

File No: 09/03890

SCHEDULE

On closing, the land within Lots 3-4 DP 1213810 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Monsoon; County - Burnett

Land District - Warialda; LGA - Gwydir

Road Closed: Lot 1 DP 1234915

File No: 17/05368

SCHEDULE

On closing, the land within Lot 1 DP 1234915 which was formerly Crown Land remains vested in the State of New South Wales as Crown Land.

On closing, the land within Lot 1 DP 1234915 which was formerly Council land becomes vested in the State of New South Wales as Crown Land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Monsoon; County - Burnett
Land District - Warialda; LGA - Gwydir

Road Closed: Lot 3 DP 1235120

File No: 17/05369

SCHEDULE

On closing, that part of the land within Lot 3 DP 1235120 which was formerly Crown Road remains vested in the State of New South Wales as Crown land.

On closing, that part of the land within Lot 3, DP 1235120 which was formerly Council Road becomes vested in the State of New South Wales as Crown Land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Wamboin; County - Murray
Land District - Queanbeyan; LGA - Queanbeyan-Palerang Regional

Road Closed: Lot 1 DP 1236034

File No: 17/07885

SCHEDULE

On closing, the land within Lot 1 DP 1236034 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Boduldura; County - Wellington
Land District - Wellington; LGA - Dubbo Regional

Road Closed: Lot 1 DP 1235071

File No: 17/07259

SCHEDULE

On closing, the land within Lot 1 DP 1235071 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
 Minister for Lands and Forestry

DESCRIPTION

Parish - Yarrunga; County - Camden
Land District - Moss Vale; LGA - Wingecarribee

Road Closed: Lot 1 DP 1234349

File No: 17/04526

SCHEDULE

On closing, the land within Lot 1 DP 1234349 remains vested in the State of New South Wales as Crown land.

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
 Minister for Lands and Forestry

Schedule

Column 1	Column 2
environmental rehabilitation	Reserve No. 170169 Public Purpose: port facilities and services Notified: 28 June 1996 File Reference: 17/11132
	Reserve No. 1011788 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation Notified: This Day File Reference: 17/11132

Notes: Existing reservations under the Crown Lands Act are not revoked.

**NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO
SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989**

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
business purposes	Reserve No. 1012388 Public Purpose: regional requirements Notified: 15 September 2006 File Reference: 17/10854

Schedule

Column 1	Column 2
sporting event	Reserve No. 755928 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 17/10748
	Column 2
	Reserve No. 1011528 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation Notified: 9 June 2006 File Reference: 17/10748

Notes: Existing reservations under the Crown Lands Act are not revoked.

**NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO
SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989**

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
environmental rehabilitation	Reserve No. 63076 Public Purpose: public recreation, resting place Notified: 27 November 1931 File Reference: 17/11091

Schedule

Column 1	Column 2
environmental protection	Reserve No. 1012188 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation Notified: 18 August 2006 File Reference: 17/07086

Column 1	Column 2
	Reserve No. 1012192 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation Notified: 25 August 2006 File Reference: 17/09065

Notes: Existing reservations under the Crown Lands Act are not revoked.

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
shed	Reserve No. 753147 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 17/08034

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
grazing	Reserve No. 46964 Public Purpose: public recreation Notified: 30 August 1911 File Reference: 17/02427

NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
grazing	Reserve No. 88931 Public Purpose: research station Notified: 8 June 1973 File Reference: 17/05852

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.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Land District: Moree Local Government Area: Moree Plains Shire Council Locality: Greenbah, Courallie (Parish, County) Reserve No. 751769 Public Purpose: future public requirements Notified: 29 June 2007 Whole Lots: Lot 1 DP 1154373, Lot 7303 DP 1161118 Parish Greenbah County Courallie File Reference: ME03H254	The part being Whole Lot: Lot 1 DP 1154373 Parish Greenbah County Courallie Area: about 37.11 hectares

REVOCATION OF RESERVATION OF CROWN LAND

In pursuance of 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.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE

COLUMN 1	COLUMN 2
Reserve No: 91317 Purpose: Village Purposes Notified: 17 November 1978 Locality: Lightning Ridge Parish: Wallangulla County: Finch	The part being Whole Lot: Lot 56 DP45038 Area: about 3.3 hectares

Note: This land is currently held under Western Lands Lease 13848 for business purposes

File Reference; WLL 13848-2

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Tyrl Tyrl; County – Georgiana
Land District – Crookwell; LGA – Upper Lachlan

Road Closed: Lot 1 DP 1236586

File No: 17/05898

SCHEDULE

On closing, the land within Lot 1 DP 1236586 becomes vested in the State of New South Wales as Crown Land.

**NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO
SECTION 34A(2)(b) OF THE CROWN LANDS ACT 1989**

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP
 Minister for Lands and Forestry

Schedule

Column 1	Column 2
environmental studies	Reserve No. 10959 Public Purpose: travelling stock Notified: 15 March 1890 File Reference: 17/07160
	Reserve No. 20997 Public Purpose: camping Notified: 7 July 1894 File Reference: 17/07160
	Reserve No. 33614 Public Purpose: travelling stock Notified: 23 November 1901 File Reference: 17/07160
	Reserve No. 36260 Public Purpose: travelling stock Notified: 15 August 1903 File Reference: 17/07160
	Reserve No. 41199 Public Purpose: camping, travelling stock Notified: 19 December 1906 File Reference: 17/07160
	Reserve No. 88150 Public Purpose: future public requirements Notified: 26 February 1971 File Reference: 17/07160

Schedule

Column 1	Column 2
access	Reserve No. 39597 Public Purpose: travelling stock Notified: 12 August 1905 File Reference: 17/03029

Water Notices

WATER ACT 1912

LOWER NAMOI VALLEY

An application for a Controlled Work Approval under Part 8 of the *Water Act 1912* has been received from **IAI AUSTRALIA FUND II PTY LTD** for 2 levees on the Lower Namoi Flood Plain on Lots 8-10; 12; 13; 17; 16; 19-24; 68 DP753960, 1 DP579561 and Lot 2 DP1225326, County of Jamison Parish of Warrambool.

Objections to the granting of this approval must be registered in writing to PO Box 205, Deniliquin NSW 2710 within 28 days of this notice (90CW811008). The objection must include your name and address and specify the grounds of objection.

Any queries please call (03) 5898 3939, Jane Taylor.

Other Government Notices

ANTI-DISCRIMINATION ACT 1977

EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), an exemption is given from sections 8 and 51 of the *Anti Discrimination Act 1977* (NSW) to Macquarie University to designate and recruit 3 Indigenous Early Career Academic (Associate Lecturer) positions for Aboriginal and Torres Strait Islander persons only.

This exemption will remain in force for 5 years.

Dated this 28th day of November 2017

Elizabeth Wing
Senior Manager, Operations
Delegate of the President
Anti-Discrimination Board of NSW

ANTI-DISCRIMINATION ACT 1977

EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977*, an exemption is given from sections 8 and 51 of the *Anti Discrimination Act 1977* to Macarthur Group Training Ltd trading as My Gateway to designate and recruit up to 30 apprenticeships or traineeships per year for Aboriginal and Torres Strait Islander persons only.

This exemption will remain in force for 5 years.

Dated this 28th day of November 2017

Elizabeth Wing
Senior Manager, Operations
Delegate of the President
Anti-Discrimination Board of NSW

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of association pursuant to section 76

ERRATUM

THE NOTICE that appeared in the New South Wales Government Gazette No 126 of 24 November 2017, cancelling the BIKERS ANON INCORPORATED, INC9878936 was published in error.

The above association remains an Incorporated Association under the *Associations Incorporation Act 2009*.

This notice corrects this error

DATED this 24th day of November 2017

Christine Gowland
Delegate of the Commissioner
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Registration pursuant to Section 76

TAKE NOTICE that the registration of the following associations is cancelled by this notice pursuant to section 76 of the *Associations Incorporation Act 2009*.

ANTIOCHIAN ORTHODOX ARCHDIOCESE OF AUSTRALIA AND NEW ZEALAND INCORPORATED	INC9882762
ANTIOCHIAN ORTHODOX CHRISTIAN ARCHDIOCESE OF AUSTRALIA, NEW ZEALAND AND THE PHILIPPINES INCORPORATED	INC9890524
ANTIOCHIAN ORTHODOX CHURCH OF AUSTRALIA AND NEW ZEALAND INCORPORATED	INC9882841

ASSOCIATION FOR SOCIAL REFORMATION INCORPORATED	INC9894840
AUSLAND MISSION ORGANISATION INCORPORATED	INC9894838
AUSTRALIAN JIANGXI COMMERCIAL ASSOCIATION INCORPORATED	INC9894782
AUSTRALIAN ORTHODOX CHURCH INCORPORATED	INC9882054
BARRABA COMMUNITY INCORPORATED	INC9894820
BETHANY CHRISTIAN SCHOOL INCORPORATED	INC9883605
BETHEL MINISTRIES INTERNATIONAL INCORPORATED	INC9894777
CARER CAR CAMPAIGN INCORPORATED	INC9894831
CLEANING AND HYGIENE COUNCIL OF AUSTRALIA INCORPORATED	INC9894837
COFFS HARBOUR ISLAMIC ASSOCIATION INCORPORATED	INC9894791
COMPASS MINISTRIES INCORPORATED	INC9892622
EVANGELICAL FORMOSAN CHURCH EDUCATION CENTER INCORPORATED	Y2655705
IMANUELA REVIVAL CHURCH - SYDNEY INCORPORATED	INC9881918
IMMANUEL PRESBYTERIAN CHURCH SYDNEY INCORPORATED	INC9887061
JESUS THE ALMIGHTY GOD CHURCH OF AUSTRALIA INCORPORATED	INC9882501
KANGEN DOWN UNDER INCORPORATED	INC9894780
KUNGFU MEDICINE ASSOCIATION OF AUSTRALIA INCORPORATED	INC9894795
MAUKE ENUA COMMUNITY OF NSW INCORPORATED	INC9893766
NATIONAL ABORIGINAL & TORRES STRAIT ISLANDER BASKETBALL INCORPORATED	INC9894842
OPEN DOOR CHRISTIAN CHURCH INCORPORATED	INC9892682
PETER EARL ASSOCIATION INCORPORATED	INC9894813
POTTERS HOUSE CHRISTIAN CHURCH NEWCASTLE INCORPORATED	INC9885112
QUEANBEYAN/ACT BOCCE CLUB INCORPORATED	INC9894785
SAINT NICHOLAS MAYFIELD INCORPORATED	INC9881014
SANARE CHURCH INCORPORATED	INC1301091
SOUTHERN STARS SOCCER CLUB INCORPORATED	INC9894803
SYDNEY 153 PRESBYTERIAN CHURCH INCORPORATED	INC9892939
UNITED PENTECOSTAL CHURCH WESTERN SYDNEY INCORPORATED	INC9874898
UPPER MOUNTAINS BICYCLE USER GROUP INCORPORATED	INC9894788

Cancellation is effective as at the date of gazettal.

Dated this 29th day of November 2017.

Christine Gowland
 Delegate of the Commissioner
 NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of incorporation pursuant to section 74

TAKE NOTICE that the incorporation of the following associations is cancelled by this notice pursuant to section 74 of the *Associations Incorporation Act 2009*.

ABORIGINAL DISABILITY NETWORK INCORPORATED	INC9885661
ART TROUPE OF CHINESE BENEFICENCE FEDERATION OF AUSTRALIA INCORPORATED	INC1600451
BALLINA BICYCLE USERS GROUP INCORPORATED	INC9883281

CENTRAL WEST REGIONAL TOURISM ORGANISATION INCORPORATED	Y2165530
THE MALTESE BOWLERS SOCIAL GROUP N.S.W. AUSTRALIA INCORPORATED	INC9876208
MOUNTAIN HEARTSTART INCORPORATED	INC9883264
RESCUE P.N.G. AUSTRALIA INCORPORATED	INC1400448
STRATHFIELD DISTRICT HISTORICAL SOCIETY INC	Y0204319

Cancellation is effective as at the date of gazettal.

Dated this 29 November 2017.

Robyne Lunney
Delegate of the Commissioner
NSW Fair Trading

CO-OPERATIVES NATIONAL LAW (NSW)

Section 601AA(4) of the Corporations Act 2001 as applied by
section 453 of the Co-operatives National Law (NSW)

NOTICE OF PROPOSED DEREGISTRATION – Voluntary

CO-OPERATIVE DETAILS

Co-operative: Inner City Clayworkers Gallery Co-operative Ltd

Co-operative Number: NSWC00922

NOTICE

The Registrar has received an application to deregister the Co-operative under section 601AA of the *Corporations Act 2001* as applied by section 453 of the *Co-operatives National Law (NSW)*.

The Registrar may deregister the Co-operative when two months have passed since publication of this notice in the NSW Government Gazette.

Dated this 27th day of November 2017 at Bathurst

Christine Gowland
Director, Registry Services
DELEGATE OF THE REGISTRAR OF CO-OPERATIVES

CO-OPERATIVES NATIONAL LAW (NSW)

Section 601AA(4) of the Corporations Act 2001 as applied by
section 453 of the Co-operatives National Law (NSW)

NOTICE OF PROPOSED DEREGISTRATION – Voluntary

CO-OPERATIVE DETAILS

Co-operative: Curious Art Minus Zero No Limits Co-operative Ltd

Co-operative Number: NSWC05536

NOTICE

The Registrar has received an application to deregister the Co-operative under section 601AA of the *Corporations Act 2001* as applied by section 453 of the *Co-operatives National Law (NSW)*.

The Registrar may deregister the Co-operative when two months have passed since publication of this notice in the NSW Government Gazette.

Dated this 27th day of November 2017 at Bathurst

Christine Gowland
Director, Registry Services
DELEGATE OF THE REGISTRAR OF CO-OPERATIVES

CO-OPERATIVES NATIONAL LAW (NSW)

Section 60(2)

PRIOR APPROVAL OF RULE AMENDMENTS

I, Christine Gowland, Director, Registry Services hereby:

1. Revoke the Order made under section 60(2) of the *Co-operatives National Law* (NSW) on 3 March 2014; and
2. Specify for the purpose of section 60(2) of the *Co-operatives National Law* (NSW) that amendments to the following rules of a co-operative must not be made without the prior approval of the Registrar:
 - The active membership provisions in the rules of a co-operative, except where the amended active membership provisions fall within guidelines approved of in writing by the Registrar before the resolution amending the rules is passed.

Dated this 29th day of November 2017

Christine Gowland
Director, Registry Services

FLUORIDATION OF PUBLIC WATER SUPPLIES ACT 1957

Approval to Add Fluorine to a Public Water Supply (Water NSW – Fish River water supply)

I, Dr Jeremy McAnulty, A/ **Chief Health Officer**,

NSW Ministry of Health, with the advice of the Fluoridation of Public Water Supplies Advisory Committee, and pursuant to section 6 of the *Fluoridation of Public Water Supplies Act 1957*, do hereby approve Water NSW, a water supply authority, to add fluorine to the water supply under its management and control supplied from the Duckmaloi water treatment plant (in this direction referred to as the “Fish River water supply”).

This direction is subject to the following terms and conditions:

1. Water NSW may only add fluorine to the Fish River water supply in accordance with any provisions, directions or approvals made under the *Fluoridation of Public Water Supplies Act 1957*, the *NSW Code of Practice for the Fluoridation of Public Water Supplies* made under that Act as amended from time to time, and the *Fluoridation of Public Water Supplies Regulation 2017* or any subsequent Regulation made in its place
2. Water NSW shall maintain the content of fluorine in the Fish River water supply at a target concentration level of 1.0 mg/L (ppm) with an overall accuracy of +/- 5% and within an operating range of not more than 1.5 mg/L and not less than 0.9 mg/L and generally in accordance with the relevant provisions of the *NSW Code of Practice for the Fluoridation of Public Water Supplies*.
3. Water NSW is prohibited from adding to the Fish River water supply fluorine in a form other than sodium fluoride.
4. Water NSW shall have commenced the upward adjustment of fluorine in the Fish River water supply by no later than 31 October 2018, unless otherwise approved by the Chief Health Officer or that officer’s approved representative.

Signed this 10th day of November 2017.

Dr Jeremy McAnulty
A/ Chief Health Officer
Delegation PH470

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Elizabeth Torrance Park for a reserve located at 19 McIntyre Avenue, St Clair, in the Penrith LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board’s website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board

PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Bill Batley Square, for a civic place situated on Alfred Street near the corner of Ramsgate Road, Sans Souci, in the Bayside LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Mount Dulabree for a mountain approximately 3.8km E of Mount Stromolo, 3.2km SW of The Big Hill and 6km NNE of Mount Horrible in the locality of Palmers Oaky, Lithgow LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Peter Mowle Reserve for a reserve located at Lower Sterne Street, Goulburn, in the Goulburn Mulwaree LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the names listed hereunder as geographical names:

<i>Kensington Light Rail Stop</i>	Located on Anzac Parade near the intersection with Todman Avenue
<i>Kingsford Light Rail Stop</i>	Located on Anzac Parade between Meeks Street and Middle Street

The position and extent for these features is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Yana Badu Wetland for a reserve located at 16 Muir Road in the locality of Chullora.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Judy Pack Park for a reserve located adjacent to Beatrice Street and Diana Court in the locality of Cecil Hills.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

Eerindii Ponds for a reservoir adjacent to Gwydir Highway and Shannon Vale Road in the locality of Glen Innes.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's website at www.gnb.nsw.gov.au

NARELLE UNDERWOOD
Chair
Geographical Names Board
PO Box 143
BATHURST NSW 2795

LOCAL GOVERNMENT ACT 1993

ORDER

The Independent Pricing and Regulatory Tribunal, delegate of the Minister for Local Government, pursuant to the delegation dated 6 September 2010, by this Order:

- (a) under section 506 of the *Local Government Act 1993* (NSW), specifies that the maximum percentage by which councils' general income (as defined under section 505(a) of the *Local Government Act 1993* (NSW)) for the year 1 July 2018 to 30 June 2019 may increase is 2.3%.
- (b) under section 508 (7) of the *Local Government Act 1993* (NSW), specifies that no limitation is to apply to the annual charges made by councils under section 507 of the *Local Government Act 1993* (NSW) for domestic waste management services for the year 1 July 2018 to 30 June 2019.

Dated this 28th day of November 2017.

Peter J. Boxall AO
Chair
The Independent Pricing and Regulatory Tribunal

PARENTS AND CITIZENS ASSOCIATIONS INCORPORATION ACT 1976

Section 13 (4)

NOTICE OF INCORPORATION OF PARENTS AND CITIZENS ASSOCIATIONS

The following associations are hereby incorporated under the *Parents and Citizens Associations Incorporation Act 1976*.

1. Menai High School
2. Primbee Public School
3. Northbridge Public School
4. Fernhill School
5. Tharbogang Public School
6. Anson Street School
7. Bulli Public School

General Counsel
Department of Education

PARENTS AND CITIZENS ASSOCIATIONS INCORPORATION ACT 1976

Section 13 (4)

NOTICE OF INCORPORATION OF PARENTS AND CITIZENS ASSOCIATIONS

The following associations are hereby incorporated under the *Parents and Citizens Associations Incorporation Act 1976*.

1. Bass Hill Public School
2. Mount Warrigal Public School
3. Spring Terrace Public School
4. Coniston Public School
5. Wiangaree Public School

General Counsel
Department of Education

POISONS AND THERAPEUTIC GOODS REGULATION 2008

ORDER

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 Constantine Poulos (MED0001610443)**, of Baulkham Hills NSW 2153, prohibiting him until further notice, as a medical practitioner, from supplying or having possession of 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 29 November 2017.

Dated at Sydney, 23 November 2017

ELIZABETH KOFF
Secretary
NSW Health
H17/92823

POISONS AND THERAPEUTIC GOODS REGULATION 2008
EXEMPTION

Exemption from storage requirements for goods requiring refrigeration

I, BRUCE BATTYE, Deputy Chief Pharmacist, a duly appointed delegate of the Secretary, NSW Health, make this instrument pursuant to clause 175A(1) of the *Poisons and Therapeutic Goods Regulation 2008* (NSW) [the Regulation]. Pursuant to clause 175A(1) of the Regulation, the exemption is granted subject to conditions.

BRUCE BATTYE
Deputy Chief Pharmacist
(Delegation Number PH610)

Date: 24 NOV 2017

Exemption granted to a class of persons from a requirement of the Regulation relating to the storage of a class of goods on the grounds that compliance with the requirement is not reasonably practicable because the goods require refrigeration

1 Authorised Class of Persons

Authorised Class of Persons	The pharmacist for the time being in charge of a pharmacy
-----------------------------	-----------------------------------------------------------

2 Application

This instrument authorises the Authorised Class of Persons to be exempt from the requirements of clause 73(1) and clause 76 of the Regulation applying to the storage of a drug of addiction that requires refrigeration, subject to conditions.

3 Conditions

- a. The drug of addiction must be stored in a refrigerator which is in a room or enclosure to which the public does not have access.
- b. The refrigerator must be:
 - securely attached to a part of the premises, and kept securely locked when not in immediate use, or
 - kept in a separate room, cupboard, or other receptacle, securely attached to a part of the premises and kept securely locked when not in immediate use.
- c. Any key or other device by means of which the refrigerator, or room, cupboard or other receptacle in which the refrigerator is kept, may be unlocked:
 - is kept on the person of a pharmacist whenever it is on the same premises as the refrigerator, and is removed from the premises whenever there is no pharmacist at those premises, or
 - is kept in a separately locked safe to which only a pharmacist has access.
- d. Any code or combination that is required to unlock the refrigerator, safe, room, cupboard or other receptacle in which the refrigerator is kept, is not divulged to any unauthorised person.
- e. The drug of addiction, or any other drug including restricted substances or poisons requiring refrigeration stored in the refrigerator with the drug of addiction, must only be accessed by a pharmacist.
- f. The drug of addiction, or any other drug including restricted substances or poisons requiring refrigeration stored in the refrigerator with the drug of addiction, must be stored apart from food or any other goods.

4 Validity

This exemption commences on the day it is signed and dated, and expires on 30 November 2020, or otherwise on a date that this authority is cancelled.

POISONS AND THERAPEUTIC GOODS REGULATION 2008
ORDER

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 Nisheeth Agrawal (DEN0001323856)**, of East Maitland, prohibiting him until further

notice, as a dental practitioner, from possessing or supplying a drug 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 1 December 2017.

Dated at Sydney, 28 November 2017

ELIZABETH KOFF
Secretary
NSW Health

POISONS AND THERAPEUTIC GOODS REGULATION 2008

ORDER

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 Tim Robert SCHINDLER (MED0001063306)**, of Rouse Hill NSW 2155, prohibiting him until further notice, as a medical practitioner, from supplying or having possession of 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 1 December 2017.

Dated at Sydney, 28 November 2017.

ELIZABETH KOFF
Secretary
NSW Health

PUBLIC HEALTH ACT 2010

Section 97

Order establishing Public Health and Disease Registers

I, Kerry Chant, Chief Health Officer and delegate of the Minister for Health, in accordance with section 97 of the *Public Health Act 2010* do hereby order that the following classes of public health and disease registers may be established and maintained by the Health Secretary under section 98 of that Act:

- (a) to facilitate the identification and monitoring of risk factors for particular diseases and conditions in the population or one or more sections of the population,
- (b) to facilitate the measurement and monitoring of the impact of any of the following on the population or one or more sections of the population:
 - i) diseases and conditions,
 - ii) treatments for diseases and conditions,
 - iii) risk factors of diseases and conditions,
 - iv) health services,
- (c) to facilitate the identification, monitoring or measurement of the health outcomes in relation to the population or one or more sections of the population,
- (d) to facilitate the planning of health programs, or treatments or services, for the population or one or more sections of the population, and
- (e) to facilitate the evaluation of health programs, or treatments or services, for the population or one or more sections of the population.

Kerry Chant
Chief Health Officer
Delegate of the Minister for Health
Signed this 27th day of November 2017

SURVEYING AND SPATIAL INFORMATION ACT 2002

Registration of Surveyors

PURSUANT to the provisions of the *Surveying and Spatial Information Act 2002*, Section 10(1) (a), the undermentioned persons have been Registered as a Land Surveyor in New South Wales

Name	Address	Effective Date
GALTON Benjamin McKellar	925 Old Northern Road Dural 2158	16 November 2017
JOHNSON Sharon Evelyn	25 Geoffrey Street Wentworthville 2145	01 November 2017
PAYNE Matthew William	199 Adelaide Street Raymond Terrace 2324	14 November 2017
SMITH Peter Ryan	47 Wyoming Avenue Burrill Lake 2539	24 October 2017

Narelle Underwood
President

Michael Spiteri
Registrar

SURVEYING AND SPATIAL INFORMATION ACT 2002

Registration of Surveyors

PURSUANT to the provisions of the *Surveying and Spatial Information Act 2002*, Section 10(1) (a), the undermentioned persons have been Registered as a Mining Surveyor Unrestricted in New South Wales

Name	Address	Effective Date
WEAL Jacob Charles	980 Castlereagh Highway Lidsdale 2845	20 November 2017

Narelle Underwood
President

Michael Spiteri
Registrar

PASSENGER TRANSPORT (GENERAL) REGULATION 2017

Clause 76(1)(b) Valid smartcards
Publication of terms and conditions

TRANSPORT FOR NSW, pursuant to Clause 76 of the Passenger Transport (General) Regulation 2017, publishes the following terms and conditions for the use of a smartcard.

These terms and conditions for the use of a smartcard repeal any previous terms and conditions for the use of a smartcard published by Transport for NSW and take effect on and from 1 December 2017.

Terms of Use

Pursuant to clause 70 of the *Passenger Transport (General) Regulation 2017*, Transport for NSW accepts 2 kinds of smartcards, being:

1. Opal Card; and
2. Approved Payment Devices.

These Terms of Use are separated into 3 sections.

- Section 1 applies to the use of an Opal Card;
- Section 2 applies to Approved Payment Devices; and
- Section 3 is a general section that applies to both the use of an Opal Card and an Approved Payment Device.

WHAT IS THE OPAL TICKETING SYSTEM AND WHO ARE WE?

1. **Opal Ticketing System:** The Opal Card (**Opal Card**) is a smartcard designed for use by an electronic ticketing system (**Opal Ticketing System**). The Opal Card can be used as a form of ticketing and payment for public transport services within the metropolitan areas of Sydney, Newcastle and Wollongong equipped with Opal Card readers (**Opal Card Readers**) on which the Opal Card is an accepted form of fare payment (**Opal Transport Services**). The Opal Card is issued by Transport for NSW (**TfNSW**). A reference to **us**, **we** or **our** is a reference to TfNSW and, where the context requires, its authorised representatives and agents.
2. An Approved Payment Device (**Device**) has the meaning set out in clause 69 of the *Passenger Transport (General) Regulation 2017* and can be used for pay as you go travel on the Opal Ticketing System. Types of Devices that can be used include a debit, credit, prepaid card or mobile device of a class approved by TfNSW.

3. A Device can be used as a form of ticketing and payment for public transport services on Designated Services (as defined in section 81) by validating the Device on approved Opal Card Readers on which the Device is an accepted form of fare payment.

Section 1 – Opal Cards

OPAL TERMS OF USE

4. **Opal Terms of Use:** The reference to "Opal's terms of use" or "Opal Terms of Use" on the back of the Opal Card is a reference to these Opal Terms of Use as amended from time to time in accordance with section 96 (**Opal Terms of Use**). These Opal Terms of Use are the terms and conditions that apply to your use of the Opal Card and the Opal Ticketing System.

ACCEPTANCE

5. **Acceptance of terms:** By ordering, using or registering an Opal Card you agree to be bound by the Opal Terms of Use in force at the time you order, use or register your Opal Card. If you do not agree to be bound, you must refrain from using the Opal Card.
6. **Responsibility for a child:** If you acquire an Opal Card for use by a person who lacks, by reason of youth, the understanding necessary for these Opal Terms of Use to be binding on them (**Child**), you are responsible for the use of that Opal Card by that Child.

OPAL CARDS

7. **Opal Cards:** We issue Opal Cards that are reloadable "pay as you go" stored value Opal Cards and non-reloadable Opal Cards.
8. **Property of TfNSW:** Opal Cards are and remain our property. We may inspect, deactivate or take possession of an Opal Card or require its return at our discretion without notice at any time.

RELOADABLE OPAL CARDS

9. **Reloadable Opal Cards:** We issue a variety of reloadable, pay as you go, Opal Cards which may be used to pay for travel on public passenger vehicles or trains (including light rail) on Opal Transport Services.

You must use the “Adult” Opal Card unless you are entitled to use a different type of Opal Card allowing concessional fares (including concession or senior/pensioner Opal Cards) or free travel. When using an Opal Card allowing free or concessional fares travel, you must carry and produce upon request proof of your entitlement in accordance with section 103.

10. You can use a “Child/Youth” Opal Card only if you are:

- a) aged 4 to 15 years (inclusive); or
- b) a full-time NSW/ACT school student aged 16 and older with a NSW Senior Secondary Student Concession card, issued by your school, as proof of entitlement.

11. Further information about the types of reloadable Opal Cards available under the Opal Ticketing System, the criteria for eligibility, the fares charged by Operators and any additional special terms and conditions for reloadable Opal Cards other than the “Adult” Opal Card may also be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website. Customers who use reloadable Opal Cards other than the “Adult” Opal Card must inform themselves of and comply with any such additional special terms and conditions. If an Opal Card allowing concessional fares travel has been issued specifically to you, you must not permit any other person to use that Opal Card. You must not use an Opal Card allowing concessional fares travel that has been issued specifically to another person.

12. **Precondition to using a reloadable Opal Card:** You must add value to a reloadable Opal Card before using it to pay for your first trip.

NON- RELOADABLE OPAL CARDS

13. **Non-reloadable Opal Cards:** We issue three categories of non-reloadable Opal Cards, **Single Trip Tickets**, **Free Opal Cards** and **Opal One Day Travel Passes**.

14. **Single Trip Ticket:** A Single Trip Ticket is a non-reloadable Opal Card for use on trains, ferries or light rail only. It can only be used for one trip and transfer to another

mode is not allowed. Single Trip Tickets are valid for the day of purchase and expire on 4.00am the next day, or at the end of a trip taken prior to that time. The Single Trip Ticket is valid for travel to destinations within the distance fare band of the ticket purchased, which is calculated and set from the point of tap on and limited to the chosen distance band of the ticket.

15. **Free Opal Cards:** We issue Free Opal Cards, including (but not limited to) Free Travel Opal Cards and School Opal Cards to provide free travel on Opal Transport Services, following confirmation of eligibility. Use of Free Opal Cards is also subject to the Additional Terms and Conditions for Free Opal Cards published below, as amended by us from time to time.
16. **Opal One Day Travel Pass Cards:** We may issue Opal One Day Travel Pass cards to approved third party suppliers (“**Approved Organisations**”) for the purpose of on selling to eligible customers. Use of Opal One Day Travel Pass cards is also subject to the Additional Terms and Conditions for Opal One Day Travel Pass cards published below, as amended by us from time to time.

ADDITIONAL TERMS AND CONDITIONS FOR FREE OPAL CARDS

17. Subject to section 21, Free Opal Cards are not transferrable and must only be used by the person to who the Free Opal Card has been issued. You must not permit any other person to use your Free Opal Card.
18. If your Free Opal Card is damaged, lost or stolen, you may order a replacement card (a fee may apply) by calling 131 500. Your current Free Opal Card will be blocked and a replacement Free Opal card will be mailed to you, usually within 5-7 working days.
19. **Free Travel Opal Cards:** We may issue a Free Opal Card to eligible customers with a vision impairment as well as selected ex- Defence Force personnel to provide free travel on Opal Transport Services (**Free Travel Opal Card**). Further information, including eligibility requirements, is located on the Opal Website.
20. If you hold a Free Travel Opal Card, you are not required to tap on at the beginning of a trip or tap off at the end of a trip at an Opal Card Reader and you may show your proof

of entitlement pass to transport staff or bus driver in order commence or end your journey.

21. If eligible, we may also issue you with a second Free Travel Opal Card to provide your attendant free travel on Opal Transport Services (**Attendant's Card**). The Attendant's Card may be used by any person who is travelling with you.
22. Use of the Attendant's Card is limited to instances where the attendant is travelling with the eligible holder of a Free Travel Opal Card. You must not use an Attendant's Card unless you are travelling with the person named on the Attendant's Card.
23. You must carry evidence of eligibility at all times when using a Free Travel Opal Card and produce it in accordance with section 103.
24. Your Free Travel Opal Card will not operate at Sydney Domestic and Sydney International Airport train stations. Access to or from these stations requires assistance from station staff. Station access fees may apply.
25. **School Opal Cards:** We issue a School Opal Card to eligible school students to provide free or subsidised travel between home and school on Opal Transport Services.
26. You may only use your School Opal Card for travel which commences between 6.30am and 7pm (6.30am and 9.30pm for TAFE students) on school days between home and school.

For all other travel, you must use a Child/Youth Opal card.

27. Your School Opal Card will not operate at the following train stations:
 - a. Sydney Domestic Airport; or
 - b. Sydney International Airport;

To access these stations you must use a Child/Youth Card.

28. Use of the School Opal Card is also subject to the School Pass Terms, published at <https://apps.transport.nsw.gov.au/ssts>.

Other Free Opal Cards: We may, at our discretion, determine other classes of individuals eligible for Free Opal Cards and may provide relevant additional terms and conditions for use directly to eligible individuals issued with those Free Opal Cards.

ADDITIONAL TERMS FOR OPAL ONE DAY TRAVEL PASS CARDS

29. You must tap on and tap off the Opal One Day Travel Pass card in accordance with clause 53.
30. Your Opal One Day Travel Pass card is valid for travel on the Opal network on the day of tap on until 4am the next day.
31. Your Opal One Day Travel Pass card specifies whether it permits travel to and from the following stations:
 - a. Sydney Domestic Airport; or
 - b. Sydney International Airport;

If the Opal One Day Travel Pass card does not permit travel to and from these stations you will need to pay the relevant Station Access Fee to access these stations.

Opal One Day Travel Pass cards are not accepted on private ferries.

32. The Opal Refund and Balance Transfer Policy does not apply to Opal One Day Travel Pass cards. TfNSW will not provide refunds to Approved Organisations or customers in any circumstances. Customers seeking refunds must contact the Approved Organisations they acquired the Opal One Day Travel Pass card from.
33. Clauses 94 and 95 of these Terms of Use do not apply to Opal One Day Travel Passes.

ACQUIRING OPAL CARDS

34. **Reloadable Opal Cards:** You can acquire reloadable Opal Cards through:
 - a. the Opal Website;
 - b. various retailers which are approved as Opal retailers;

- c. our call centre at 13 67 25 (13 OPAL); and
- d. any service centres that we establish,

(together, the **Opal Channels**).

You may obtain information on Opal Channels and on how and through what Opal Channels you may acquire an Opal Card by calling 13 67 25 (13 OPAL) or from the Opal Website. When acquiring an Opal Card, you must provide all the information that we deem reasonably necessary for us to supply you with the Opal Card of the type you are acquiring. If you receive an Opal Card in the mail, you must activate it in accordance with the procedure specified in the Opal starter pack that accompanies the Opal Card. We are not responsible for any delays in delivering an Opal Card to you if the information you provide is inaccurate, out of date or unclear, or the Opal Card is undeliverable to the address you provide.

- 35. **Single Trip Tickets:** You can acquire a Single Trip Ticket from an 'Opal Top Up or Single Trip Ticket Machine' only.
- 36. **Free Opal Cards:** We issue Free Opal Cards in accordance with the terms and conditions of the relevant free or subsidised travel scheme. Eligibility details and further information is available on the Opal Website.
- 37. **Opal One Day Travel Pass Cards:** We issue Opal One Day Travel Pass cards exclusively to Approved Organisations. Notwithstanding clauses 30 and 66, Approved Organisations may on sell Opal One Day Travel Pass cards at their discretion. TfNSW will not supply Opal One Day Travel Pass cards directly to Customers.
- 38. **Opal One Day Travel Pass: Opal One Day Travel Pass** cards are available only for:
 - a. Adults;
 - b. Child/Youth, aged 4-15; or
 - c) a full-time NSW/ACT school student aged 16 and older with a NSW Senior Secondary Student Concession card, issued by your school, as proof of entitlement.
Other Concession entitlements are not available for Opal One Day Travel Pass cards

You must not use a Child/Youth Opal One Day Travel Pass card unless eligible.

39. **Prohibited Acquisition:** Subject to clause 37, you must not obtain an Opal Card by purchasing it from another person. As described in section 66, the sale of an Opal Card for a price is prohibited, and you may not be able to confirm the Opal Card Balance of any such Opal Card, or the Opal Card may have been cancelled by us, whether at the time of purchase or subsequently. This may include circumstances where the Opal Card that you purchase has been lost or stolen, or a “top up” to the Opal Card has been reversed because of an unauthorised credit card transaction involving a lost or stolen credit card.

USE OF OPAL CARDS AND OPAL TICKETING SYSTEM

40. **Use of Opal Cards:** You must:
- a. use the Opal Card and Opal Ticketing System in accordance with these Opal Terms of Use;
 - b. not obtain or attempt to obtain Opal Benefits (as described on the Opal website at <https://www.opal.com.au/en/opal-fares/>) by using an Opal Card or the Opal Ticketing System (including Opal Card Readers) in a way that is inconsistent with these Terms of Use;
 - c. provide us with the information and assistance that we deem reasonably necessary for the effective use of the Opal Card;
 - d. comply with all laws and regulations applicable to your use of the Opal Card;
 - e. keep the Opal Card safe and secure at all times;
 - f. take proper care of the Opal Card, avoid damaging it, keep it flat and not bend or pierce it;
 - g. only use an Opal Card issued by us on the Opal Ticketing System (and you must not use any other smartcards at an Opal Card Reader or any other part of the Opal Ticketing System);
 - h. not misuse, deface, alter, tamper with or deliberately damage or destroy the Opal Card;

- i. not alter, remove or replace any notices (other than the activation sticker), trademarks or artwork on the Opal Card; and
- j. not modify, adapt, translate, disassemble, decompile, reverse engineer, create derivative works of, copy or read, obtain or attempt to discover by any means, any (i) encrypted software or encrypted data contained on an Opal Card; or (ii) other software or data forming part of the Opal Ticketing System.

41. **Defective cards:** You must not knowingly use a Damaged or Faulty Opal Card and must immediately report a Damaged or Faulty Opal Card (other than an Opal One Day Travel Pass Card) by calling 13 67 25 (13 OPAL) as soon as it is discovered that it is Damaged or Faulty. In relation to an Opal Card:

- a. **Damaged** means not capable of being read by an Opal Card Reader and subject to physical damage or electronic tampering by you or any other person or event subsequent to the acquisition of that Opal Card; and
- b. **Faulty** means: (i) not Damaged but not capable of being read by an Opal Card Reader; or (ii) failing to comply with any applicable statutory guarantees; or (iii) for a Single Trip Ticket only, not able to be utilised due to the existing service being at capacity and not allowing customer access where another subsequent service does not exist for this day.

Under b) iii): You may request for a refund for a Faulty Single Trip Ticket, or to transfer the cost of that Faulty ticket to a reloadable Opal Card. No refunds or transfers are provided for a lost, stolen or damaged Single Trip Ticket, or in any other circumstances, as in our terms and conditions.

CARD REGISTRATION

42. **Registering a reloadable Opal Card:** In order to register a reloadable Opal Card you must provide the information necessary to create a customer profile (**Customer Profile**), or alternatively you can permit another person to link your Opal Card to their Customer Profile (in which case that other person will be able to manage your Opal Card as described in section 46). The card identification number and card security code (**Opal Card Number**) of the Opal Card that you are registering will be linked in the Opal Ticketing System to your Customer Profile. More than one Opal Card can be linked to that Customer Profile, but an Opal Card can only be linked to one Customer Profile at any given time.

43. **Registered Card Benefits:** A range of services (**Registered Card Benefits**) are available for registered Opal Cards. Information about Registered Card Benefits can be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website. If a registered Opal Card is lost or stolen and you report it as lost or stolen, the Opal Card Balance of that Opal Card will be protected in accordance with and upon the terms of our refund policy set out at the Opal Website (**Opal Refund and Balance Transfer Policy**).
44. **Changing Registered Card Benefits:** We may change the Registered Card Benefits at any time in accordance with section 96.
45. **Registration on behalf of others:** You may only register and manage the registration of an Opal Card on behalf of:
- a. a Child under the age of 16, if you are a parent or guardian of that Child; or
 - b. any other person over the age of 16, if you are doing so with their consent (including their consent to disclose any personal information you provide to us about them).
46. **Linking your Registered Opal Card to another person's Customer Profile:** If you allow your Opal Card to be linked to another person's Customer Profile, that person can manage your Opal Card (including after your death). This gives them the ability to:
- a. access information collected by us in relation to your Opal Card in accordance with the Opal Privacy Policy, including your travel history;
 - b. manage auto top-ups for your Opal Card;
 - c. receive notifications via email or text message regarding the status of your Opal Card;
 - d. apply for and receive a refund of your Opal Card Balance, if they possess your Opal Card;
 - e. transfer your Opal Card Balance to another Opal Card that is linked to their Customer Profile; and
 - f. unlink your Opal Card from their Customer Profile.

47. Unlinking your Registered Opal Card from another person's Customer Profile:

TfNSW will automatically unlink all Opal Cards from a Customer Profile that is deactivated for any reason, including the death of the account holder. Auto top-ups will be discontinued for unlinked Opal Cards.

48. Confidentiality: You must keep all usernames, passwords, personal identification numbers, card security codes and answers to security questions confidential and you must not disclose this information to any person. You must not enable any other person, application (including any mobile application) or system to access your Customer Profile. We are not responsible for any loss suffered as a result of you disclosing any information, including any username or password contained in your Customer Profile to another person, any application (including any mobile application) or any system. You must also keep the Opal Card Number that is printed on your Opal Card safe and secure. If your Opal Card is unregistered and another person obtains your Opal Card Number, this may allow them to view your recent travel history, register your Opal Card, or link your Opal Card to their own Customer Profile.

49. Unregistered Opal Cards: You can acquire an unregistered reloadable Opal Card through various retailers which are approved as Opal retailers, and any service centres that we establish. The provisions in these Terms of Use relating to unregistered Opal Cards apply to Opal Cards that are acquired but not registered, and also to registered Opal Cards that have been de-registered.

50. Card authentication: When interacting with the Opal Ticketing System, you will comply with any authentication procedures that we reasonably require from time to time. If you cannot satisfy any of our authentication requirements, you may not be able to interact with the Opal Ticketing System including obtaining the Registered Card Benefits.

PAYMENT, FARES AND BALANCES

51. Payment for travel: In connection with your use of an Opal Card, you are responsible for the payment of all fares (including promotional fares, concession fares, discounted fares or fares with caps) (**Opal Fares**). We also reserve the right to apply charges in connection with the use of the Opal Card (**Opal Charges**). Information about

applicable Opal Fares and Opal Charges will be published on the Opal Website and is subject to change from time to time in accordance with section 96. Information about applicable Opal Fares and Opal Charges can also be obtained by calling 13 67 25 (13 OPAL).

52. **Opal Card Balance:** Your Opal Card Balance will be available to pay for Opal Fares and Opal Charges (unless those amounts are transferred or refunded in accordance with the Opal Refund and Balance Transfer Policy, or forfeited in accordance with section 77). You must add value to a reloadable Opal Card sufficient to meet these charges.
53. **Tap on and tap off:** Subject to section 20, you must tap on at the beginning of your trip and tap off at the end of your trip at an Opal Card Reader except in the case of ferry services to and from Manly. For ferry services to and from Manly only, you must tap on at the beginning of your trip but you do not have to tap off at the end of your trip and you may exit without doing so. Instructions on how to tap on and tap off will be set out in the documentation that is provided with a new Opal Card, and on the Opal Website, and you must comply with those instructions. If you fail to tap on or tap off as required, the Opal Ticketing System is unable to ascertain where you entered or exited the public transport network, as the case may be, and the Opal Card will be charged the default fare for the journey.
- See https://www.opal.com.au/en/opal-fares/travelling_with_a_valid_ticket/ for further details on default fares.
54. **Multiple use not permitted:** You can only use an Opal Card for one trip at a time. You must not tap on twice with the same Opal Card in order to pay for another person's trip.
55. **Tap on and Tap off at the one location:** You are permitted to tap on and then tap off at the same location if you no longer intend to make a journey.
56. **Sufficient funds:** You must not use a reloadable Opal Card to pay the Opal Fare for a trip if the Opal Card Balance of the reloadable Opal Card or a Single Trip Ticket is: (a) insufficient to pay for it; or (b) a negative balance.

57. **Minimum and maximum balances:** A limit applies to the maximum amount that can be maintained as an Opal Card Balance on an Opal Card, which may vary depending on the type of Opal Card you have. You must not commence a trip if (a) the Opal Card Balance is negative; or (b) the Opal Card Reader declines a tap on due to an insufficient balance.
58. **Authorisation:** You authorise us to deduct all Opal Fares and Opal Charges as and when they are due from the Opal Card Balance of the Opal Card.
59. **Negative balances:** If the Opal Card Balance of a reloadable Opal Card is insufficient to pay for the applicable Opal Fare or is a negative balance, you must add value to the Opal Card in an amount sufficient to pay for your trip before you use it again. You must pay any negative Opal Card Balance on a reloadable Opal Card and, when you add value to it, the added value will be first applied to reduce any negative balance.
60. **Adding value:** You may "top up" or add value to a reloadable Opal Card by paying or transferring value to the Opal Card Balance of the reloadable Opal Card. Information on current methods of adding value can be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website. Under the Opal Ticketing System, "add value" is also referred to as "top up".
61. **Balance adjustments:** You may dispute the amount of an Opal Card Balance of your Opal Card and request an adjustment of the Opal Card Balance by calling 13 67 25 (13 OPAL) or by completing and sending the [enquiry form](#) on the Opal Website. An adjustment to an Opal Card Balance will only be made at our discretion. We may adjust an Opal Card Balance retrospectively if we discover that it is incorrect.
62. **Balance transfers:** We will only transfer the Opal Card Balance of an Opal Card to another Opal Card if: (a) both Opal Cards are registered and linked to the same Customer Profile; (b) the entire Opal Card Balance (less any applicable Opal Charges) is being transferred; and (c) the Opal Card from which the transfer is being made has been cancelled.
63. **Opal Benefits not transferred:** Opal Benefits (as described on the Opal website at <https://www.opal.com.au/en/opal-fares/>) are specific to each Opal Card and are not

transferrable upon the transfer of the Opal Card Balance of an Opal Card to another Opal Card, except where an Opal card is found to be a Defective card under section 41. For example, any paid journeys accrued for the purpose of the Weekly Travel Reward are not transferred to a new Opal Card.

64. **Auto top up:** If you set up an "auto top up" as one of the Registered Card Benefits for your reloadable Opal Card, you are authorising us to automatically add value to your reloadable Opal Card whenever your Opal Card Balance falls below the required minimum balance by means of an automatic payment from: (a) a credit card; (b) a debit card; or (c) bank or similar account if we make such a service available in the future (**Authorised Payment Source**).

You can obtain information on the minimum and maximum amounts that can be automatically added under an auto top up, the methods by which you can change or terminate an auto top up and the manner in which we will handle the auto top up if your Authorised Payment Source is declined or has expired, by calling 13 67 25 (13 OPAL). You must ensure that your Authorised Payment Source remains valid and current and you must renew your Authorised Payment Source if it has expired or if we request you to do so. If a payment for an auto top up is declined by your Authorised Payment Source, we will reverse that auto top up and cancel the auto top up.

Auto top up is not available for unregistered Opal Cards.

65. **Website and 13 OPAL top ups:**

- a. **Reversals:** After we receive instructions from you to add value to a reloadable Opal Card via the Opal Website or 13 67 25 (13 OPAL) you should tap on at an Opal Card Reader with that Opal Card within 60 days. If you fail to tap on within the 60 days we will reverse the value added back to your credit or debit card as the case may be.
- b. **Timing:** We will use our reasonable endeavours to ensure timely top ups via the Opal Website or 13 67 25 (13 OPAL) but we will not be responsible for any delays in doing so.

TRANSFER OF YOUR OPAL CARD

66. **No resale:** You must not sell, or offer to sell, an Opal Card to another person for a price. We may cancel any Opal Card that is sold or offered for sale in breach of this section at any time without notice. If you have an Opal Card that you no longer wish to use, you can apply for a refund of the Opal Card Balance as described below.
67. **Certain Opal Cards non- transferrable:** subject to section 21, if your Opal Card is issued specifically to you, you must not allow any other person to use, or attempt to use, the Opal Card.

REFUNDS

68. **Opal Refund and Balance Transfer Policy:** We will make refunds for Opal Card Balances or for a Single Trip Ticket as stated in these Opal Terms of Use and in accordance with the Opal Refund and Balance Transfer Policy. The Opal Refund and Balance Transfer Policy also contains the terms and conditions upon which we will transfer the balance of an Opal Card to another Opal Card.
69. **Applications for refunds:** Where we de-activate or take possession of an Opal Card or require its return under section 8, cancel an Opal Card under section 74, or the Opal Card is Damaged or Faulty under sections 41 (a), 41(b) or 73, or expires under section 75, you may apply for a refund in accordance with the Opal Refund and Balance Transfer Policy.
70. **Right to reject application for refund:** If you make an application for a refund under section 69, we may reject the claim if you have not complied with any of the provisions of these Opal Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed.
71. **Lost or stolen - registered Opal Cards:** If you have lost a registered Opal Card or the registered Opal Card has been stolen, you must notify us as soon as possible by calling 13 67 25 (13 OPAL) or through the Opal Website, so that we can cancel it and arrange for a balance transfer in accordance with the Opal Refund and Balance Transfer Policy. No refunds will be given for lost or stolen registered Opal Cards. You

remain liable for Opal Fares and Opal Charges incurred on the Opal Card until you report it to us as lost or stolen.

72. **Lost or stolen - unregistered Opal Cards:** No refunds or balance transfers will be given for lost or stolen unregistered Opal Cards.

73. **Defective cards:** If an Opal Card is Damaged or Faulty: (a) you must notify us as soon as possible by calling 13 67 25 (13 OPAL) to request a replacement Opal Card or a refund for a reloadable Opal Card or a Single Trip Ticket (if Faulty only); and (b) if you want a refund, you must physically return the Opal Card by mailing or delivering to us the Opal Card together with a signed and completed "Opal card refund form" that is contained in the Opal Refund and Balance Transfer Policy. If you do not physically return a Damaged or Faulty Opal Card you will not be entitled to a refund.

CANCELLATION AND EXPIRATION

74. **Cancellation:** We may cancel an Opal Card if:

- a. we are satisfied that it is lost, stolen, Damaged or Faulty;
- b. we are satisfied that you have not complied with any of the provisions of these Opal Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed;
- c. we deem it reasonable to do so for the purposes of providing efficient and effective ticketing services;
- d. you request the cancellation of an Opal Card; or
- e. we deem you no longer are eligible for a concession or a Free Opal Card.

An Opal Card that has been cancelled will no longer be usable. You may make application for a refund of the balance of a cancelled reloadable Opal Card in accordance with section 69 or an application for a new Free Opal Card in accordance with section 15.

75. **Card Expiration:** An Opal Card will expire:

- a) in the case of a reloadable Opal Card - 9 years; or
- b) in the case of a Free Opal Card – 5 years,

after the date it is initialised (which will be earlier than the date you received or first used the Opal Card) (**Planned Expiry**).

However, we may expire an Opal Card earlier if we have reasonable grounds to do so (for example, if a particular batch of Opal Cards are experiencing failures prior to their date of Planned Expiry) (**Unplanned Expiry**).

76. **Notice of expiry:** You will know when an Opal Card is about to expire as a card expiration message will appear on the reader display when you tap on an Opal Card Reader during the 30 day period prior to Planned Expiry, or, in the case of Unplanned Expiry, such lesser period as we may reasonably need to determine.
77. **Forfeiture of Opal Card Balance:** If you have a registered, reloadable Opal Card, you can apply for a transfer or refund of your Opal Card Balance in accordance with section 69 for a period of up to 90 days after the date of cancellation or expiration of the Opal Card. If you do not do so, or you are not entitled to a refund in accordance with the Opal Refund and Balance Transfer Policy, you will forfeit the Opal Card Balance of that cancelled or expired Opal Card to us.
78. **Inability to use:** You will not be able to use any Opal Card that has been cancelled or has expired.

Section 2 – Approved Payment Devices

79. **Acceptance of terms:** By using your Device as a ticket on a public passenger service you agree to be bound by these Terms of Use in force at that time. If you do not agree to be bound, you must refrain from using your Device.
80. **Amendments:** We may, at any time, change any part of these Terms of Use or any other information referred to in the Terms of Use, by updating the Terms of Use or that other information accordingly at opal.com.au (**Opal Website**). Any such changes will take effect when they are published on the Opal Website. If we make any such changes that we consider will adversely affect your use of a Device in a material way, we will take such steps to notify you of those changes as we consider reasonably appropriate (for example, by including a notice on the Opal Website). By continuing to use a Device after any changes are published on the Opal Website, you agree to be

bound by those changes. If you do not agree to any such changes, you must refrain from using a Device.

PAYMENT AND FARES

81. **Payment of Fares:** At the time of publication of these Terms or Use, a Device may only be used as a form of ticket on the following Sydney Ferries services:
- a) departing Wharf 3 at Circular Quay travelling to Manly; and
 - b) departing Manly Ferry Wharf and travelling to Circular Quay (**Designated Services**).
82. A Device may only be used to pay the Adult Opal single trip ticket fare (Distance Band 2) as prescribed in the Passenger Transport (Opal and Other Fares) Order 2016, as amended from time to time (**Appropriate Fare**).
83. **Device to be validated:** In order to use your Device as a ticket for travel on a Designated Service, you must validate your Device by tapping on at the beginning of your ferry trip at an approved Opal Card Reader.
- You are not required to tap off at the conclusion of your ferry trip. If you continue your journey by another mode of passenger service vehicle or train, you must use an alternate form of ticket, such as an Opal Card or Opal Single Trip ticket.
84. **Authority to travel:** By validating your Device on an Opal Reader, you agree and consent to TfNSW charging the financial institution account linked to the Device the Appropriate Fare. A validated Device constitutes an authority to travel and is your ticket for the trip on a Designated Service.
85. **Payment for travel:** You are responsible for the payment of the Appropriate Fare. By validating your Device on an approved Opal Card Reader, you consent and agree to TfNSW to charging the cost of the Appropriate Fare to the financial institution account linked to the Device.
86. If financial settlement of the Appropriate Fare attempted to be paid via your Device is declined when we submit it for payment (**Unpaid Fares**), you authorise us to seek to take payment using your details again on a number of additional occasions until we

receive the full payment. We will also attempt to collect any Unpaid Fares the next time you validate your Device at an Opal Reader.

87. If you have outstanding Unpaid Fares for previous travel, you will not be permitted to travel using the Device until the Unpaid Fares have been settled in full.
88. **Multiple use not permitted:** You can only use a Device for one trip at a time. You must not tap on twice with the same Device or another Device which is linked to the same credit or debit card number in order to pay for another person's trip. If you have a joint bank account, you can both use your Devices to travel at the same time and each Device will be charged separately.
89. **Multiple Devices permitted:** Subject to clause 87, you may use multiple Devices to pay for the travel of others. This does not permit separate Devices linked to the same credit or debit card to be used for multiple trips at the same time (for example, you cannot use a credit card and allow another person to use a smartphone feature which emulates the use of the same credit card).
90. **Approval to use Device:** You must have the express approval of the owner of the financial institution account to use a Device linked to that account.
91. **Tap on and Tap off at the one location:** You are permitted to tap on and then tap off at the same location if you no longer intend to make a journey.
92. **Sufficient funds:** You must ensure there are available funds in the financial institution account linked to your Device to pay the Appropriate Fare.
93. **Authorisation:** You authorise us to deduct all Fares as and when they are due from the financial institution account linked to your Device.

Section 3 General

94. **Opal Refund and Balance Transfer Policy:** We will make refunds for payment made by an Opal Card or Device in accordance with the Opal Refund and Balance Transfer Policy.

95. **Right to reject application for refund:** If you make an application for a refund under section 94, we may reject the claim if you have not complied with any of the provisions of these Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed.
96. **Amendments:** We may, at any time, change any part of these Terms of Use or any other information referred to in these Terms of Use, by updating these Terms of Use or that other information accordingly at opal.com.au (**Opal Website**). Any such changes will take effect when they are published on the Opal Website. If we make any such changes that we consider will adversely affect your use of the Opal Card or Device in a material way, we will take such steps to notify you of those changes as we consider reasonably appropriate (for example, by including a notice on the Opal Website). By continuing to use an Opal Card or Device after any changes are published on the Opal Website, you agree to be bound by those changes. If you do not agree to any such changes, you must refrain from using the Opal Card or Device. You may apply for a refund of the stored value of that Opal Card (**Opal Card Balance**) in accordance with the Opal Refund and Balance Transfer Policy.
97. **Operator's conditions of carriage:** These Terms of Use apply in addition to conditions of carriage imposed by any provider of public transport services who accepts the Opal Card or Device as payment for use of its services (**Operator**). When using the services of any Operator you must comply with that Operator's conditions of carriage. We are not responsible for the acts or omissions of any Operator.
98. **Accuracy of information:** You represent and warrant that any information that you provide to us is true, accurate and up to date. If the information you provide changes or is out of date, you must notify us of the change as soon as possible.
99. **Opal Website:** If and when you use the Opal Website, you must comply with the [Opal Website Terms of Use](#).
100. **Opal Guidelines:** You must comply with all the procedures, policies and guidelines relating to the Opal Card, Device and the Opal Ticketing System (including, but not limited to, the Opal Refund and Balance Transfer Policy, the Opal Privacy Policy, the

guidelines in the Opal Website and any starter packs) that are published or issued by us as each may be amended from time to time in accordance with section 96 (**Opal Guidelines**).

101. **Opal Privacy Policy:** We will handle personal information that we collect in relation to the Opal Ticketing System in accordance with our privacy policy (**Opal Privacy Policy**) that published the Opal Website. Use of the Opal Card or Device indicates your consent to the use and disclosure of your personal information in accordance with the Opal Privacy Policy and relevant legislation relating to personal information and privacy.

LAW ENFORCEMENT AND REVENUE PROTECTION

102. **Revenue protection:** You must co-operate with any officer (including any NSW police officer) authorised by us to monitor fare evasion, protect revenue or enforce compliance (**Authorised Officer**).

103. **Proof of entitlement:** This section 103 does not apply if you are aged 4 to 15 years (inclusive) and using a "Child/Youth" Opal Card or a School Opal Card. When travelling using a Free Travel Opal Card, an Opal One Day Travel Pass Card or an Opal Card that entitles you to concessional fares (including a concession Opal Card or a senior/pensioner Opal Card), you must carry and produce upon request by an Authorised Officer evidence of your entitlement to support your eligibility (e.g. being a valid Senior Card, Pensioner Card or Student Card). If you fail to carry or produce the evidence referred to above, you may be liable to pay a fine. Your eligibility for concessional, discounted or free travel may also be suspended or withdrawn.

104. **Production of Opal Card:** You must immediately produce the Opal Card or Device that you are using if requested to do so by an Authorised Officer. You consent to any Authorised Officer inspecting the Opal Card or Device and viewing transactions on the Opal Card or Device.

105. **Co-operation:** You must co-operate with us and the NSW Police in endeavouring to recover an Opal Card or Device if it is lost or stolen or if we suspect any suspicious

activity in relation to an Opal Card or Device.

106. **Records:** In the absence of manifest error, our records are conclusive of the matters to which they relate.

107. **Enquiries, complaints and disputes:** You may raise enquiries, complaints or disputes by calling 13 67 25 (13 OPAL) or completing and sending us the enquiry form available on the Opal Website.

108. **Customer instructions:** Whenever you provide information or an instruction in connection with an Opal Card, Device or the Opal Ticketing System to us, we are entitled to assume that you have the right and authority to provide that information or instruction to us and that we are entitled to rely on the information or instruction.

109. **Intellectual property rights:** The Opal Card, Device, the Opal Ticketing System (including related software, architecture, data or other information) and their operation are protected by copyright and other intellectual property rights that are owned by us and our licensors.

110. **Assignment:** If we assign our functions under the Opal Ticketing System or cease to be responsible for the operation of the Opal Ticketing System, the reference to “TfNSW”, “we”, “us” and “our” in these Opal Terms of Use will refer to our assignee or the entity that has taken over the responsibility, as the case may be.

INTERPRETATION

111. **Proper law:** These Opal Terms of Use are governed by the laws of New South Wales and we and you submit to the exclusive jurisdiction of the courts of New South Wales.

112. **Unenforceability:** If any part of these Opal Terms of Use is held to be unenforceable, the unenforceable part is to be given effect to the fullest extent possible and the remainder will remain in full force and effect.

113. **Including:** The words “including”, “such as”, “for example” and similar expressions are not intended as terms of limitation.

LIABILITY

114. **Delays:** To the maximum extent permitted by law, we are not responsible for any delays in performing any of our obligations under these Opal Terms of Use and any of our functions under the Opal Ticketing System. To the maximum extent permitted by law, we will not be liable for any loss, damage, costs or expenses incurred as a result of the failure or delay in processing any transaction including a refund, balance transfer, balance adjustment or transaction to add value.

115. **Exclusion of representations and warranties:** All express or implied guarantees, warranties, representations or other terms and conditions not contained in these Opal Terms of Use are excluded from these Opal Terms of Use to the maximum extent permitted by law.

116. **Lawful remedies:** Nothing in these Opal Terms of Use excludes anything imposed by any legislation (such as the Australian Consumer Law which contains guarantees that protect the purchasers of goods and services in certain circumstances) that cannot be lawfully excluded or limited (**Non-Excludable Provision**). If we are able to limit your remedy for a breach of a Non-Excludable Provision, then our liability for such a breach is limited to one or more of the following at our option:

- a. in the case of goods, the replacement of the goods or the supply of equivalent goods, the repair of the goods, the payment of the cost of replacing the goods or of acquiring equivalent goods; or
- b. in the case of services, the supplying of the services again, or the payment of the cost of having the services supplied again.

117. **Maximum liability:** Subject to our obligations under any Non-Excludable Provision and to the maximum extent permitted by law:

- a. our maximum aggregate liability to you for all claims under these Opal Terms of Use is limited to \$250; and

b. we are not liable for, and no measure of damages will, under any circumstances, include special, indirect, consequential, incidental or punitive damages or damages for loss of profits, revenue, goodwill or anticipated savings.

The limitations and exclusions under this section apply regardless of whether the claim or liability arises in contract, tort (including, without limitation, negligence), equity, under statute, based on fundamental breach or breach of a fundamental term or on any other basis, whether or not such claim, liability or damage was foreseeable.

118. **Contribution:** Our liability to you (if any) is reduced to the extent that your acts or omissions (or those of a third party) contribute to or caused the loss or liability.

COUNCIL NOTICES

COWRA SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that Cowra Shire Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
TRAMINER LANE	Cowra
Description	
Section of road that intersects with Chardonnay Road, and extends southbound in a direction that is parallel to Chardonnay Lane.	

PAUL DEVERY, General Manager, Cowra Shire Council, 116 Kendal Street, COWRA NSW 2794

GNB Ref: 0223

[9414]

EDWARD RIVER COUNCIL

ERRATUM

In the notice referring to the Naming of Public Roads in the Edward River Council Local Government Area (previously Conargo Shire Council), Folio 4642, 24 June 2011, the road name Todd's Lane was assigned with the incorrect road type. The correct road type for this road name is Todd's Road. This notice corrects that error.

[9415]

INNER WEST COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

BY THIS NOTICE Inner West Council, pursuant to section 10 of the *Roads Act 1993*, dedicates the land described in the schedule as public road.

Signed at Leichhardt on 1 December 2017 by Rik Hart, General Manager, Inner West Council PO Box 14 Petersham NSW 2049

SCHEDULE

Lot 12 in Deposited Plan 1229209

(situated at the end of Memory Lane, Balmain)

[9416]

KYOGLÉ COUNCIL

Local Government Act 1993, Section 713

Sale of Land for Unpaid Rates and Charges

NOTICE is hereby given to the persons named hereunder, that Kyogle Council has resolved, in pursuance of Section 713 of the *Local Government Act 1993*, to sell the land described hereunder of which the persons named appear to be the owners or in which they appear to have an interest in the land, and on which the amount of Rates and Charges outstanding is due:

Owners or person having interest in land (a)	Description of land (b)	Amount of Rates overdue for more than 5 years (Dwelling) or 12mths (Vacant Land) (c)	Amount of all liable Rates and Charges due in arrears (d)	Total Outstanding at 30 November 2017 (e)
The Estate of the Late L M Hall & the Estate of the Late A C Fleming	Lot 12 in DP111280 Parish of Wiangaree	\$3272.61	\$5613.01	\$5613.01
The Estate of the Late W J Graham	Lot 9, Lot 10 and Lot 12 in DP 251698 Parish of Fairymount	\$1762.39	\$3783.33	\$3783.33
The Estate of the Late L A Ross	Lot 1 in DP246847 Parish of Cougal	Nil	\$1130.67	\$1130.67
Estate of the Late M F Bruxner & the Estate of the Late H Bruxner & Others	Lot 10 in DP113643 Parish of Tabulam	\$2460.48	\$4741.19	\$4741.19
Estate of the Late K B Yabsley	Lot 4 in DP113889 Parish of Pikapene	\$2390.33	\$4613.00	\$4613.00
Mr J H & Mrs N P Hynes	Lot 1 in DP651307 Parish of Evans	\$181.23	\$1790.34	\$1790.34
Messers J A Ralston & F J Sullivan & G E Wagner	Lot 17 in DP111650 Parish of Runnymede	\$179.66	\$1773.14	\$1773.14
Mr H A Gollan	Lot 3, Lot 4 and Lot 5 in DP113890 Parish of Picarbin	\$179.66	\$1773.14	\$1773.14
Kyogle Estate Company Ltd	Lot 2 in DP113559 Parish of Geneva	\$1571.68	\$3597.70	\$3597.70
Estate of the Late C E Everson & the Estate of the Late J M Henry	Lot 1 in DP112024 Parish of Sandilands	\$1530.99	\$3505.35	\$3505.35
Mr G T Groves	Lot 10 in DP113259 Parish of Lindsay	\$179.80	\$1775.40	\$1775.40
Mr G J O'Connell	Lot 12 in DP114671 Parish of Hanging Rock	\$185.30	\$1833.16	\$1833.16
Mr E Everett	Lot 13 in DP 113820 Parish of Geneva	\$181.61	\$1794.05	\$1794.05
Mr S R Crane	Lot 6 and Lot 7 in DP114671 Parish of Hanging Rock	\$179.87	\$1775.59	\$1775.59
Mr A W Martin	Lot 19, Lot 20 and Lot 21 in DP252492 Lot 16 and Lot 17 in DP252493 Parish of Ettrick	\$186.33	\$1896.85	\$1896.85

Owners or person having interest in land	Description of land	Amount of Rates overdue for more than 5 years (Dwelling) or 12mths (Vacant Land)	Amount of all liable Rates and Charges due in arrears	Total Outstanding at 30 November 2017
Mr B E Towns	Lot 1 in DP1138917 Parish of Fairy Mount	\$179.68	\$1775.83	\$1775.83
Ms S I Lilley	Lot 1 in DP450252 Parish of Ettrick	Nil	\$1290.79	\$1290.79
E T McColl Investments Pty Ltd	Lot 18, Lot 19 and Lot 20 in DP252493 Parish of Ettrick	\$180.57	\$1792.22	\$1792.22
Mr F E Bray	Lot 14 in DP113857 Parish of Ettrick	\$179.63	\$1773.09	\$1773.09
Mr J Fields	Lot 1 in DP114671 Parish of Hanging Rock	\$2599.13	\$4830.42	\$4830.42
Mr R J & Mrs G D Gilliland	Lot 10 in DP114673 Parish of Hanging Rock	\$2567.88	\$4792.10	\$4792.10
Mr V E Gwynne	Lot 11 in DP114672 Parish of Hanging Rock	\$180.22	\$1785.65	\$1785.65

In default of payment to the Council of the amount in column (e) above and any other rates (including charges) becoming due and payable after publication of this Notice. The only acceptable payment arrangement for withdrawal from sale is payment of all Rates and Charges and that if all outstanding moneys are paid in full and to Council's satisfaction, this will be the only reason for withdrawing a property from the sale. That personal cheque payment for any of the listed properties will not be accepted five (5) working days prior to the sale. If full payment has not been received before the time fixed for the sale, the said land will be offered for sale by public auction at the Kyogle Bowling Club, 36 Larkin Street, Kyogle at 11am on 1st March 2018. THE KYOGLE COUNCIL, Stratheden Street, Kyogle NSW 2474

[9417]

TEMORA SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that Temora Shire Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
RAILWAY STREET	Springdale
Description	
Northern end of road intersects Burley Griffin Way(Lot A; DP 332377& Lot 116; DP 750603) and southern end being a dead end (adjoining Lot 117; DP 750603).	
Name	Locality
HULLS ROAD	Stockinbingal
Description	
Road intersects Back Mortons Lane(Lot 2; DP 1011417 & Lot 18; DP 750597) and Boyds Road (Lot 12; DP 750597 & Lot 2; DP 1011417).	

Name	Locality
HENNESSYS ROAD	Stockinbingal
Description	
Eastern end of the road intersects Mortons Lane(Lot 2; DP 449966 & Lot 18; DP 750597) and western end is a dead end (between Lot 19; DP 750597 & Lot C; DP 364079).	

Name	Locality
HALBISCH ROAD	Grogan
Description	
Eastern end of the road intersects Grogan Road(Lot 2; DP 559773 & Lot 42; DP 750597) and western end is a dead end (between Lot 2; DP 559773 & Lot 42; DP 750597).	

GARY LAVELLE, General Manager, Temora Shire Council, PO Box 262, TEMORA NSW 2666

GNB Ref: 0221

[9418]

TEMORA SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that Temora Shire Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
O'DEA STREET	-
Description	
Road running north-south intersecting Nicholson Street, Temora. The southern end of the road is located between Lot 5; DP 6631 and Lot 4; DP 6631, with the western end being a dead end located between Lot 10; DP 6631 and Lot 3; DP 1000021.	

GARY LAVELLE, General Manager, Temora Shire Council, PO Box 262, TEMORA NSW 2666

GNB Ref: 0222

[9419]

THE HILLS SHIRE COUNCIL

Roads Act 1993, Section 39

Notice is hereby given that The Hills Shire Council closes the temporary road being the land described in the schedule below under Section 39 of the *Roads Act 1993*.

GENERAL MANAGER, The Hills Shire Council, 3 Columbia Court, Baulkham Hills NSW

SCHEDULE

All that piece or parcel of land known as Lot 213 in DP 1189032 in The Hills Shire Council, Parish of Castle Hill, County of Cumberland, and as described in Folio Identifier 213/1189032

[9420]