

Government Gazette

of the State of
New South Wales

Number 61
Friday, 9 June 2017

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PARLIAMENT

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 1 June 2017

It is hereby notified, for general information, that His Excellency the Governor, has, in the name and on behalf of Her Majesty, this day assented to the under mentioned Acts passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 18 - An Act to amend the *Parliamentary Contributory Superannuation Act 1971* with respect to the suspension or termination of superannuation entitlements of former members who are charged with or convicted of serious offences after ceasing to be a member; and to make a related amendment to the *Crimes (Sentencing Procedure) Act 1999*. [**Parliamentary Contributory Superannuation Amendment (Criminal Charges and Convictions) Bill**]

Act No. 20 - An Act to amend the *Liquor Act 2007* following certain reviews of that Act; and for other purposes. [**Liquor Amendment (Reviews) Bill**]

Act No. 21 - An Act to make miscellaneous amendments to certain legislation relating to the protection of the environment. [**Protection of the Environment Legislation Miscellaneous Amendments Bill**]

Act No. 22 - An Act to repeal certain Acts and to amend certain other Acts and instruments in various respects and for the purpose of effecting statute law revision; and to make certain savings. [**Statute Law (Miscellaneous Provisions) Bill**]

Act No. 23 - An Act to amend universities legislation with respect to planning agreements. [**Universities Legislation Amendment (Planning Agreements) Bill**]

Helen Minnican
Clerk of the Legislative Assembly

ACT OF PARLIAMENT ASSENTED TO

Legislative Council Office Sydney 1 June 2017

IT is hereby notified, for general information, that His Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Act passed by the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, viz.:

Act No. 19, 2017 - An Act to make provision with respect to claims against insurers by third parties. [**Civil Liability (Third Party Claims Against Insurers) Bill 2017**]

David Blunt
Clerk of the Parliaments

GOVERNMENT NOTICES

Miscellaneous Instruments



New South Wales

Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017

under the

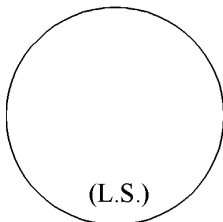
Mine Subsidence Compensation Act 1961

DAVID HURLEY, Governor

I, General The Honourable David Hurley AC DSC (Ret'd), Governor of New South Wales, with the advice of the Executive Council, and in pursuance of section 15 (1) and (1A) of the *Mine Subsidence Compensation Act 1961*, make the following Proclamation.

Signed and sealed at Sydney, this 7th day of June 2017.

By His Excellency's Command,



(L.S.)

VICTOR DOMINELLO, MP

Minister for Finance, Services and Property

GOD SAVE THE QUEEN!

Explanatory note

The objects of this Proclamation are:

- (a) to alter the boundaries of certain mine subsidence districts (including by amalgamating the Swansea-North Entrance Mine Subsidence District and Swansea-North Entrance Mine Subsidence District (No 1)), and
- (b) to proclaim the new mine subsidence districts of Bellbird-Millfield, Black Hill, Curlewis, Greta, Lithgow South, Louth Park, Maitland West, Mudgee and Swansea Heads.

Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017 [NSW]

Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017

under the

Mine Subsidence Compensation Act 1961

1 Name of Proclamation

This Proclamation is the *Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017*.

2 Commencement

This Proclamation commences on 1 July 2017 and is required to be published in the Gazette.

3 Definitions

(1) In this Proclamation:

register of public surveys means the register of that name kept under the *Surveying and Spatial Information Act 2002*.

the Act means the *Mine Subsidence Compensation Act 1961*.

Note. The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Proclamation.

(2) Notes included in this Proclamation do not form part of this Proclamation.

4 Revocation of proclamations of mine subsidence districts

Pursuant to section 15 (1A) of the Act:

- (a) each proclamation made pursuant to the Act that is identified in Schedule 1 (by reference to the mine subsidence district to which the proclamation relates, the date of the proclamation and its Gazette reference) is revoked, and
- (b) each proclamation (other than this Proclamation) made pursuant to the Act that relates to a mine subsidence district referred to in Schedule 1 is revoked to the extent that it relates to that district.

5 Proclamation of mine subsidence districts

Pursuant to section 15 (1) of the Act, an area whose boundaries are shown on a map held in the register of public surveys on 1 July 2017 and having an identifier number specified in Schedule 2 is proclaimed to be the mine subsidence district referred to in Schedule 2 opposite that identifier number.

Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017 [NSW]
Schedule 1 Revocation of mine subsidence district proclamations

Schedule 1 Revocation of mine subsidence district proclamations

(Clause 4)

Mine subsidence district	Proclamation date	Gazette reference
Hue Hue Mine Subsidence District	31 January 1986	No 18, p 495
Lake Macquarie Mine Subsidence District	18 May 1962	No 47, pp 1415 and 1416
Lake Macquarie Mine Subsidence District (part revocation)	12 March 1992	No 35, pp 1655–1657
Lake Macquarie Mine Subsidence District (additional land)	12 March 1992	No 35, pp 1660 and 1661
Lake Macquarie Mine Subsidence District (No 1 Extension)	25 July 1969	No 85, p 2869
Mandalong Mine Subsidence District	18 April 1997	No 40, pp 2098 and 2099
Mitchell's Flat Mine Subsidence District	6 November 1987	No 170, pp 6213 and 6214
Muswellbrook Mine Subsidence District	2 October 1981	No 144, pp 5197 and 5198
Muswellbrook Mine Subsidence District (part revocation)	23 July 1982	No 99, p 3403
Muswellbrook Mine Subsidence District (part revocation)	6 November 1987	No 170, p 6213
Newcastle Mine Subsidence District	12 March 1992	No 35, pp 1662–1670
Patrick Plains Mine Subsidence District	3 May 1974	No 50, p 1682
Patrick Plains Mine Subsidence District (part revocation)	11 July 1980	No 93, p 3636
Patrick Plains Mine Subsidence District	11 July 1980	No 93, p 3636
Patrick Plains Mine Subsidence District (part revocation)	31 December 1981	No 199, p 6851
Picton Mine Subsidence District	25 July 1997	No 83, p 5806
South Campbelltown Mine Subsidence District	30 July 1976	No 97, p 3301
Swansea-North Entrance Mine Subsidence District	25 November 1966	No 130, p 4815
Swansea-North Entrance Mine Subsidence District (part revocation)	18 April 1997	No 40, pp 2097 and 2098
Swansea-North Entrance Mine Subsidence District (No 1) Extension	3 March 1972	No 25, p 786
Swansea-North Entrance Mine Subsidence District (No 1) Extension (referred differently in the proclamation as Swansea-North Entrance No 1 Extension Mine Subsidence District) (part revocation)	18 April 1997	No 40, p 2098
Tomalpin Mine Subsidence District	1 August 2003	No 121, pp 7598–7602
West Lake Mine Subsidence District	27 July 1979	No 98, p 3652
West Lake Mine Subsidence District (part revocation)	18 April 1997	No 40, pp 2096 and 2097

Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017 [NSW]
Schedule 1 Revocation of mine subsidence district proclamations

Mine subsidence district	Proclamation date	Gazette reference
West Lake Mine Subsidence District (additional land)	18 April 1997	No 40, pp 2097
Wyong Mine Subsidence District	18 April 1997	No 40, pp 2100 and 2101

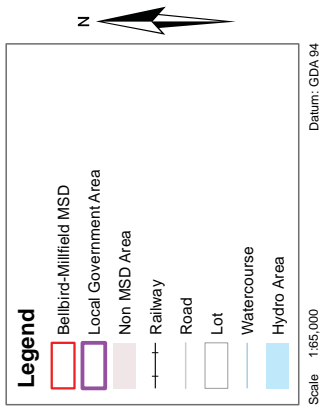
Mine Subsidence Compensation (Mine Subsidence Districts) Proclamation 2017 [NSW]
Schedule 2 Mine subsidence districts

Schedule 2 Mine subsidence districts

(Clause 5)

Mine subsidence district	Map identifier number
Bellbird-Millfield Mine Subsidence District	PP5221
Black Hill Mine Subsidence District	PP5216
Curlewis Mine Subsidence District	PP5219
Greta Mine Subsidence District	PP5210
Hue Hue Mine Subsidence District	PP5209
Lake Macquarie Mine Subsidence District	PP5200
Lake Macquarie No 1 Extension Mine Subsidence District	PP5214
Lithgow South Mine Subsidence District	PP5220
Louth Park Mine Subsidence District	PP5213
Maitland West Mine Subsidence District	PP5211
Mandalong Mine Subsidence District	PP5204
Mitchells Flat Mine Subsidence District	PP5202
Mudgee Mine Subsidence District	PP5217
Muswellbrook Mine Subsidence District	PP5222
Newcastle Mine Subsidence District	PP5203
Patrick Plains Mine Subsidence District	PP5208
Picton Mine Subsidence District	PP5206
South Campbelltown Mine Subsidence District	PP5205
Swansea Heads Mine Subsidence District	PP5215
Swansea North Entrance Mine Subsidence District	PP5212
Tomalpin Mine Subsidence District	PP5201
West Lake Mine Subsidence District	PP5218
Wyong Mine Subsidence District	PP5207

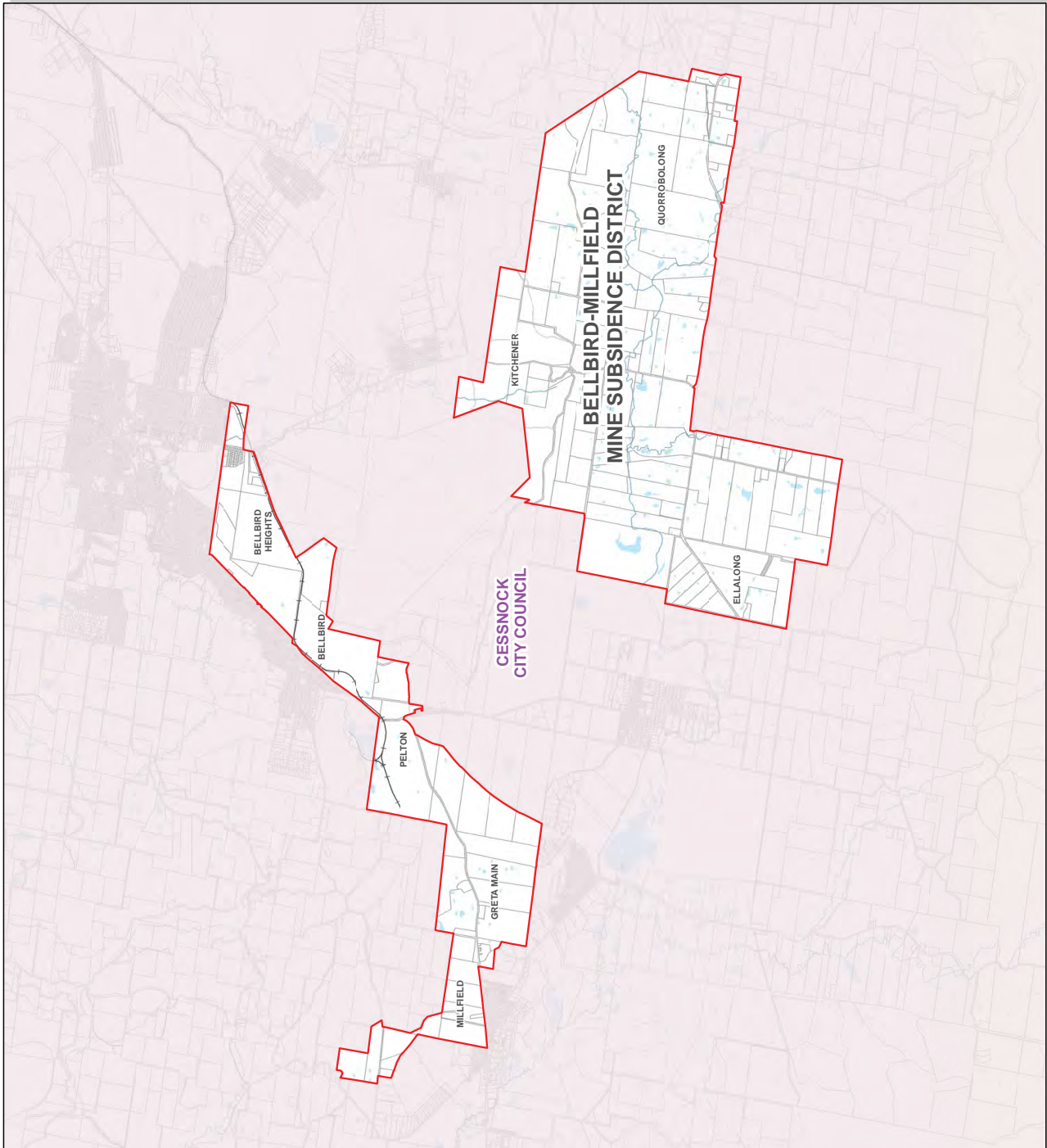
Ref: PP5221
Mine Subsidence Districts
BELLBIRD-MILLFIELD



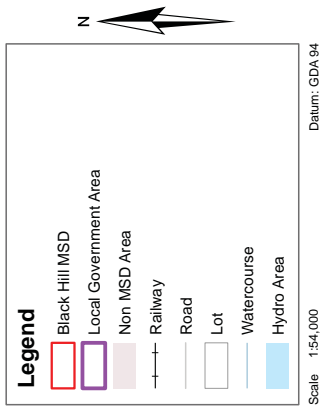
Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1961* notified in the NSW Government Gazette on 01/07/2017.
 The *Mine's Subsidence Compensation Act 1961* is administered by Subsidence Advisory NSW. Please refer to www.subsidenceadvisory.nsw.gov.au
 This plan constitutes a Public Survey as described in section 7, part 2 of the *Surveying and Spatial Information Act 2002*.

Source:
 Digital data used in this plan has been sourced from DFSI Spatial Services
 The pre-existing Local Government Area boundaries and names are sourced from the Digital Cadastral Database (DCDB) and agree with those as at the date of extraction. The cadastral fabric used to produce this plan was extracted from the DCDB. The DCDB is linked to the NSW State Control Survey.

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Ref: PP5216
Mine Subsidence Districts
BLACK HILL



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1961* notified in the NSW Government Gazette on 01/07/2017.

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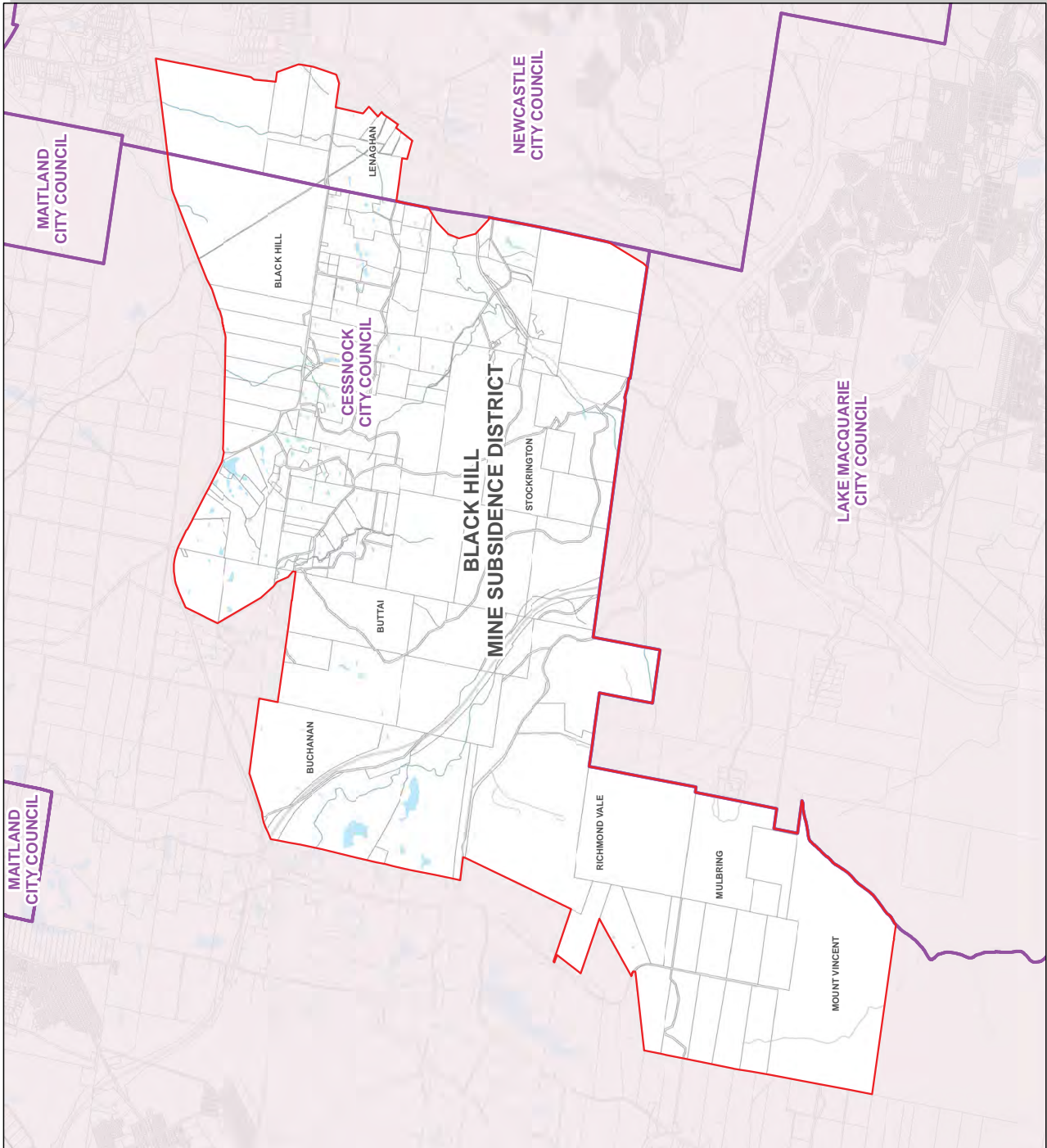
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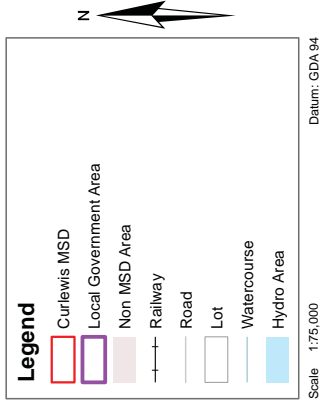
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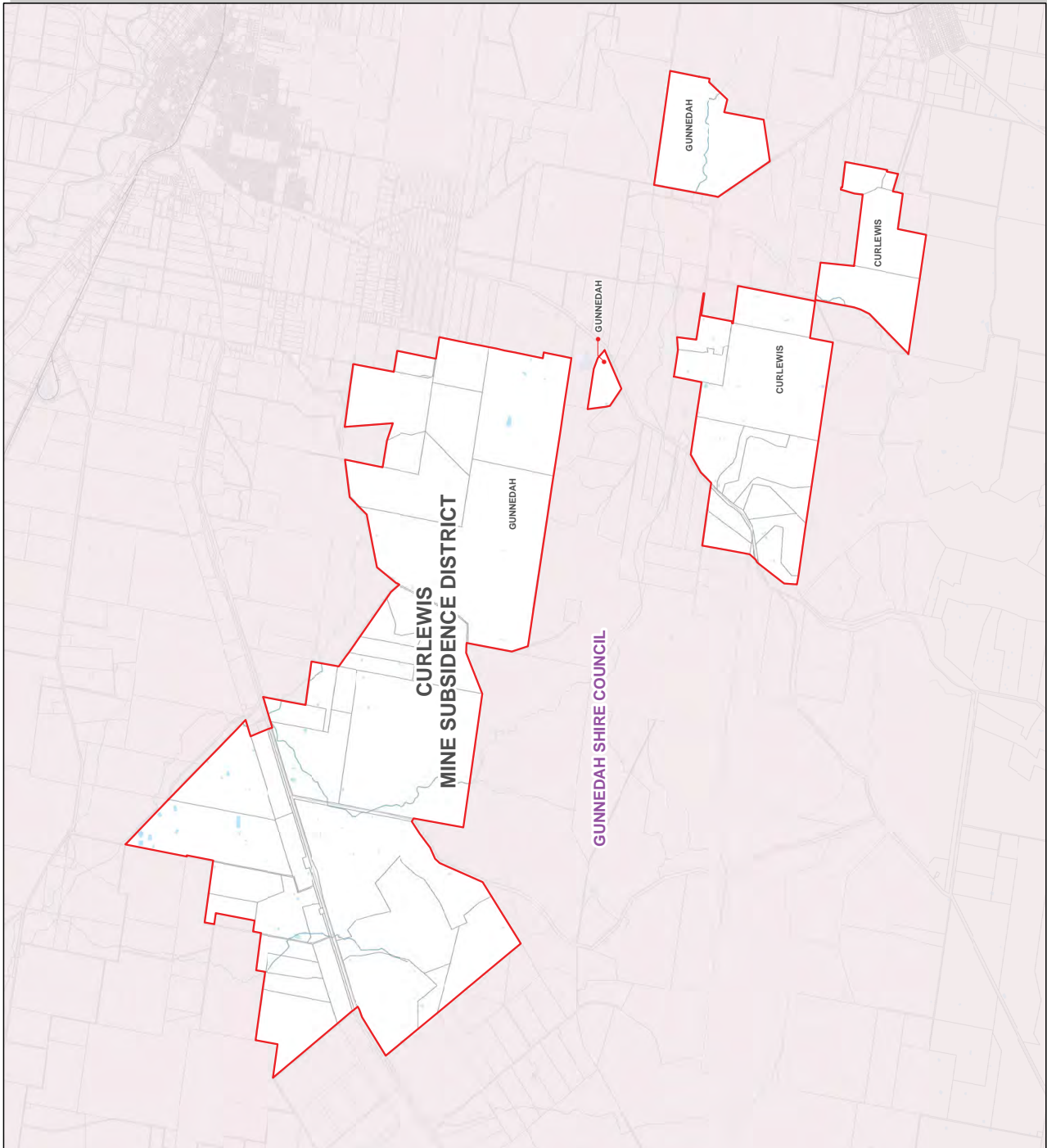
Ref: PP5219
Mine Subsidence Districts
CURLEWIS



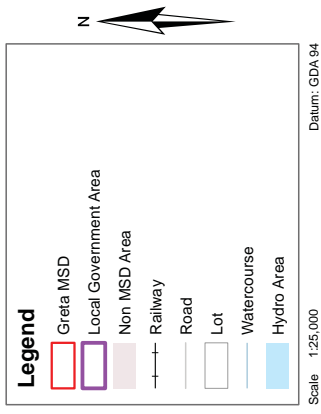
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Ref: PP5210
Mine Subsidence Districts
GRETA



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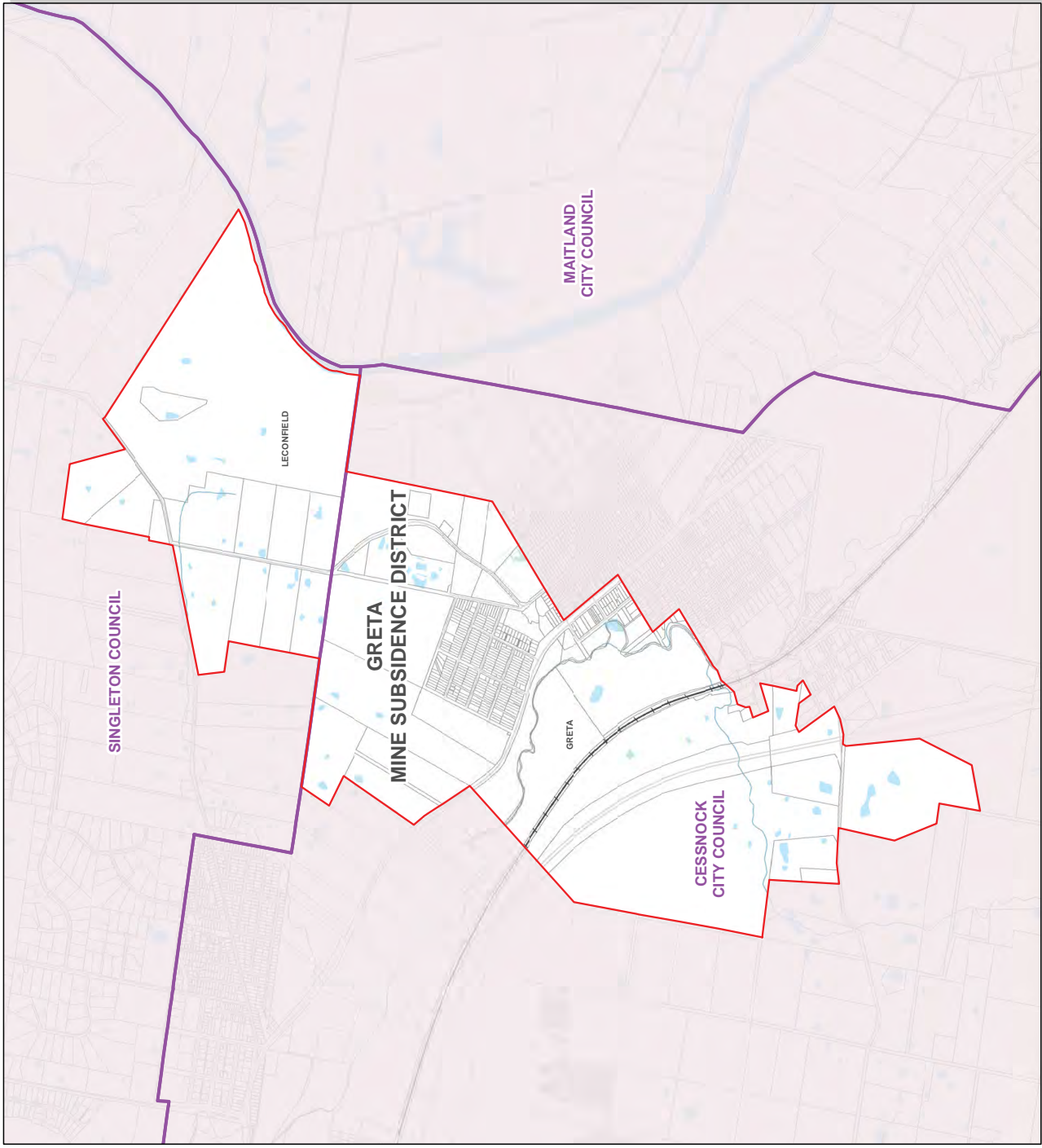
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Source: Digital data used in this plan has been sourced from DFSI Spatial Services

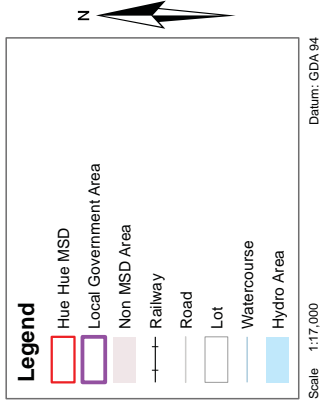
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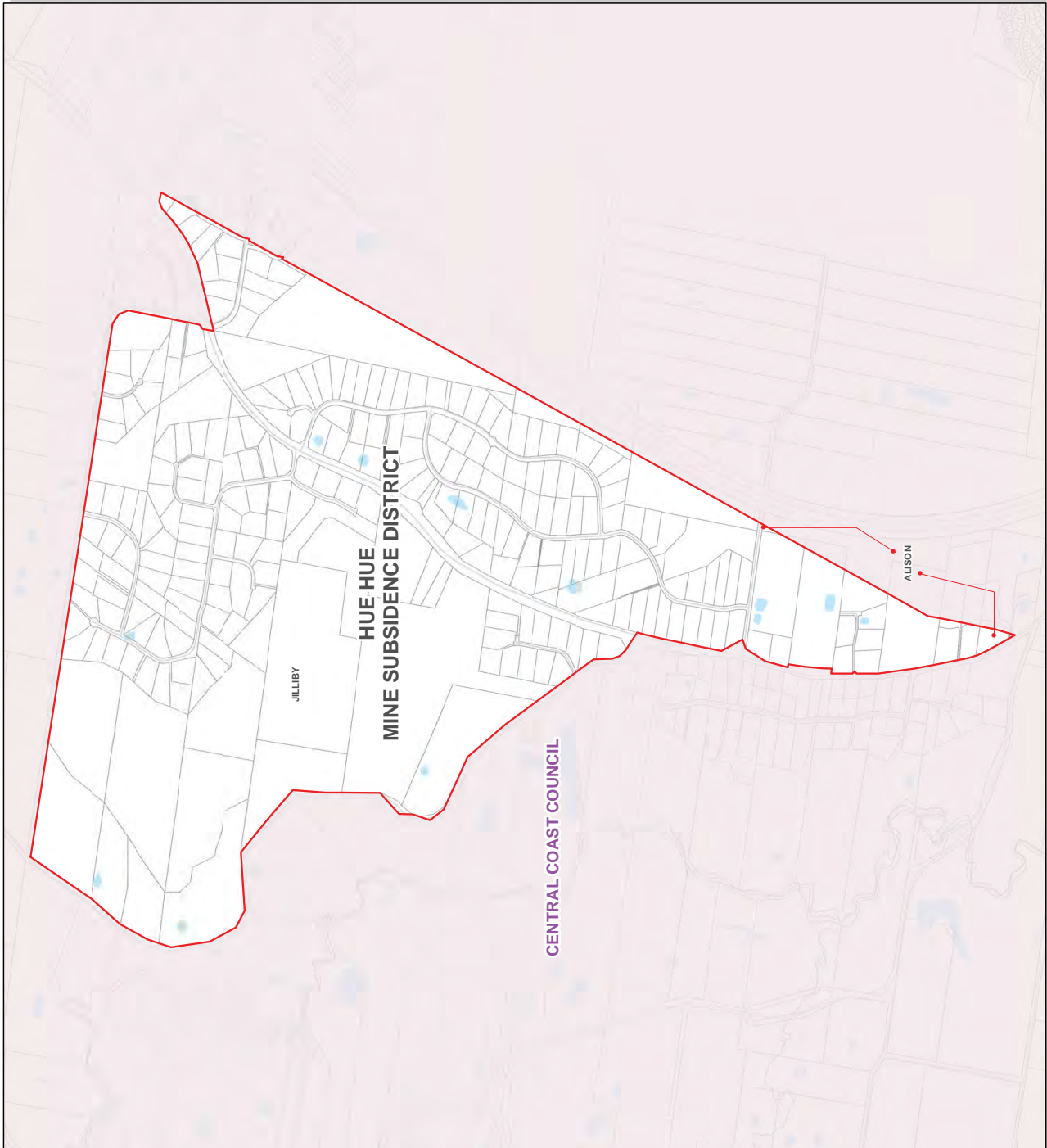
Ref: PP5209
Mine Subsidence Districts
HUE HUE



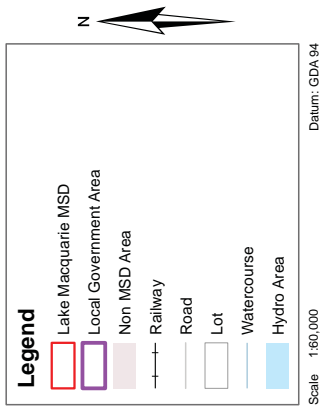
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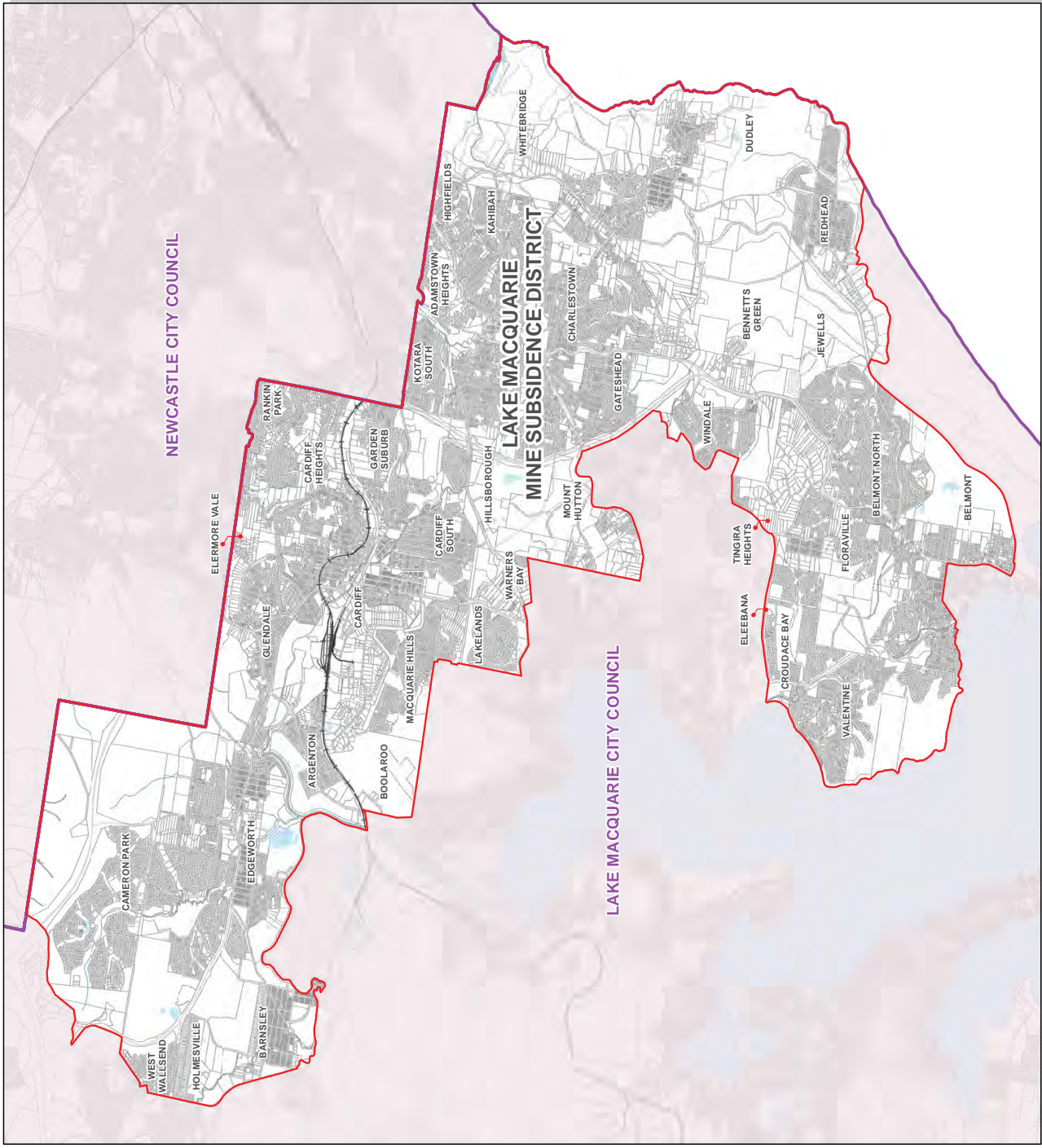
Ref: PP5200
Mine Subsidence Districts
LAKE MACQUARIE



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Ref: PP5214
Mine Subsidence Districts
LAKE MACQUARIE
NO 1 EXTENSION

Legend

- Lake Macquarie No1 Extension MSD
- Local Government Area
- Non MSD Area
- Railway
- Road
- Lot
- Watercourse
- Hydro Area

Scale 1:30,000 Datum: GDA 94



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

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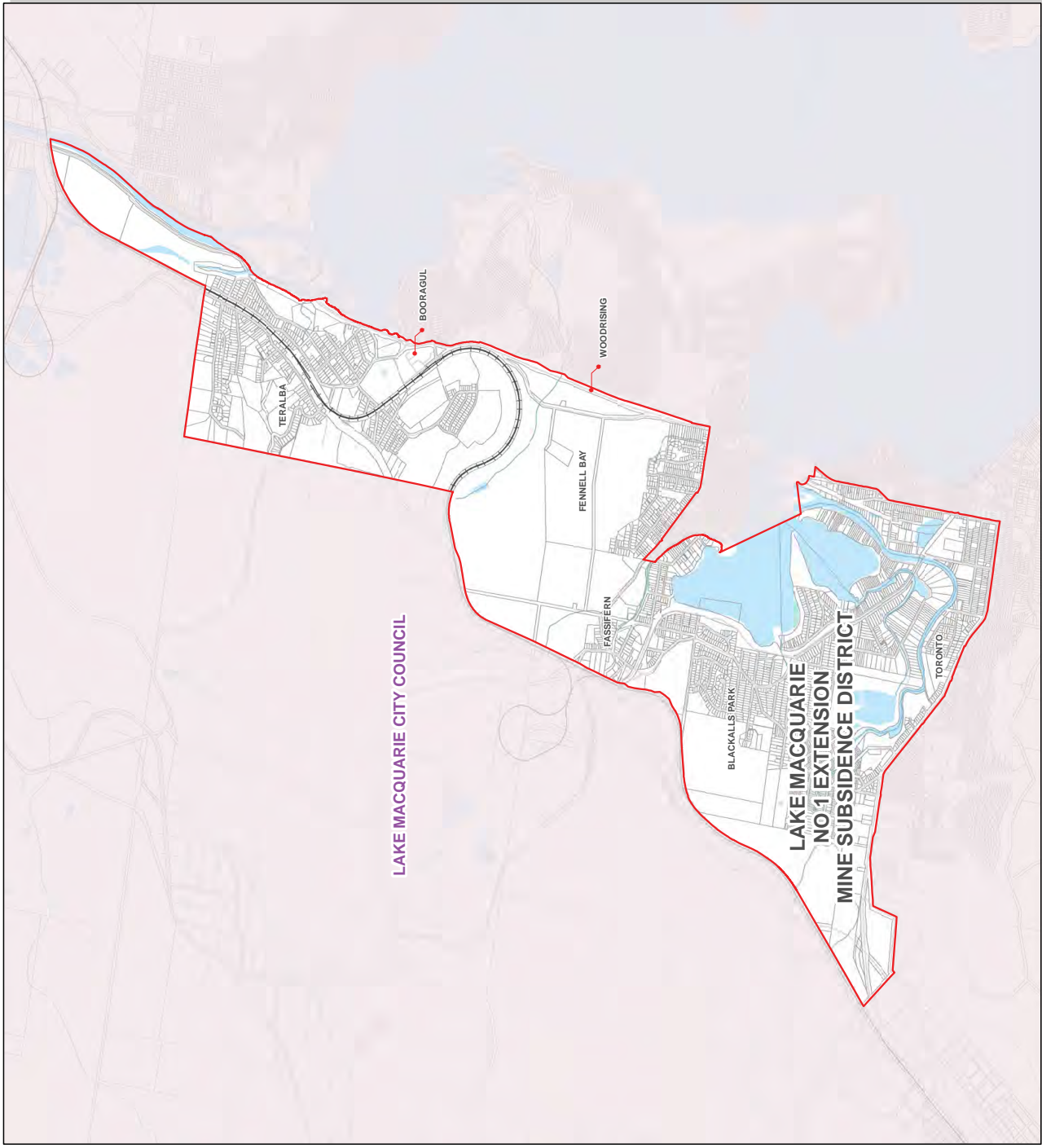
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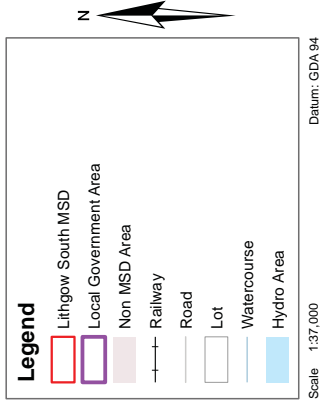
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Ref: PP5220
Mine Subsidence Districts
LITHGOW SOUTH



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in the *Mine Subsidence Compensation Act 1967* as amended in the NSW Government Gazette on 01/07/2017. The *Mine's Subsidence Compensation Act 1967* is administered by Subsidence Advisory NSW. Please refer to www.subsidenceadvisory.nsw.gov.au. This plan constitutes a Public Survey as described in section 7, part 2 of the *Surveying and Spatial Information Act 2002*.

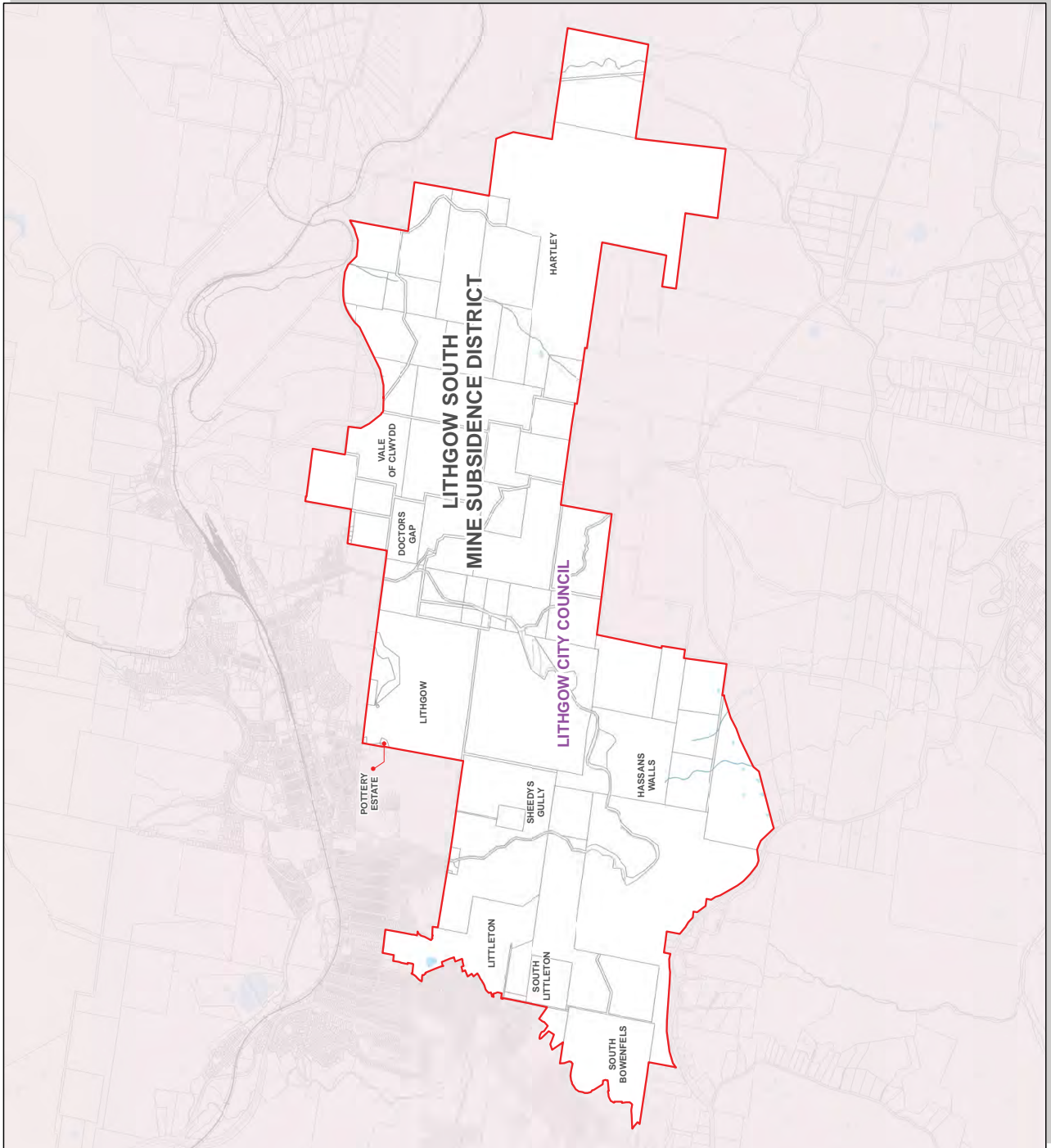
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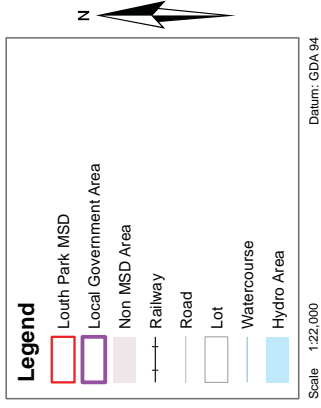
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Ref: PP5213
Mine Subsidence Districts
LOUTH PARK



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

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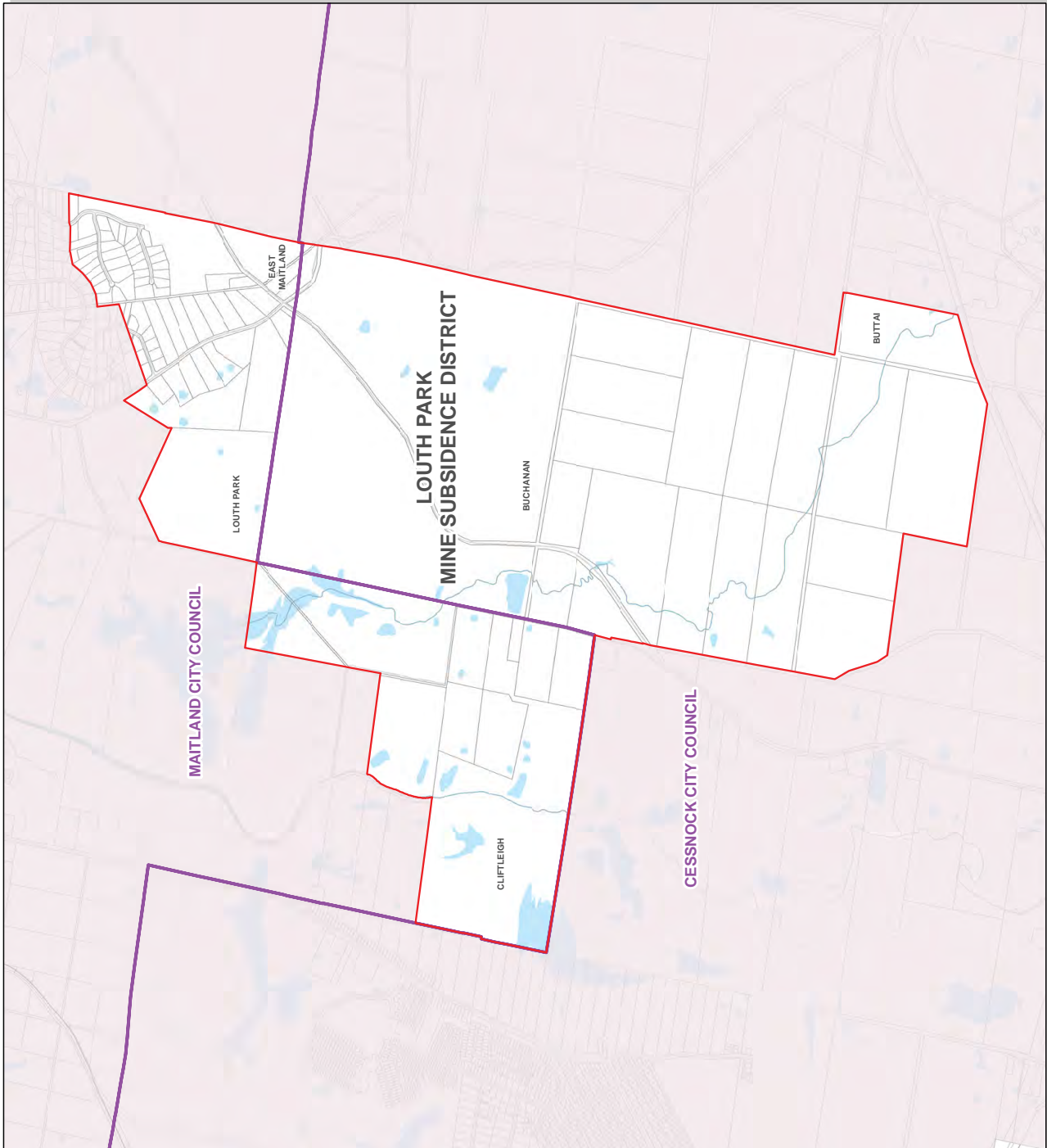
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Source:
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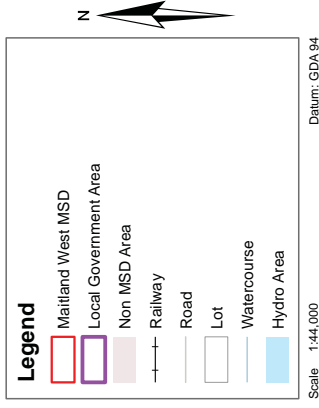
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Ref: PP5211
Mine Subsidence Districts
MAITLAND WEST



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1961* notified in the NSW Government Gazette on 01/07/2017.

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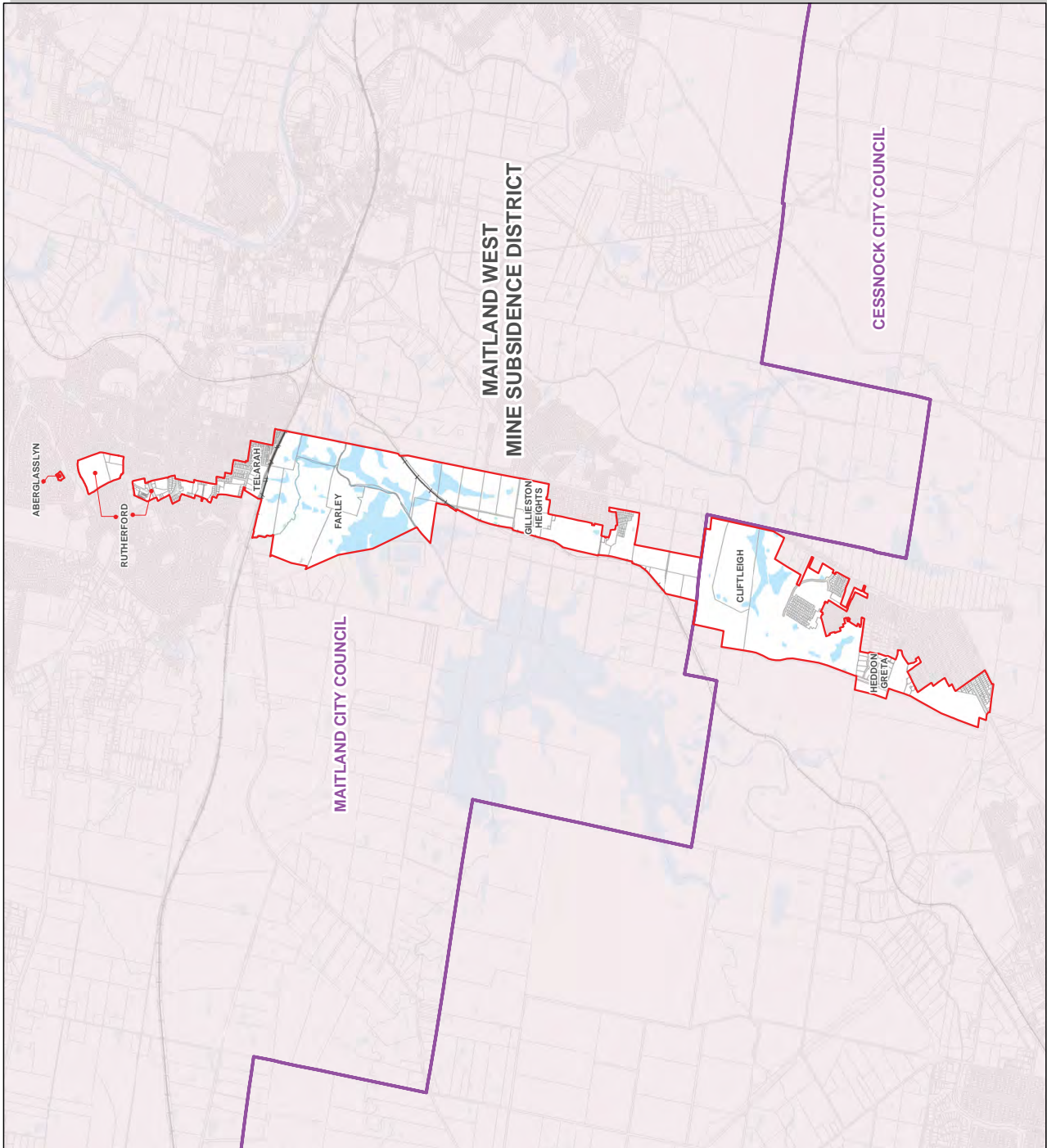
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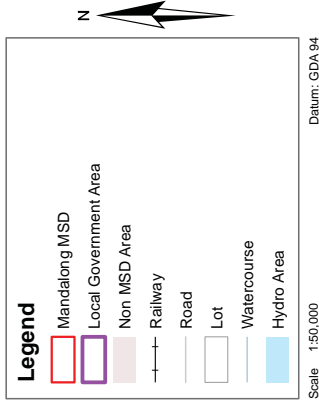
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Ref: PP5204
Mine Subsidence Districts
MANDALONG



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

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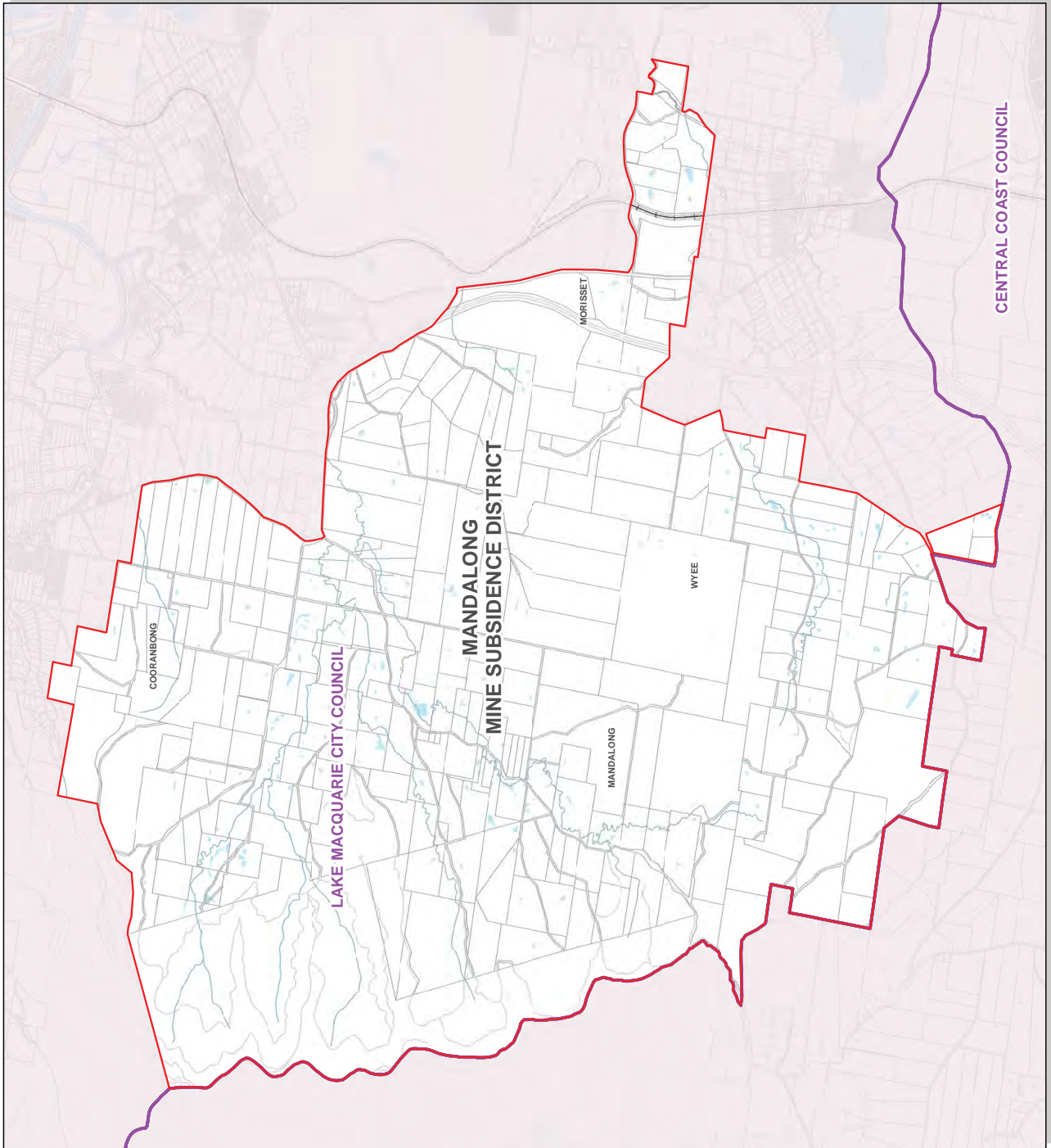
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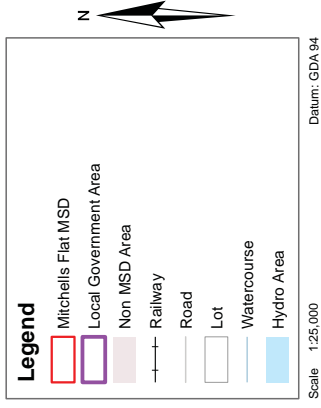
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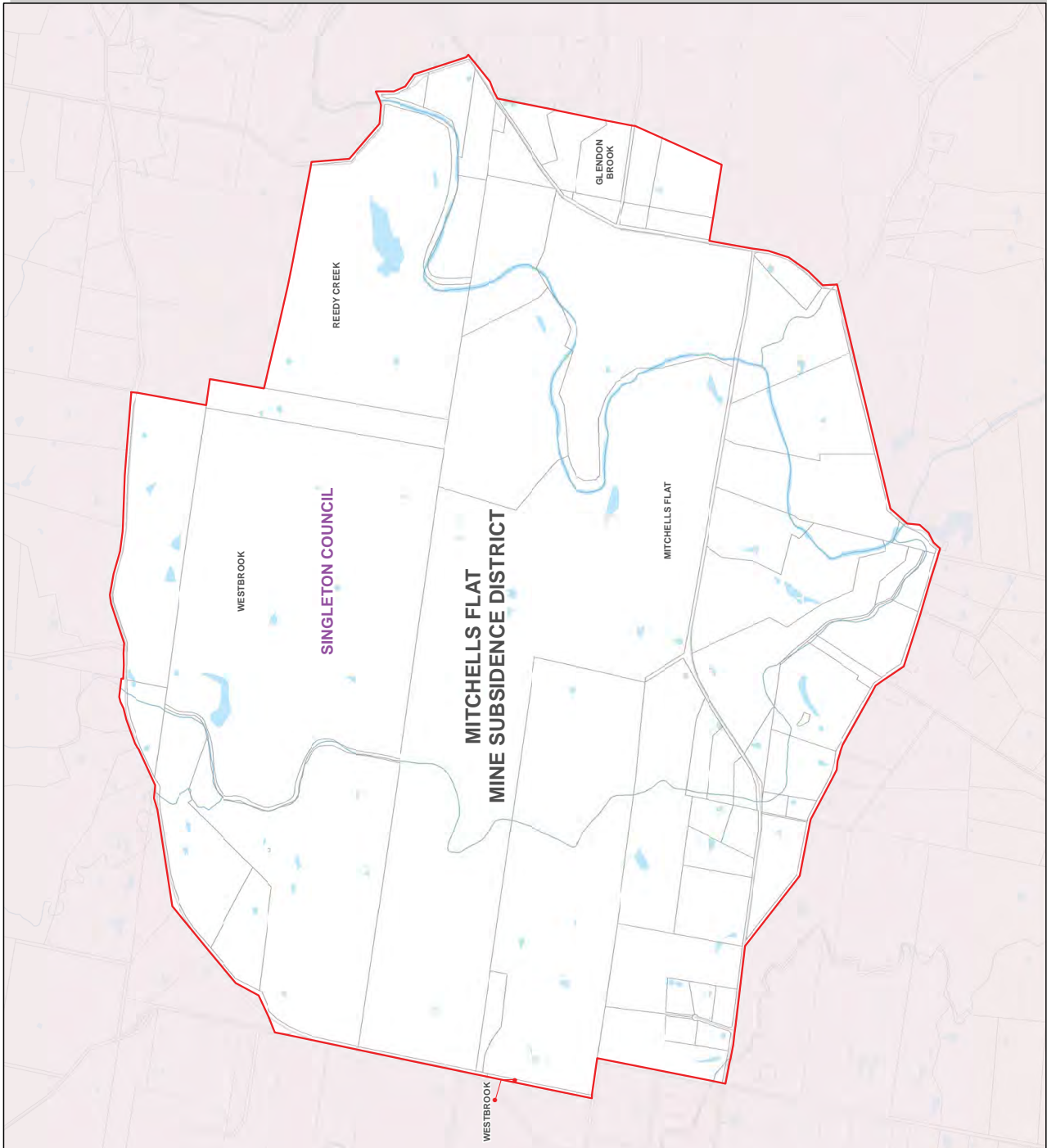
Ref: PP5202
Mine Subsidence Districts
MITCHELLS FLAT



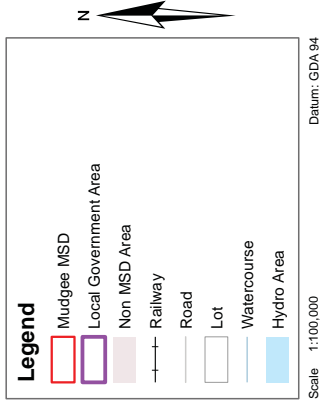
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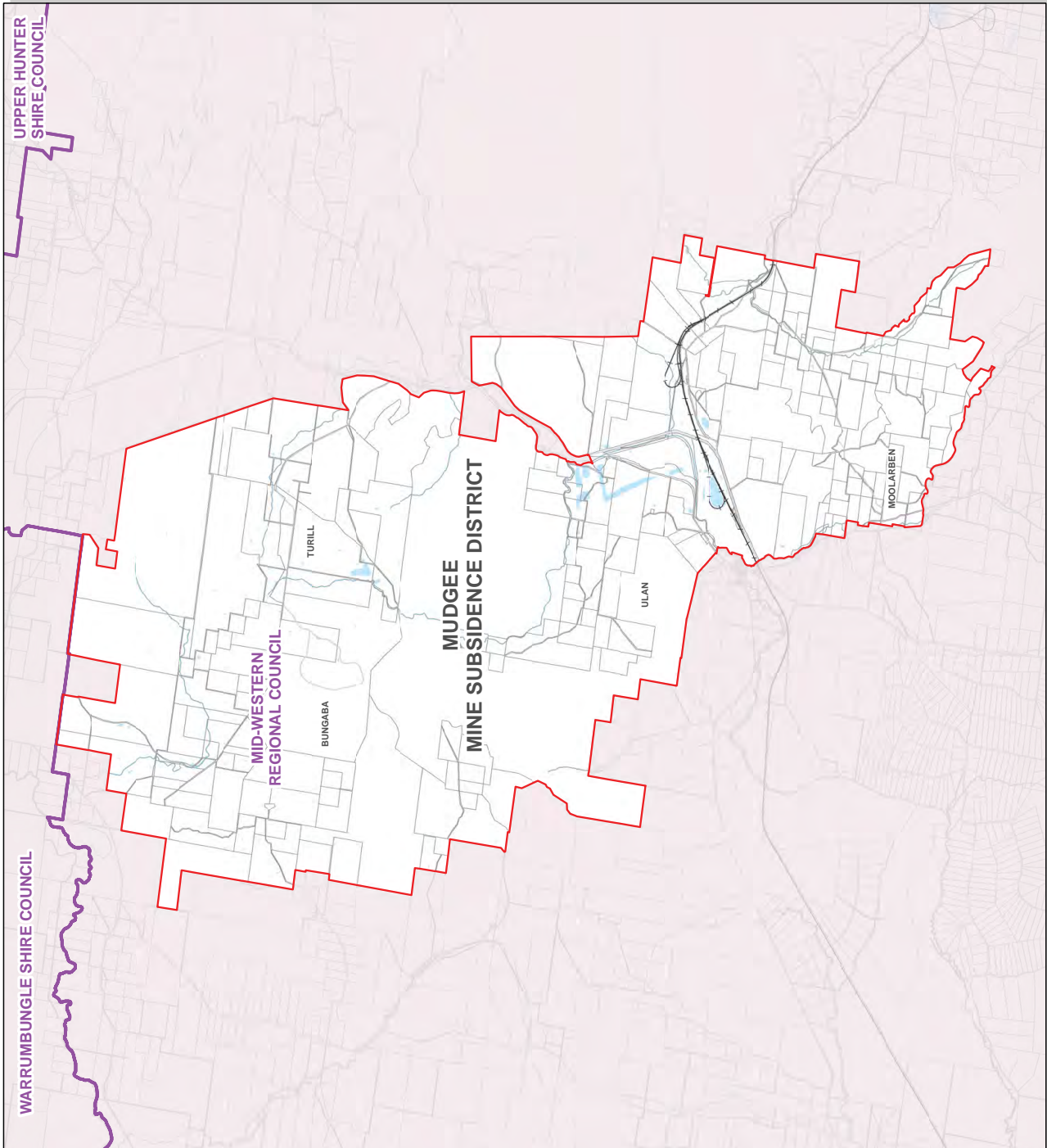
Ref: PP5217
Mine Subsidence Districts
MUDGEES



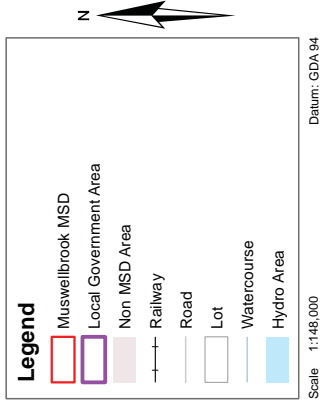
Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.
 The *Mine's Subsidence Compensation Act 1967* is administered by Subsidence Advisory NSW. Please refer to www.subsidenceadvisory.nsw.gov.au
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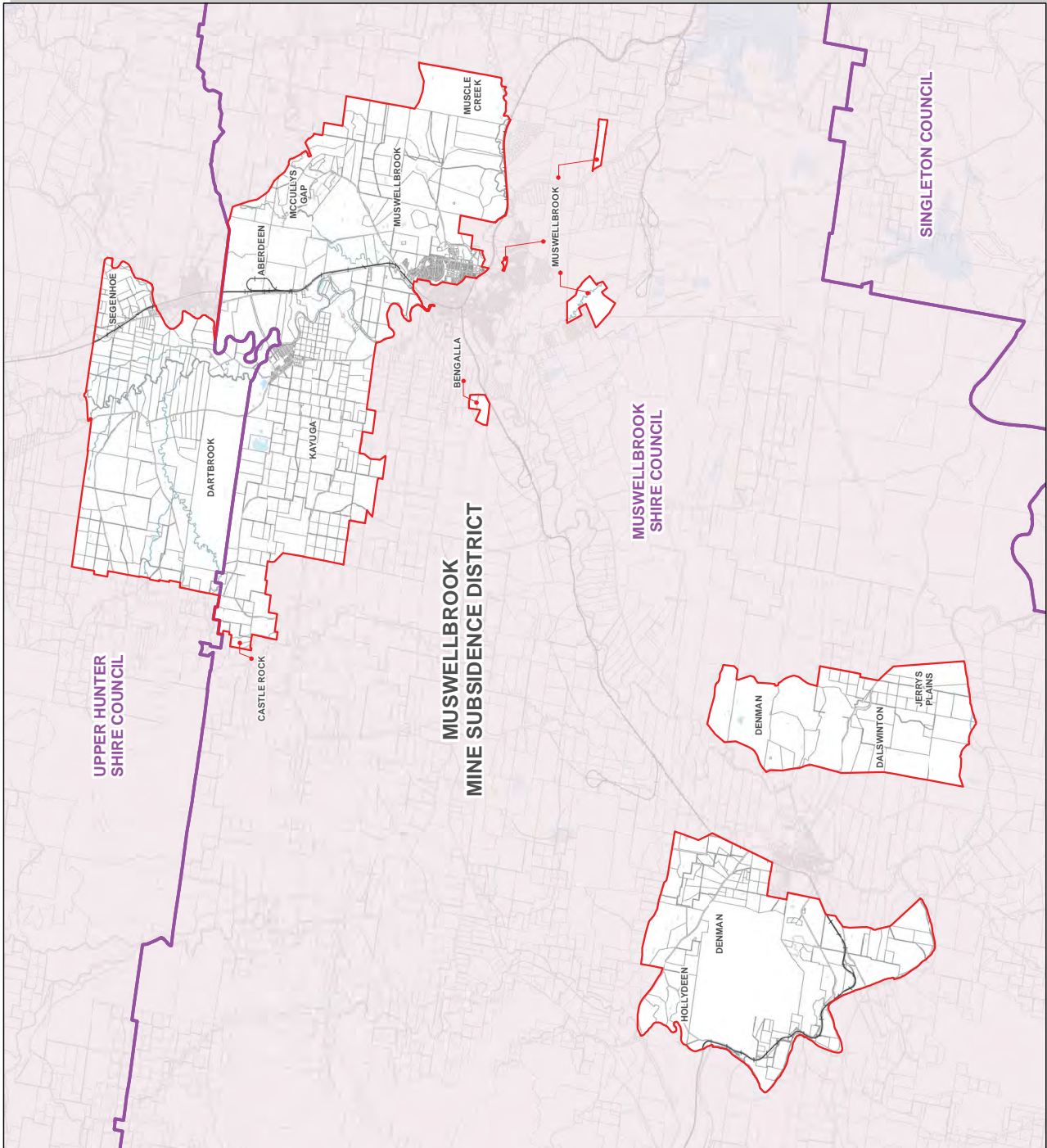
Ref: PP5222
Mine Subsidence Districts
MUSWELLBROOK



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.
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Ref: PP5203
Mine Subsidence Districts
NEWCASTLE

Legend

- Newcastle MSD
- Local Government Area
- Non MSD Area
- Railway
- Road
- Lot
- Watercourse
- Hydro Area

Scale 1:72,000 Datum: GDA 94

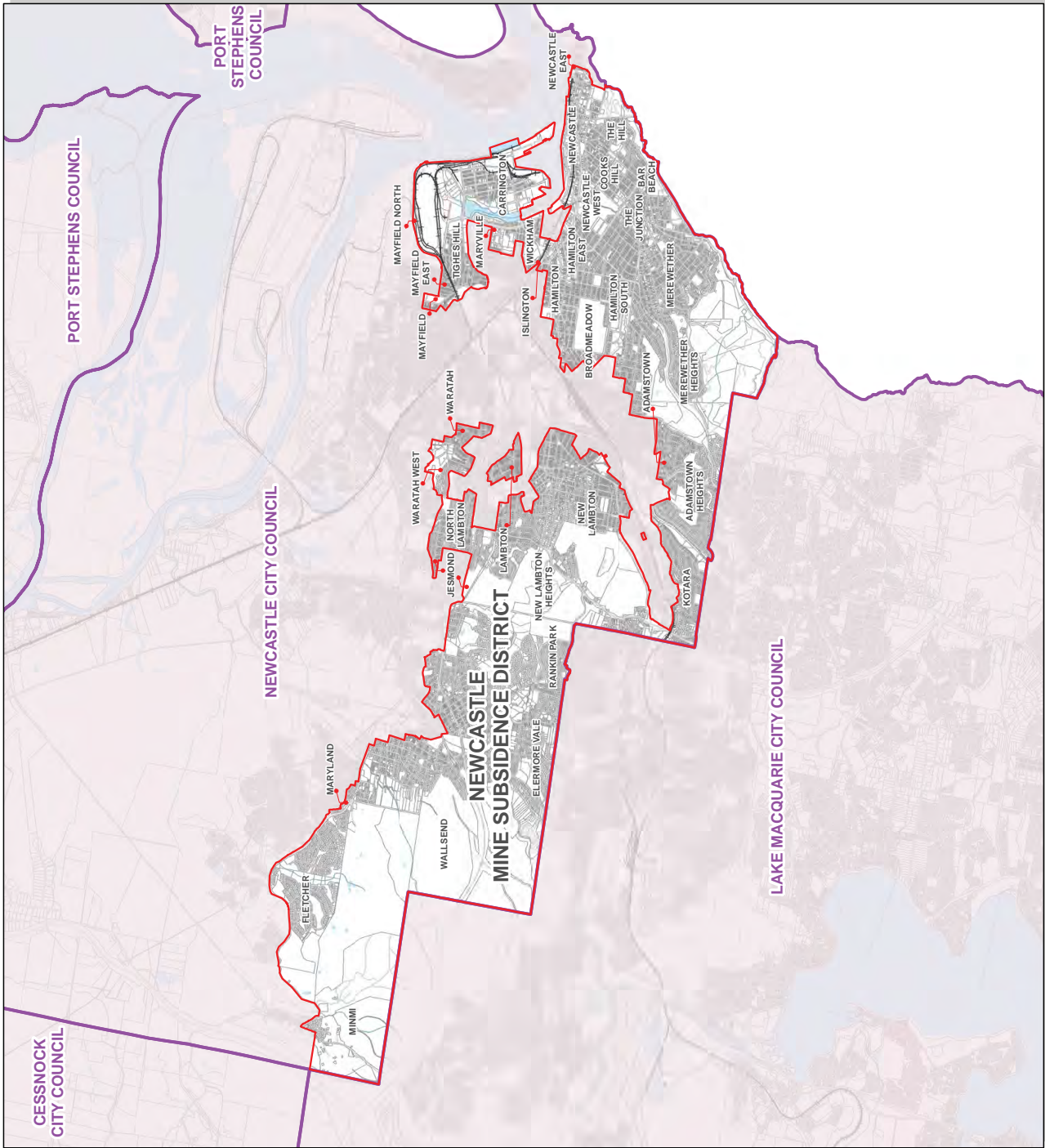


Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1961* notified in the NSW Government Gazette on 01/07/2017.
 The *Mine's Subsidence Compensation Act 1961* is administered by Subsidence Advisory NSW. Please refer to www.subsidenceadvisory.nsw.gov.au
 This plan constitutes a Public Survey as described in section 7, part 2 of the *Surveying and Spatial Information Act 2002*.

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Ref: PP5208
Mine Subsidence Districts
PATRICK PLAINS

Legend

- Patrick Plains MSD
- Local Government Area
- Non MSD Area
- Railway
- Road
- Lot
- Watercourse
- Hydro Area

Scale 1:175,000 Datum: GDA 94

Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1961* notified in the NSW Government Gazette on 01/07/2017.

The *Mine's Subsidence Compensation Act 1961* is administered by Subsidence Advisory NSW. Please refer to www.subsidenceadvisory.nsw.gov.au

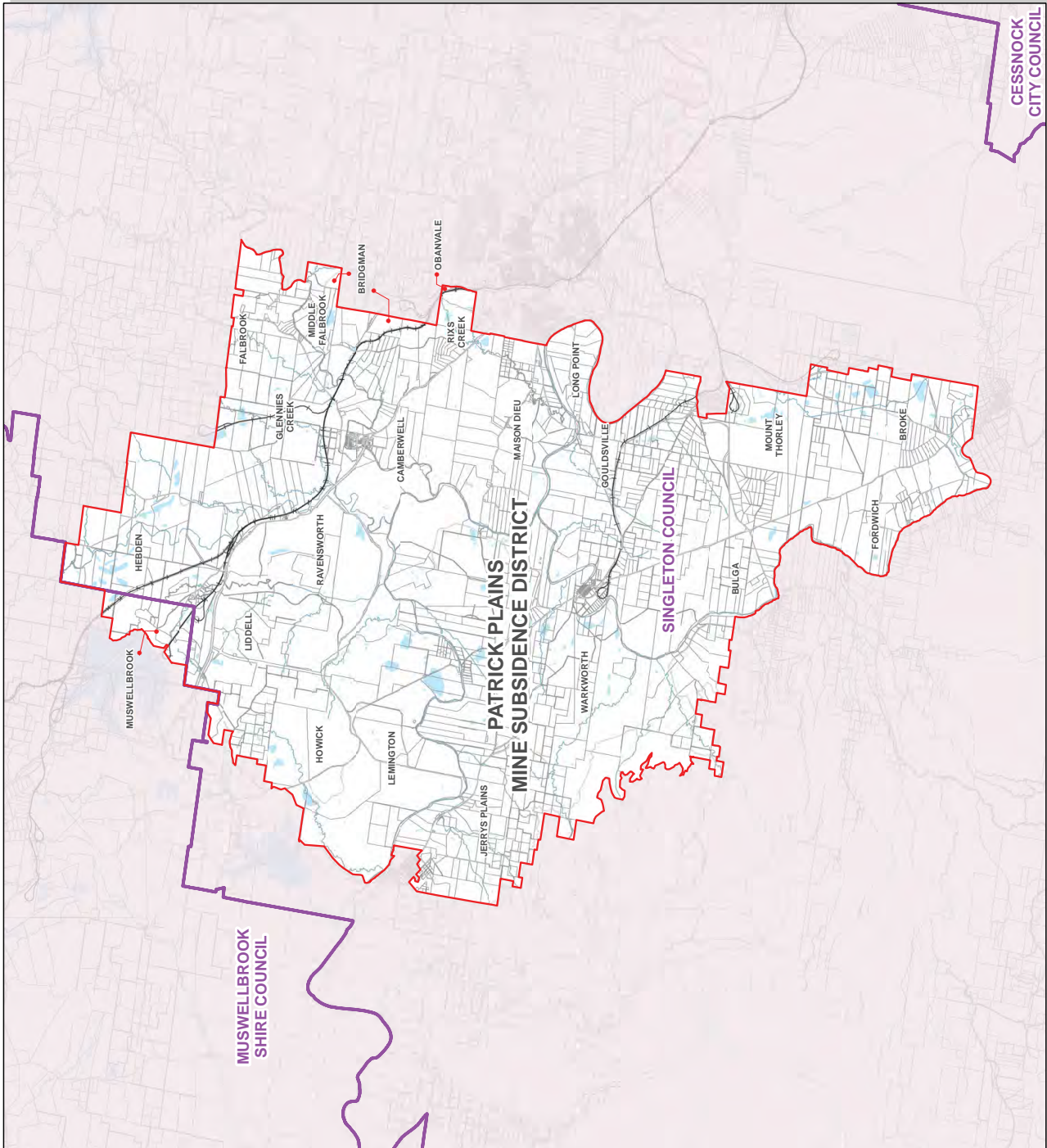
This plan constitutes a Public Survey as described in section 7, part 2 of the *Surveying and Spatial Information Act 2002*.

Source:
 Digital data used in this plan has been sourced from DFSI Spatial Services

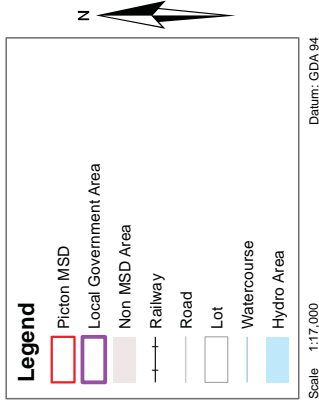
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Ref: PP5206
Mine Subsidence Districts
PICTON



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

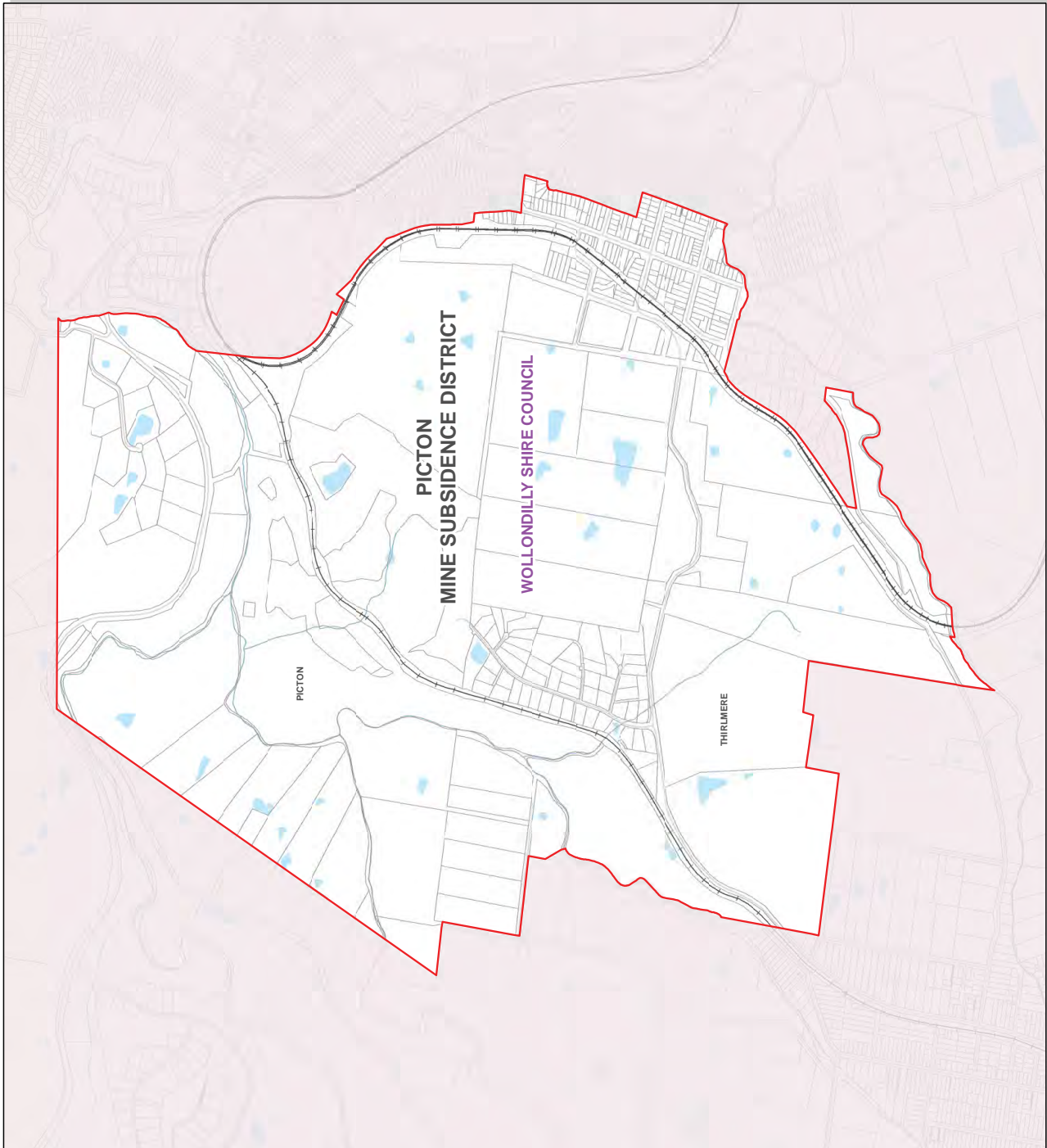
The *Mine's Subsidence Compensation Act 1967* is administered by Subsidence Advisory NSW. Please refer to www.subsidenceadvisory.nsw.gov.au

This plan constitutes a Public Survey as described in section 7, part 2 of the *Surveying and Spatial Information Act 2002*.

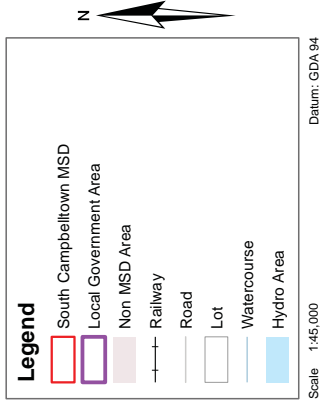
Source: Digital data used in this plan has been sourced from DFSI Spatial Services. The pre-existing Local Government Area boundaries and names are sourced from the Digital Cadastral Database (DCDB) and agree with those as at the date of extraction. The cadastral fabric used to produce this plan was extracted from the DCDB. The DCDB is linked to the NSW State Control Survey.

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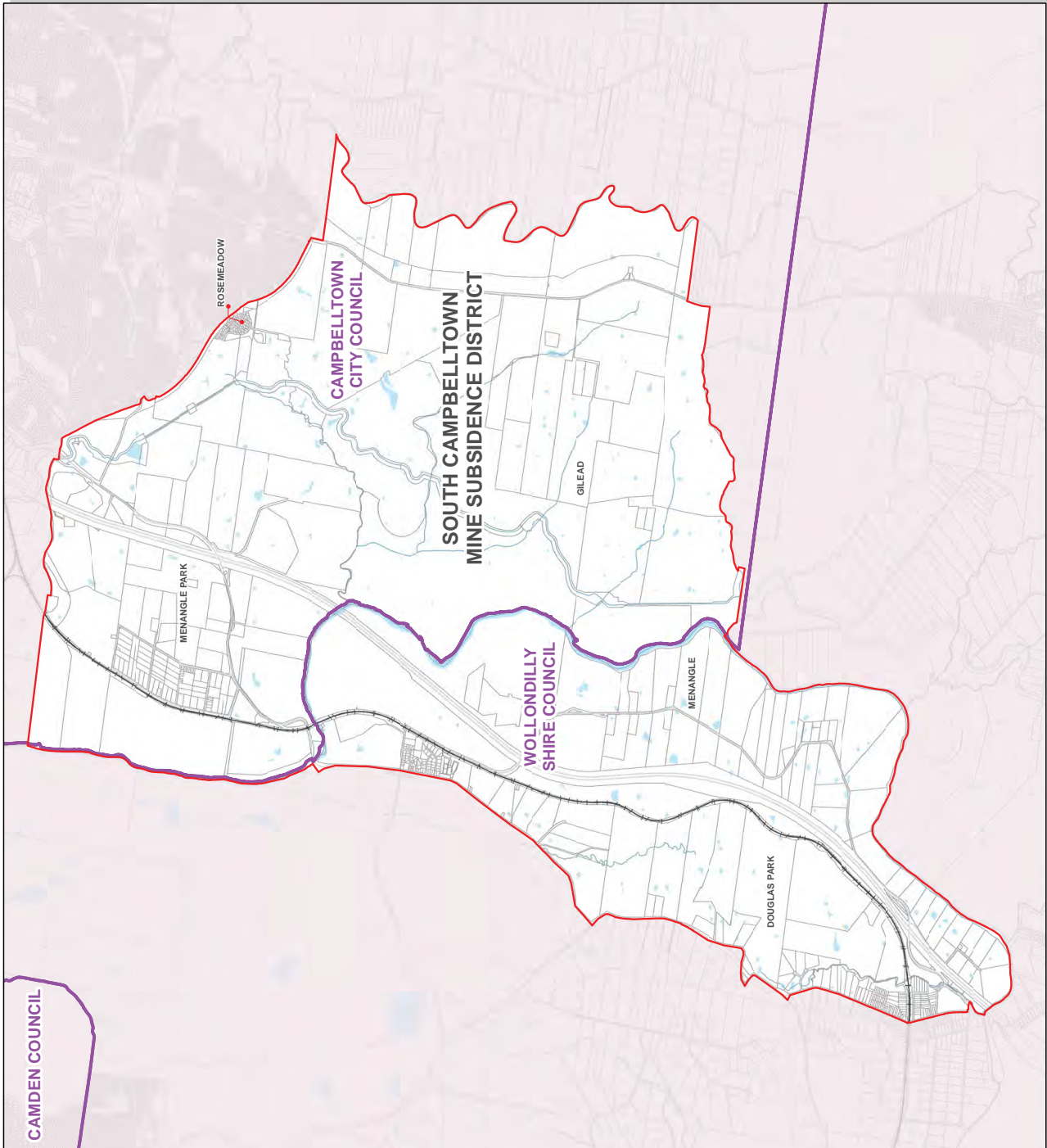
Ref: PP5205
Mine Subsidence Districts
SOUTH CAMPBELLTOWN



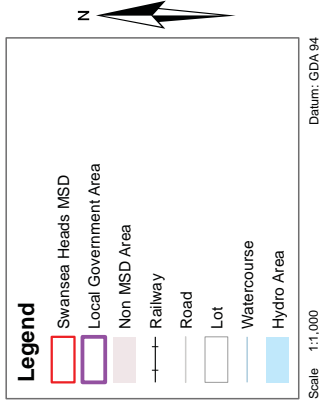
Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.
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Ref: PP5215
Mine Subsidence Districts
SWANSEA HEADS



Scale 1:1,000 Datum: GDA 94

Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

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Ref: PP5212
Mine Subsidence Districts
SWANSEA NORTH
ENTRANCE

Legend

- Swansea North Entrance MSD
- Local Government Area
- Non MSD Area
- Railway
- Road
- Lot
- Watercourse
- Hydro Area

Scale: 1:74,000 Datum: GDA 94



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

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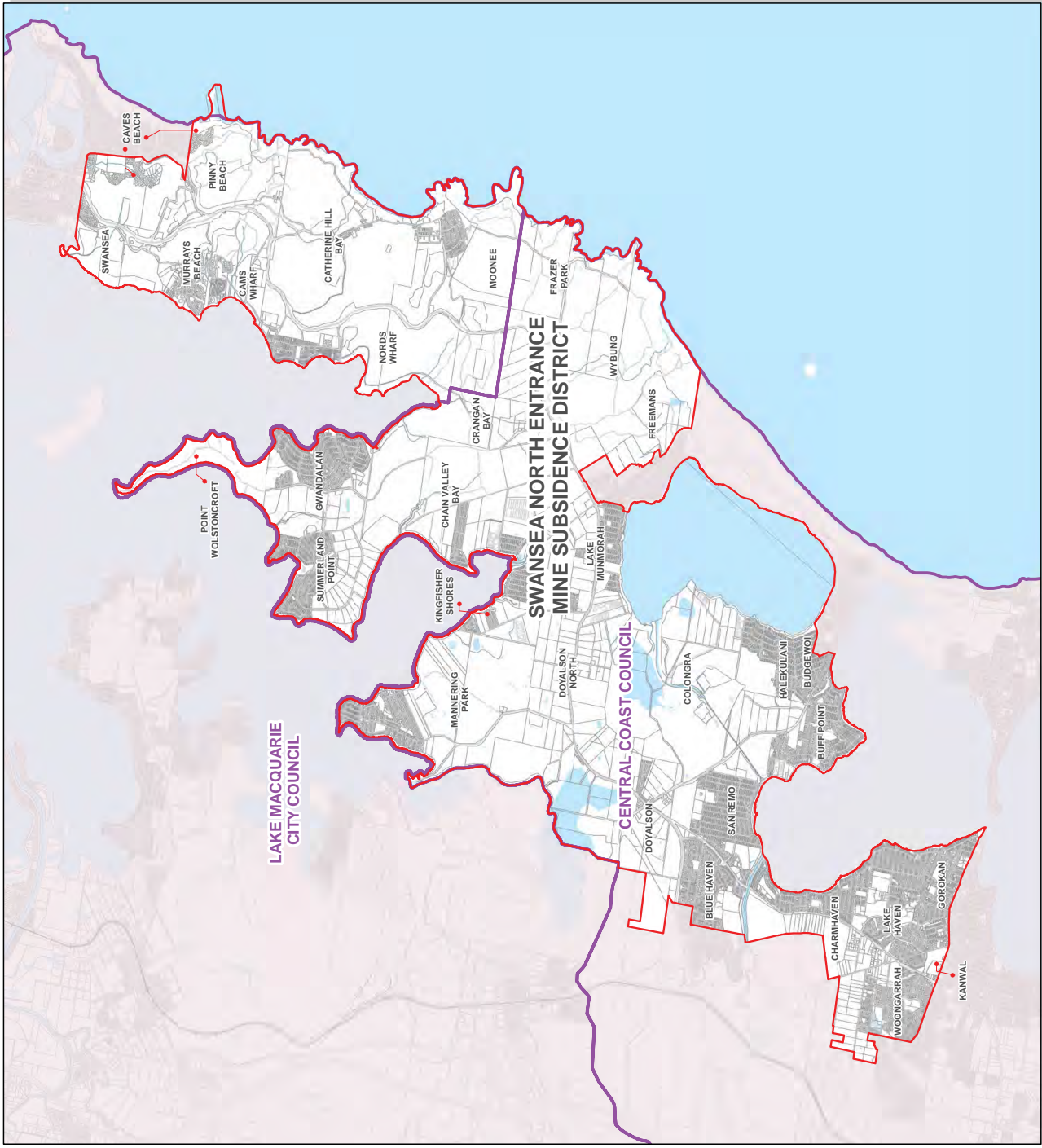
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Source:
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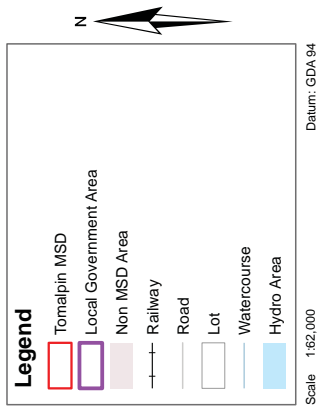
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Ref: PP5201
Mine Subsidence Districts
TOMALPIN



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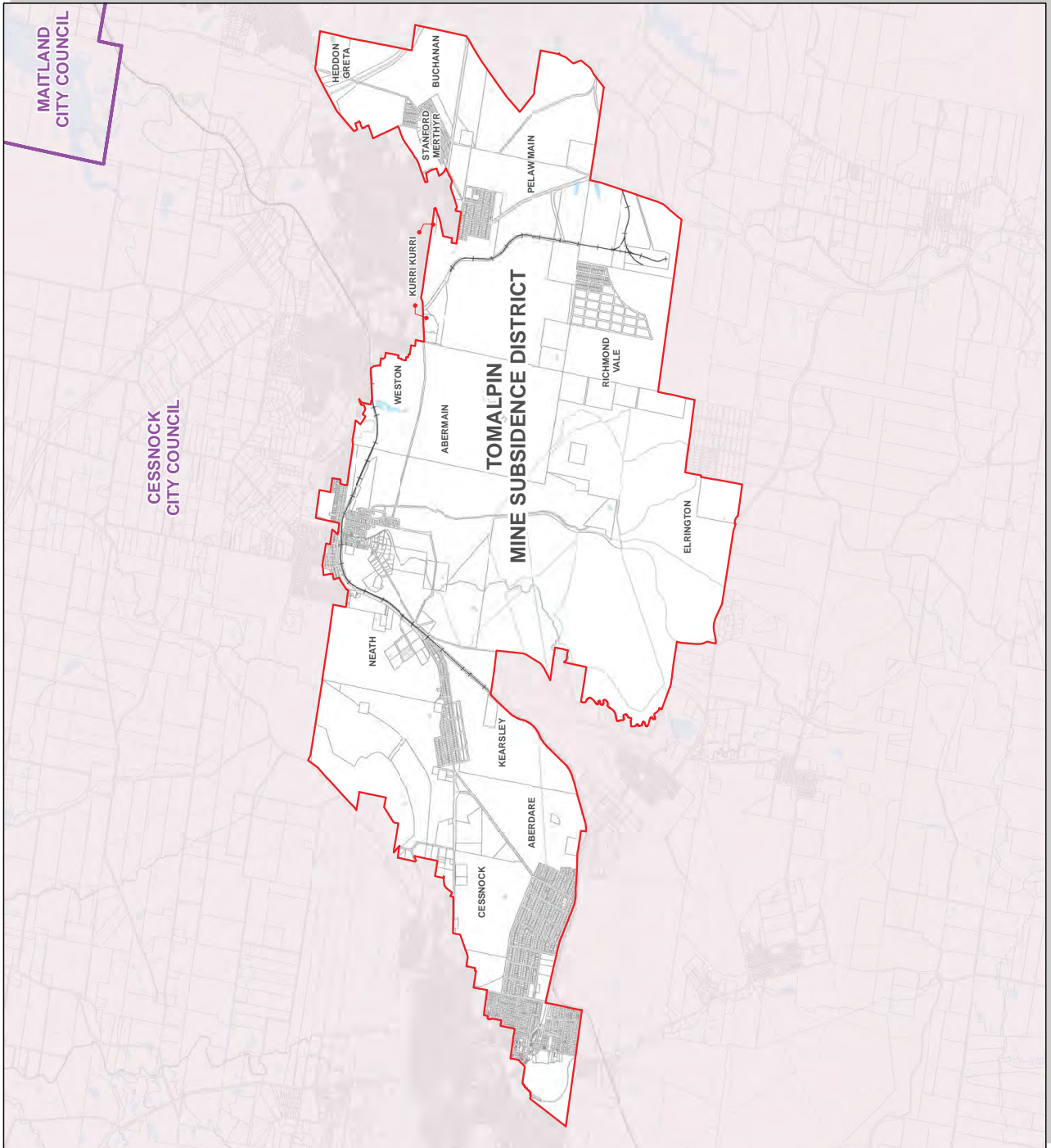
Source: Digital data used in this plan has been sourced from DFSI Spatial Services. The pre-existing Local Government Area boundaries and names are sourced from the Digital Cadastral Database (DCDB) and agree with those as at the date of extraction. The cadastral fabric used to produce this plan was extracted from the DCDB. The DCDB is linked to the NSW State Control Survey.

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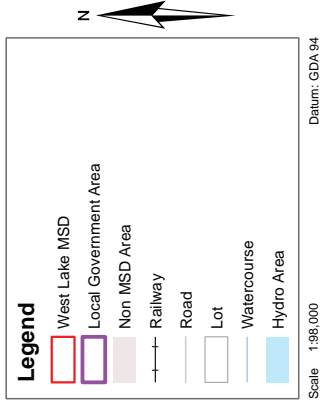
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Ref: PP5218
Mine Subsidence Districts
WEST LAKE



Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.

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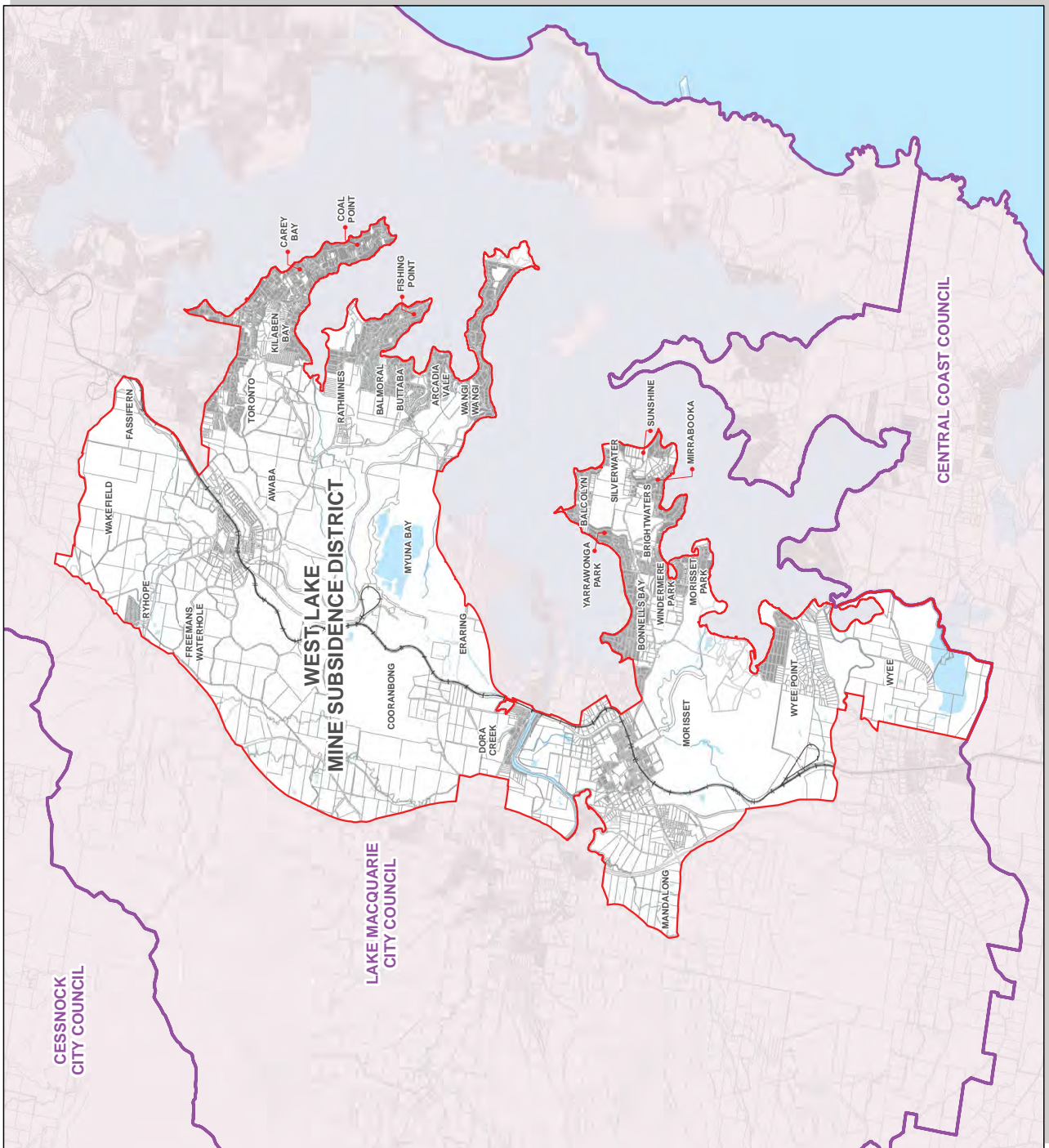
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Ref: PP5207
Mine Subsidence Districts
WYONG



Legend

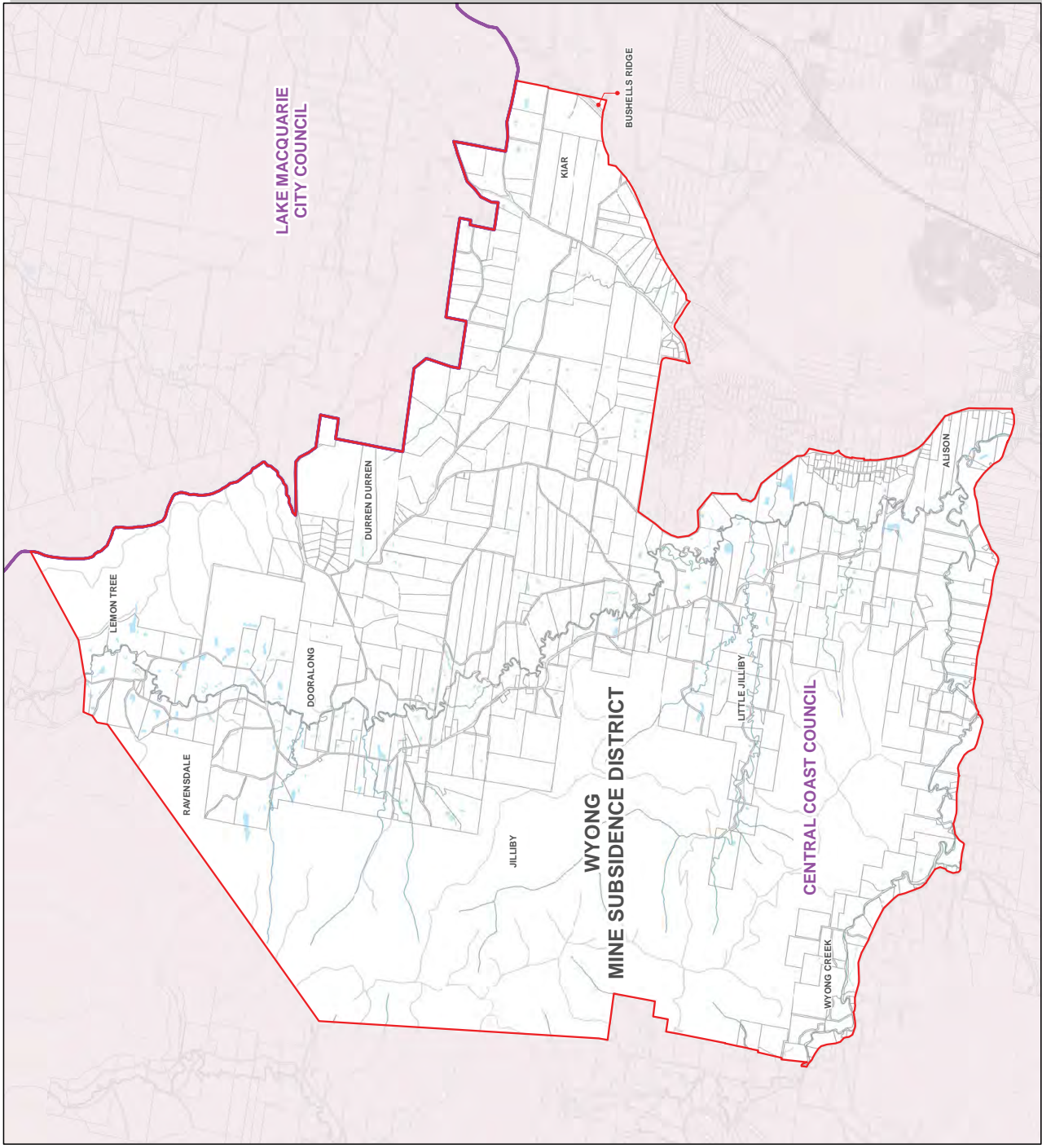
- Wyong MSD
- Local Government Area
- Non MSD Area
- Railway
- Road
- Lot
- Watercourse
- Hydro Area

Scale 1:80,000 Datum: GDA 94

Mine Subsidence Districts (MSD) boundaries and names as proclaimed in proclamation made under the *Mine Subsidence Compensation Act 1967* notified in the NSW Government Gazette on 01/07/2017.
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Appointments

CHILDREN AND YOUNG PERSONS (CARE AND PROTECTION) ACT 1998

His Excellency the Governor, with the advice of the Executive Council, and pursuant to section 179(1) of the *Children and Young Persons (Care and Protection) Act 1998*, has approved the reappointment of Ms Kerry Boland, to act in the office of NSW Children's Guardian for the period from 1 June 2017 up to and including 9 July 2017.

CHILDREN AND YOUNG PERSONS (CARE AND PROTECTION) ACT 1998

His Excellency the Governor, with the advice of the Executive Council, and pursuant to section 179(1) of the *Children and Young Persons (Care and Protection) Act 1998*, has approved the appointment of Ms Janet Schorer as the Children's Guardian for the period from 10 July 2017 up to and including 9 July 2022.

Planning and Environment Notices

PROTECTION OF THE ENVIRONMENT OPERATIONS ACT 1997

Order Granting an Exemption under Section 284

Preamble

This order grants an exemption to the occupier of certain facilities with incinerators from the requirement to hold an environment protection licence to carry out the disposal of drug exhibit waste from NSW Police by incineration. This is to facilitate NSW Police's disposal of their stockpile of drug exhibit waste at these facilities pending regulatory amendments to allow such disposal on a more permanent basis.

The order exempts the occupiers of the relevant facilities from section 48 of the *Protection of the Environment Operations Act 1997*. The exemption is effective from 9 June 2017 to 9 June 2019 (inclusive).

The exemption is subject to conditions providing for operational requirements for the disposal of the drug exhibit waste.

The EPA is satisfied that the disposal of drug exhibit waste from NSW Police at the relevant facilities, in accordance with this exemption, will not pose any significant risks to public health, property or the environment. The EPA is also satisfied that it is not practicable for the occupiers of the relevant facilities to comply with section 48 by implementing operational changes to plants or practices.

The Board of the EPA has approved the granting of the exemption.

Background

- I. The NSW Police Force (NSW Police), in carrying out its operations, seizes quantities of illicit chemical drugs. Drug exhibits that are no longer required by NSW Police for evidentiary purposes (drug exhibit waste) are stored at NSW Police facilities across metropolitan and regional New South Wales until they are disposed of. Drug exhibit waste is required to be disposed of by incineration.
- II. There is currently only a limited number of facilities in the Sydney and Hunter regions which are authorised under an environment protection licence to carry out the disposal of clinical and related waste by thermal treatment.
- III. The limited number of facilities for the lawful disposal of drug exhibit waste increases disposal and transportation costs, and the storage of drug exhibit waste poses risks for security, public safety and work health and safety. To minimise these risks, NSW Police wishes to dispose of the drug exhibit waste as promptly and as efficiently as possible.
- IV. The 2013 NSW Auditor General's Report *Managing drug exhibits and other high profile goods* recommended that NSW Police, in consultation with the EPA, identify appropriate facilities across New South Wales for the disposal of its drug exhibit waste.
- V. Under the *Protection of the Environment Operations Act 1997* (POEO Act), drug exhibit waste may constitute "clinical and related waste" and the disposal of such waste by thermal treatment (including by incineration) is a scheduled activity.
- VI. Section 48 of the POEO Act requires the occupier of any premises at which a scheduled activity is carried out to hold an environment protection licence authorising the activity. Therefore, the occupier of any premises carrying on the incineration of drug exhibit waste is required to hold an environment protection licence.
- VII. NSW Police and the EPA have identified a number of relevant facilities with incinerators across New South Wales, such as crematoria, which are appropriate for the incineration of drug exhibit waste. Under section 48 of the POEO Act, the occupiers of these facilities would need to apply for and be granted an environment protection licence to carry out the incineration of drug exhibit waste.
- VIII. However, as a result of being granted a licence to carry out the incineration of drug exhibit waste, the occupiers would become liable to comply with the prescribed concentration limit (of 0.1 ng/m³) for the emission of dioxins and furans from such incineration. This limit is prescribed under clause 38 of and Schedule 4 to the *Protection of the Environment Operations (Clean Air) Regulation 2010* (Clean Air Regulation) pursuant to section 128 (1) of the POEO Act.
- IX. The relevant facilities do not have the design features and emission control equipment necessary to ensure compliance with the prescribed emission limit for dioxins and furans. It is also not feasible to retrofit these facilities with the required features and equipment.

- X. Further, unlike clinical and related waste generally, the combustion products from the incineration of drug exhibit waste are relatively benign and pose little risk to public health and the environment. Importantly, the drug exhibit waste typically does not contain chlorine, an essential precursor to dioxin formation. It is not necessary for the EPA to regulate the disposal of drug exhibit waste under an environment protection licence.
- XI. In the past, NSW Police has used polyvinyl chloride (PVC) plastic bags to hold drug exhibit waste. As this plastic contains chlorine, its destruction by incineration can generate dioxins. However, recent research by NSW Police has identified that polyethylene and polypropylene bags, neither of which contain chlorine, are more suitable than PVC for storing drug exhibit waste. NSW Police is switching from PVC to polyethylene or polypropylene storage bags.
- XII. It is in the public interest for the occupiers of the relevant facilities to be exempted from the requirement to hold an environment protection licence under section 48 of the POEO Act for the incineration of drug exhibit waste, so as to facilitate NSW Police's prompt and efficient disposal of their stockpile of drug exhibit wastes.
- XIII. Section 284 (1) and (2) (b) of the POEO Act provide that the EPA may exempt a person or class of persons from any specified provision of the Act or the regulations in circumstances where:
- a. The EPA is satisfied that it is not practicable to comply with the relevant provision or provisions, by implementing operational changes to plant or practices, and
 - b. The EPA is satisfied that noncompliance with the provision or provisions will not have any significant adverse effect on public health, property or the environment, and
 - c. The Board of the EPA approves the granting of the exemption.
- XIV. The EPA is satisfied that it is not practicable for the occupier of the relevant facilities to comply with section 4.8 of the POEO Act in relation to the incineration of drug exhibit waste, by implementing operational changes to plant or practices, because:
- a. The occupier would need to comply with the emission concentration limit for dioxins and furans and their facilities would need to have special design features and emission control equipment to ensure compliance, and
 - b. It is not feasible for the occupier to retrofit their existing premises with the necessary design features and emission control equipment.
- XV. The EPA is also satisfied that non-compliance with section 48 will not have any significant adverse effect on public health, property or environment.
- XVI. On 20 May 2015, the Board of the EPA approved the granting of a two year exemption which was initially Gazetted on 12 June 2015. On 17 May 2017, the Board of the EPA approved the granting of an extension of the exemption for a further two years.

Exemption

- (1) By this order, the Environment Protection Authority (EPA), with the approval of the Board of the EPA, exempts the occupier of any premises in NSW that does not hold an Environment Protection Licence under the POEO Act, from section 48 of the POEO Act in relation to carrying out of the incineration of drug exhibit waste received from NSW Police at their premises, if the incineration of drug exhibit waste is carried out in compliance with the following requirements:
- 1.1 The combustion chamber used for the incineration of drug exhibit waste, and its casing, is made as airtight as possible; and
 - 1.2 During the incineration of drug exhibit waste in a combustion chamber, combustion gases are within the combustion chamber at or above 850°C for a minimum of 2 seconds; and
 - 1.3 The plant used for the incineration of drug exhibit waste is fitted with monitoring and control equipment to monitor and ensure compliance with condition 1.2. and the occupier of any facility used pursuant to this exemption must be able to carry on the incineration of drug exhibit waste under the *Environmental Planning and Assessment Act 1979*.

Conditions

- (2) The exemption is subject to the following conditions:
- 2.1 No facility can be used for the incineration of drug exhibit waste unless NSW Police has provided confirmation to the EPA that the facility can meet the requirements stipulated in (1) and written agreement from the EPA has been received by NSW Police.
 - 2.2 Drug exhibit waste seized by NSW Police may be incinerated under this exemption only if the waste is contained in drug bags made of chlorine free polyethylene or polypropylene.

- 2.3 A load of drug exhibit waste placed into, or otherwise contained in, a combustion chamber for incineration is not to exceed 50 kilograms; and
- 2.4 A NSW Police officer is present at the premises at all times when drug exhibit waste is undergoing incineration at the premises.

Term of exemption

- (3) The exemption operates from 9 June 2017 to 9 June 2019 (inclusive).

Definitions

- (4) For the purposes of the exemption:

Combustion Chamber means the chamber where the drug exhibit waste and oxidant are incinerated. Drug means any prohibited drug listed in Schedule 1 of the *Drug Misuse and Trafficking Act 1985* (NSW).

Drug exhibit waste means any drug or drugs that are collected, seized or confiscated by, or surrendered to, NSW Police and no longer required by NSW Police.

NSW Police means the NSW Police Force established under the *Police Act 1900*.

Dated: 2 June 2017 (signed)

BARRY BUFFIER

Chair and CEO

(On behalf of the Environment Protection Authority)

PROTECTION OF THE ENVIRONMENT OPERATIONS (WASTE) REGULATION 2014

Notice of Exemption from Clause 23(1)(b):
Periodic Volumetric Surveys of Scheduled Waste Facilities

I, Stephen Beaman, Executive Director Waste and Resource Recovery, Environment Protection Authority, grant an exemption, to any occupier of a scheduled waste facility from clause 23(1)(b) of the *Protection of the Environment Operations (Waste) Regulation 2014*.

For the avoidance of doubt, this exemption does not exempt an occupier from any other requirements to undertake volumetric surveys under clause 23 of the Waste Regulation.

This exemption is granted under clauses 23(5) and 91 of the *Protection of the Environment Operations (Waste) Regulation 2014*. Words and expressions used in this exemption have the same meaning as they have in the *Protection of the Environment Operations Act 1997* and the *Protection of the Environment Operations (Waste) Regulation 2014*.

This exemption has effect on and from the date that it is published in the Government Gazette to 31 Jan 2018 inclusive.

Stephen Beaman

Executive Director, Waste and Resource Recovery

ENVIRONMENT PROTECTION AUTHORITY

(by delegation)

PROTECTION OF THE ENVIRONMENT OPERATIONS (WASTE) REGULATION 2014

Notice of Exemption from Clause 36:
Weighbridges at Small Landfills whose Occupiers are Required to Pay Waste Contributions

I, Stephen Beaman, Executive Director Waste and Resource Recovery, Environment Protection Authority, grant an exemption to any occupier of a scheduled waste facility that is a landfill site which:

- (a) received less than 1,000 tonnes of waste (other than liquid waste) between:
 - (1) 1 July 2013 and 30 June 2014; or
 - (2) 1 July 2014 and 30 June 2015
- (b) did not have a weighbridge installed at the landfill site on 31 July 2015, and has not subsequently installed a weighbridge at the landfill site

from clause 36 of the *Protection of the Environment Operations (Waste) Regulation 2014* in relation to that landfill site.

This exemption is subject to the condition that any occupier to whom this exemption applies must ensure that the quantity of waste that is transported into or out of that landfill site is measured, and recorded, using a method specified in the Waste Levy Guidelines for the purposes of clause 36 or 38 of the *Protection of the Environment Operations (Waste) Regulation 2014*.

This exemption is granted under clauses 38 and 91 of the *Protection of the Environment Operations (Waste) Regulation 2014*. Words and expressions used in this exemption have the same meaning as they have in the *Protection of the Environment Operations Act 1997* and the *Protection of the Environment Operations (Waste) Regulation 2014*.

This exemption has effect on and from the date that it is published in the NSW Government Gazette to 30 June 2022 inclusive.

Stephen Beaman
Executive Director, Waste and Resource Recovery
ENVIRONMENT PROTECTION AUTHORITY
(by delegation)

SUBORDINATE LEGISLATION ACT 1989

Proposed Environmentally Hazardous Chemicals Regulation 2017

Notice is given in accordance with section 5 of the *Subordinate Legislation Act 1989* that a regulatory impact statement has been prepared in relation to the proposed *Environmentally Hazardous Chemicals Regulation 2017*.

The proposed regulation is to replace the existing *Environmentally Hazardous Chemicals Regulation 2008* which will be automatically repealed on 1 September 2017.

The *Environmentally Hazardous Chemicals Regulation 2008* is made under the *Environmentally Hazardous Chemicals Act 1985* and contains administrative provisions relating to the operation of the Act. The *Environmentally Hazardous Chemicals Act 1985* provides for the assessment and management of environmentally hazardous chemicals and declared chemical wastes in NSW.

The proposed regulation and regulatory impact statement can be accessed at www.epa.nsw.gov.au/pesticides/environmentally-hazardous-chemicals-regulation-review.htm and from Environment Line by phoning 131 555 or (02) 9995 5555.

Comments and submissions on the proposed regulation and regulatory impact statement can be made by mail or email as set out below.

Post

Director Hazardous Materials, Chemicals & Radiation
The NSW Environment Protection Authority
PO BOX A290
SYDNEY SOUTH NSW 1232

Email

chemicals.reform@epa.nsw.gov.au

Submissions close at 5pm on 7 July 2017

SUBORDINATE LEGISLATION ACT 1989

Proposed Pesticides Regulation 2017

Notice is given in accordance with section 5 of the *Subordinate Legislation Act 1989* that a regulatory impact statement has been prepared in relation to the proposed *Pesticides Regulation 2017*.

The proposed regulation is to replace the existing *Pesticides Regulation 2009* which will be automatically repealed on 1 September 2017.

The *Pesticides Regulation 2009* is made under the *Pesticides Act 1999* and contains provisions requiring mandatory training and record keeping by people who use pesticides in their job or business, licence requirements for some occupational users and notification of pesticide use by certain users.

The draft regulation and Regulatory Impact Statement are available on the EPA website: www.epa.nsw.gov.au/pesticides/pestregis.htm and from Environment Line by phoning 131 555 or (02) 9995 5555.

Comments and submissions on the proposed Regulation and Regulatory Impact Statement can be made by mail or email as set out below.

Post

Director Hazardous Materials, Chemicals & Radiation
The NSW Environment Protection Authority
PO BOX A290
SYDNEY SOUTH NSW 1232

Email

chemicals.reform@epa.nsw.gov.au

Submissions close at 5pm on 7 July 2017

SUBORDINATE LEGISLATION ACT 1989

Proposed Protection of the Environment Operations (Noise Control) Regulation 2017

Notice is given in accordance with section 5 of the *Subordinate Legislation Act 1989* that a regulatory impact statement has been prepared in relation to the proposed *Protection of the Environment Operations (Noise Control) Regulation 2017*.

The *Protection of the Environment Operations (Noise Control) Regulation 2008* is made under the *Protection of the Environment Operations Act 1997* and contains provisions that control noise from motor vehicles and marine vessels and reflect community standards by setting use limits on appliances such as intruder alarms, music amplifiers, air conditioners and powered garden tools.

The proposed regulation is to replace the existing *Noise Control Regulation 2008* which will be automatically repealed on 1 September 2017.

The draft regulation and Regulatory Impact Statement are available on the EPA website and from Environment Line by phoning 131 555 or (02) 9995 5555.

Comments and submissions on the proposed Regulation and Regulatory Impact Statement can be made by mail or email as set out below.

Post

Noise Control Regulation Review
The NSW Environment Protection Authority
PO BOX A290
SYDNEY SOUTH NSW 1232

Email

Epa.ncr@epa.nsw.gov.au

Submissions close at 5pm on 7 July 2017

Roads and Maritime Notices

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS - EXCLUSION ZONE

Location

Tasman Sea and Port Kembla Harbour – all navigable waters within a 500 metre radius of the position 34°27'32.7" South and 150°54'00.2" East, near the Port Kembla Coal Terminal.

Duration

9am to 5pm Tuesday 20 June 2017.

Detail

Explosive demolition of a reclaimer at the Port Kembla Coal Terminal will occur, as specified above, which will affect safe navigation on the Tasman Sea and Port Kembla Harbour.

An **EXCLUSION ZONE** is specified during the demolition and will be created on the Tasman Sea comprising of waters in the vicinity of South Coniston Beach and the Port Kembla Harbour northern breakwall.

The exclusion zone will be marked by the presence of control vessels.

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

All vessel operators and persons using the waters specified above should keep a proper lookout and exercise extreme caution when navigating near the exclusion zone.

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: SO1744

Date: 5 June 2017

Deon Voyer
Delegate

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Young in the Hilltops 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 Hilltops Council area, Parish of Young and County of Monteagle, shown as Lot 3 Deposited Plan 1199728.

(RMS Papers: SF2014/156519; RO SF2012/034066)

ROADS ACT 1993

Order - Section 27

Variation of a Road Widening Order

applying to part of the Newell Highway at Trewilga and Mickibri in the Parkes Shire Council Area
Parishes of Burrill, Mingelo and Mickibri and Counties of Kennedy and Narromine

Roads and Maritime Services, by its delegate and with the consent of the Minister for Roads, Maritime and Freight, by this order under section 27 of the *Roads Act 1993* varies the road widening order published in Government

Gazette No 88 of 17 July 1970 on page 2806 by excluding Lots 2, 4, 10 and 12 Deposited Plan 236884 and Lots 4 and 5 Deposited Plan 236883 from the operation of that order.

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

(RMS Papers: SF2017/088645)

ROADS ACT 1993

Order - Section 27

Revocation of a Road Widening Order
applying to parts of Illawarra Road at Marrickville in the Inner West Council Area
Parish of Petersham and County of Cumberland

Roads and Maritime Services, by its delegate and with the consent of the Minister for Roads, Maritime and Freight, by this order under section 27 of the *Roads Act 1993* revokes the road widening order published in Government Gazette No 15 of 12 February 1971 on page 406 applying to parts of Illawarra Road, between Renwick Street and Marrickville Road, as shown by red edge on RMS plans M. 18-1927 to M. 22-1927, both inclusive.

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

(RMS Papers: SF2017/088787)

ROADS ACT 1993

Order - Section 27

Variation of a Road Widening Order
applying to part of Elizabeth Street at Waterloo in the City of Sydney Council Area
Parish of Alexandria and County of Cumberland

Roads and Maritime Services, by its delegate and with the consent of the Minister for Roads, Maritime and Freight, by this order under section 27 of the *Roads Act 1993* varies the road widening order published in Government Gazette No 58 of 10 June 1966 on page 2334 by excluding the land within Lot A Deposited Plan 337044 and Lot 1 Deposited Plan 89479, being land in Certificates of Title A/337044 and 1/89479 respectively from the operation of that order.

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

(RMS Papers: SF2017/089626)

ROADS ACT 1993

Order - Section 27

Revocation of a Road Widening Order
applying to part of the Gwydir Highway at Inverell in the Inverell Shire Council Area
Parish of Inverell and County of Gough

Roads and Maritime Services, by its delegate and with the consent of the Minister for Roads, Maritime and Freight, by this order under section 27 of the *Roads Act 1993* revokes the road widening order published in Government Gazette No 28 of 11 February 1983 on page 665, applying to Lot 1 Deposited Plan 446465.

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

(RMS Papers: SF2017/089629)

Mining and Petroleum Notices

NOTICE is given that the following application has been received:

EXPLORATION LICENCE APPLICATION

(T17-1099)

No. 5501, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 6 units, for Group 1, dated 5 June, 2017. (Orange Mining Division).

The Honorable Don Harwin MLC
Minister for Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(V16-7615)

No. 5402, now Exploration Licence No. 8578, PANDA MINING PTY LTD (ACN 137548237), County of Menindee, Map Sheet (7233), area of 8 units, for Group 1 and Group 2, dated 26 May, 2017, for a term until 26 May, 2019.

(T16-1166)

No. 5406, now Exploration Licence No. 8582, AGILITI PTY LTD (ACN 600550909), County of Dudley, Map Sheet (9435), area of 2 units, for Group 2, dated 31 May, 2017, for a term until 31 May, 2019.

(T16-1168)

No. 5408, now Exploration Licence No. 8581, MURRAY MACKAY, County of Gloucester, Map Sheet (9234), area of 10 units, for Group 1 and Group 2, dated 26 May, 2017, for a term until 26 May, 2019.

(V16-8022)

No. 5416, now Exploration Licence No. 8579, SILVER CITY MINERALS LIMITED (ACN 130 933 309), Counties of Robinson and Yanda, Map Sheet (8035), area of 98 units, for Group 1, dated 26 May, 2017, for a term until 26 May, 2020.

(T17-1041)

No. 5455, now Exploration Licence No. 8583, COBAR OPERATIONS PTY LTD (ACN 103 555 853), County of Yanda, Map Sheet (7936, 8036), area of 100 units, for Group 1, dated 2 June, 2017, for a term until 2 June, 2023.

The Honorable Don Harwin MLC
Minister for Resources

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(T17-1024)

No. 5439, ARDEA EXPLORATION PTY LTD (ACN 137 889 279), County of Wynyard, Map Sheet (8427). Withdrawal took effect on 1 June, 2017.

(T17-1091)

No. 5496, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), County of Bathurst, Map Sheet (8730). Withdrawal took effect on 1 June, 2017.

The Honorable Don Harwin MLC
Minister for Resources

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

(V17-4290)

Exploration Licence No. 6428, RENISON COAL PTY LTD (ACN 100 163 942) AND NORTHERN ENERGY CORPORATION LIMITED (ACN 081 244 395), area of 585 hectares. Application for renewal received 5 June, 2017.

(V17-4268)

Exploration Licence No. 7783, COBAR OPERATIONS PTY LTD (ACN 103 555 853), area of 11 units. Application for renewal received 2 June, 2017.

The Honorable Don Harwin MLC
Minister for Resources

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(Z15-0497)

Exploration Licence No. 2984, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), County of Bathurst, Map Sheet (8731), area of 8 units, for a further term until 11 January, 2019. Renewal effective on and from 3 March, 2017.

(T82-1488)

Exploration Licence No. 3767, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), County of Bathurst, Map Sheet (8630, 8730), area of 19 units, for a further term until 18 February, 2019. Renewal effective on and from 23 May, 2017.

(T93-0617)

Exploration Licence No. 4620, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), County of Bathurst, Map Sheet (8731), area of 10 units, for a further term until 19 November, 2019. Renewal effective on and from 26 May, 2017.

(V17-0970)

Exploration Licence No. 6249, GUM RIDGE MINING PTY LIMITED (ACN 108 530 650), County of Ashburnham, Map Sheet (8631), area of 4 units, for a further term until 28 May, 2022. Renewal effective on and from 26 May, 2017.

(Z13-2352)

Exploration Licence No. 6358, BBI GROUP PTY LTD, Counties of Argyle and Murray, Map Sheet (8827), area of 4 units, for a further term until 24 December, 2019. Renewal effective on and from 26 May, 2017.

(V17-2157)

Exploration Licence No. 6522, GRENFELL GOLD PTY LTD (ACN 106 245 238), County of Forbes, Map Sheet (8530), area of 18 units, for a further term until 10 March, 2020. Renewal effective on and from 29 May, 2017.

(Z14-2274)

Exploration Licence No. 7177, ELSMORE RESOURCES LIMITED (ACN 145 701 033), County of Gough, Map Sheet (9138), area of 6 units, for a further term until 15 July, 2022. Renewal effective on and from 2 June, 2017.

(T12-1261)

Exploration Licence No. 8168, BOWDENS SILVER PTY LIMITED (ACN 009250051), Counties of Phillip, Roxburgh and Wellington, Map Sheet (8832, 8932), area of 86 units, for a further term until 16 September, 2020. Renewal effective on and from 16 May, 2017.

(V17-1502)

Exploration Licence No. 8239, CRISTAL MINING AUSTRALIA LIMITED (ACN 009 247 858), County of Perry, Map Sheet (7531), area of 29 units, for a further term until 18 February, 2020. Renewal effective on and from 2 June, 2017.

(V17-1517)

Exploration Licence No. 8240, CRISTAL MINING AUSTRALIA LIMITED (ACN 009 247 858), County of Perry, Map Sheet (7430, 7431), area of 65 units, for a further term until 18 February, 2020. Renewal effective on and from 2 June, 2017.

(Z05-0924)

Exploration (Prospecting) Licence No. 3661, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133), area of 1 units, for a further term until 10 August, 2018. Renewal effective on and from 26 May, 2017.

(Z15-2590)

Mineral Lease No. 5437 (Act 1906), FREDERICK LAWRENCE SHERRATT AND ESTATE OF WILLIAM JOHN SHERRATT, Parish of Rock Vale, County of Clive, Map Sheet (9239-3-N), area of 2.01 hectares, for a further term until 14 December, 2019. Renewal effective on and from 26 May, 2017.

(Z04-1213)

Mineral Lease No. 5938 (Act 1906), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Sutton, County of Gloucester, Map Sheet (9232-1-S), area of 12.95 hectares, for a further term until 15 June, 2023. Renewal effective on and from 29 May, 2017.

The Honorable Don Harwin MLC
Minister for Resources

TRANSFERS

(Z12-3455)

Exploration Licence No. 5922, formerly held by TEMPLAR RESOURCES PTY LTD (ACN 085 644 944) has been transferred to LFB RESOURCES NL (ACN 073 478 574). The transfer was registered on 26 May, 2017.

(V17-3101)

Exploration Licence No. 8515, formerly held by ARGENT MINERALS LIMITED (ACN 124 780 276) has been transferred to LOCH LILLY PTY LTD (ACN 615 305 032). The transfer was registered on 29 May, 2017.

(V17-3101)

Exploration Licence No. 8516, formerly held by ARGENT MINERALS LIMITED (ACN 124 780 276) has been transferred to LOCH LILLY PTY LTD (ACN 615 305 032). The transfer was registered on 29 May, 2017.

The Honorable Don Harwin MLC
Minister for Resources

TRANSFER APPLICATIONS

(V17/4001)

Exploration Licence No. 7257, TARAGO OPERATIONS PTY LTD (ACN 127 810 413) to TARAGO EXPLORATION PTY LTD (ACN 115 529 112), Counties of Argyle and Murray, Map Sheets 8727, 8728, 8827 and 8828, Area of 62 units, Application for transfer was received on 22 May 2017.

(V17/4001)

Exploration Licence No. 7468, TARAGO OPERATIONS PTY LTD (ACN 127 810 413) to TARAGO EXPLORATION PTY LTD (ACN 115 529 112), County of Argyle, Map Sheet 8728, Area of 7 units, Application for transfer was received on 22 May 2017.

(V17/4001)

Exploration Licence No. 7469, TARAGO OPERATIONS PTY LTD (ACN 127 810 413) to TARAGO EXPLORATION PTY LTD (ACN 115 529 112), Counties of Argyle and Murray, Map Sheet 8827, Area of 22 units, Application for transfer was received on 22 May 2017.

(V17/4001)

Exploration Licence No. 7954, TARAGO OPERATIONS PTY LTD (ACN 127 810 413) to TARAGO EXPLORATION PTY LTD (ACN 115 529 112), County of Argyle, Map Sheets 8728 and 8828, Area of 51 units, Application for transfer was received on 22 May 2017.

(V17/4001)

Exploration Licence No. 8325, TARAGO OPERATIONS PTY LTD (ACN 127 810 413) to TARAGO EXPLORATION PTY LTD (ACN 115 529 112), Counties of Argyle and Murray, Map Sheets 8728, 8827 and 8828, Area of 64 units, Application for transfer was received on 22 May 2017.

(V17/4001)

Exploration Licence No. 8353, TARAGO OPERATIONS PTY LTD (ACN 127 810 413) to TARAGO EXPLORATION PTY LTD (ACN 115 529 112), Counties of Argyle and Murray, Map Sheet 8827, Area of 16 units, Application for transfer was received on 22 May 2017.

The Honorable Don Harwin MLC
Minister for Resources

Notice is given that the following application has been received:

REQUEST FOR CANCELLATION OF AUTHORITY

(V17/4359)

Exploration Licence No. 8361, IDYLWAY VENTURE PTY LTD, (ACN 141 397 006), County of BUCCLEUCH & WYNYARD, area of 10 units.

Application for Cancellation was received on 6 June 2017

The Honorable Don Harwin MLC
Minister for Resources

Energy Notices

ELECTRICITY SUPPLY ACT 1995 AND GAS SUPPLY ACT 1996

The NSW Social Programs for Energy Code

I, Don Harwin MLC, Minister for Resources, Minister for Energy and Utilities, Minister for the Arts and Vice-President of the Executive Council:

1. in accordance with clause 21 (5) of the *Electricity Supply (General) Regulation 2014* and clause 5(5) of the *Gas Supply (Natural Gas Retail) Regulation 2014*, revoke 'Version 3.0' of the NSW Social Programs for Energy Code, which took effect on 1 July 2015 (NSW Government Gazette No 52 of 26 June 2015 of pg 1866), with the revocation to take effect on 1 July 2017; and
2. in accordance with clause 21 (3) of the *Electricity Supply (General) Regulation 2014* and clause 5 (3) of the *Gas Supply (Natural Gas Retail) Regulation 2014*, adopt 'Version 4.0' of the NSW Social Programs for Energy Code ("Code") as set out in Schedule 1 to this notice, with the Code to take effect on 1 July 2017.

Dated at Sydney, this 1st day of June 2017

Don Harwin MLC
Minister for Resources,
Minister for Energy and Utilities,
Minister for the Arts,
Vice-President of the Executive Council

NSW Social Programs for Energy Code

Low Income Household Rebate
NSW Gas Rebate
Life Support Rebate
Medical Energy Rebate
Family Energy Rebate
Energy Accounts Payment Assistance (EAPA) Scheme

Effective Date: 1 July 2017
Version: .4.0

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NSW Social Programs for Energy Code

Electricity Supply Act 1995

Gas Supply Act 1996

PART A

A1. Dictionary

- A1.1 **administration fee** means:
- (a) for rebates (other than the Family Energy Rebate) \$0.80/365 multiplied by the total number of **eligible customers** as at the end of the month and multiplied by the number of days in the month; or
 - (b) for the Family Energy Rebate, \$0.80 multiplied by the total number of **eligible customers** paid by the retailer as at the end of the month.
- A1.2 **account holder** is a **residential customer**.
- A1.3 **acquittal statement** means the relevant statement for each **rebate** and **EAPA** published by the **department**.
- A1.4 **approved life support equipment** are the items listed at Appendix B3.1.
- A1.5 **Code** means this NSW Social Programs for Energy Code.
- A1.6 **department** means Department of Industry, Skills and Regional Development.
- A1.7 **EAPA** means the Energy Accounts Payment Assistance Scheme.
- A1.8 **eligible customer(s)** is as defined for each **rebate** at clauses B1.1, B2.1, B3.1, B4.1 and C1.1.
- A1.9 **Minister** means the New South Wales Minister for Energy and Utilities.
- A1.10 **residential customer** means a customer who purchases energy principally for personal, household or domestic use at premises from an authorised energy retailer.
- A1.11 **rebate(s)** refers to any or all of the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate, Medical Energy Rebate and Family Energy Rebate, as relevant.
- A1.12 **retailer(s)** means the holder of a retailer authorisation and includes Ergon Energy Queensland Pty Ltd (ACN121 177 802) for the purposes of the **Code**.
- A1.13 **retailer payment** means the sum of the **administration fee** and the total value of rebates paid each month.
- A1.14 **social program for energy** means a NSW Government program to ensure that energy services (including connection services and electricity and gas supply) are available to those who are in need, including those who suffer financial hardship and those who live in remote areas, and includes:
- (a) any program for electricity and gas bills payment assistance, and
 - (b) any program for rebates to eligible pensioners, and
 - (c) any program for rebates with respect to electricity used for life support systems.
- A1.15 **supporting documentation template** means the template provided by the **department** to **retailers** for **retailer** compliance with A5.7.

A2. Purpose

- A2.1 This **social programs for energy** code (the Code) has been adopted in accordance with clause 21 of the *Electricity Supply (General) Regulation 2014* and clause 5 of the *Gas Supply (Natural Gas Retail) Regulation 2014* for the purpose of facilitating the delivery of the following **social programs for energy**:
- A2.1.1 Low Income Household Rebate;
 - A2.1.2 NSW Gas Rebate;
 - A2.1.3 Life Support Rebate;
 - A2.1.4 Medical Energy Rebate;
 - A2.1.5 Family Energy Rebate; and
 - A2.1.6 **EAPA**.
- A2.2 The **Code** takes effect from the date of gazettal and replaces the previous version 3.0.
- A2.3 The **Code** consists of four parts:
- A2.3.1 Part A outlines the requirements applicable to the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate;
 - A2.3.2 Part B outlines additional requirements that are specific to the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate;
 - A2.3.3 Part C outlines the requirements for the Family Energy Rebate; and
 - A2.3.4 Part D outlines the requirements for the **EAPA** Scheme.
- A2.4 Parts A, B, C and D apply to all electricity **retailers**.
- A2.5 Parts A and B apply to all gas retailers in respect of the NSW Gas Rebate. Part D applies to all gas **retailers**.
- A2.6 Parts A, B, C and D apply to Ergon Energy Queensland Pty Ltd (ACN 121 177 802), as an exempt person under clause 21(2) of the *Electricity Supply (General) Regulation 2014*, in relation to **eligible customers** connected to the distribution system of Ergon Energy Corporation Limited (ACN 087 646 062).

A3. Overview of social programs for energy

- A3.1 The Low Income Household Rebate is designed to provide assistance in relation to a **residential customer's** energy expenses.
- A3.2 The NSW Gas Rebate is designed to provide assistance in relation to a **residential customer's** gas expenses.
- A3.3 The Life Support Rebate is designed to provide assistance where **approved life support equipment** that is essential to support life is used by the **residential customer** or another person who lives at the same address as the **residential customer**. This **rebate** is not means tested and depends on the type of machine in use, and in some cases, the frequency of such use.
- A3.4 The Medical Energy Rebate is designed to provide assistance where a **residential customer** or a person who lives at the same address as the **residential customer** has an inability to self-regulate body temperature and the **residential customer** holds one of the required concession cards. An

inability to self-regulate body temperature may be associated with certain medical conditions.

- A3.5 The Family Energy Rebate is designed to assist families to manage their energy costs. It is only available to **residential customers** who receive the Commonwealth Government's Family Tax Benefit A or B.
- A3.6 Each of the **rebates** set out in A3.1, A3.3 & A3.4 are applied to a **residential customer's** electricity bill.
- A3.7 The NSW Gas Rebate set out in A3.2 is applied to a **residential customer's** gas bill.
- A3.8 The **EAPA** Scheme is designed to assist **residential customers** who are experiencing difficulty in paying their gas and/or electricity bill owing to a crisis or emergency situation.

A4. Retailer obligations

- A4.1 A **retailer** must:
 - A4.1.1 as soon as practicable after an election is made by any person who is or may be a **residential customer**, for the provision of energy (i.e. electricity and gas) supply, inform that person of the availability of the **social programs for energy** and provide an application form, if requested;
 - A4.1.2 include information on the availability of **social programs for energy** in all bills issued to **residential customers**;
 - A4.1.3 include information relating to the availability of **social programs for energy** on its website;
 - A4.1.4 acknowledge that the relevant **social program for energy** is funded by the NSW Government in any promotional material that refers to the **social program for energy**; and
 - A4.1.5 inform on-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents of the availability of the **rebate(s)** if contacted by these customers and direct them to the **department's** website for information on how to apply.

Note: Not all residential community, retirement village or strata scheme residents are on-supplied electricity and/or gas. Some residential community, retirement village and strata scheme residents are supplied electricity and gas directly by a **retailer** and are considered eligible for all **rebates** subject to meeting all eligibility criteria outlined in Parts B, C and D. **Retailers** must meet the obligations outlined in the **Code** for these customers.

- A4.2 **Retailers** may promote the **social programs for energy** together with their own products as part of their overall marketing strategy but must, at all times, comply with clause A4.1.

A5. General Information – Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate only

A5.1 Application of this section

- A5.1.1 This section applies to the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate (*rebate* or *rebates*, depending on the context).
- A5.1.2 **Retailers** must have systems in place to enable them to deliver all **rebates** in line with the requirements contained in the **Code**.

A5.2 Information to customers

- A5.2.1 A **residential customer** may receive one or more **rebates** concurrently or more than one payment under the Life Support Rebate, subject to meeting the eligibility requirements for each particular **rebate**.
- A5.2.2 Where one or more **rebates** are payable, **retailers** must identify each **rebate** as a separate credit amount on the **eligible customer's** bill.
- A5.2.3 A **retailer** must use the following descriptions (as relevant) for each separate credit amount on the bill:
- A5.2.3.1 “NSW Gvt Household rebate” or “NSW Low Income Household Rebate”; and
 - A5.2.3.2 “NSW Government Gas Rebate”; and
 - A5.2.3.3 “NSW Government Life Support Rebate” or “NSW Government Rebate for the [insert specific machine type]”; and
 - A5.2.3.4 “NSW Medical Energy Rebate”; and
 - A5.2.3.5 “NSW Family Energy Rebate”.

A5.3 Verification of new customers with the Commonwealth Department of Human Services (DHS)/Department of Veterans' Affairs (DVA)

- A5.3.1 Where required under the eligibility criteria for each **rebate**, a **retailer** must verify the Pensioner Concession Card, DHS Health Care Card or DVA Gold Card status of each new customer with DHS before a **rebate** is applied to that customer's bill.
- A5.3.2 Despite clause A5.3.1, if a **retailer** verifies the eligibility of new customers with DHS in weekly or monthly batches, rather than using a single enquiry to verify a customer individually, reasonable attempts must be made by that **retailer** to ensure eligibility is verified before the **rebate** is applied to a customer's bill.

Note: To avoid errors in entering the Pensioner Concession Card, DHS Health Care Card or DVA Gold Card number in the system, **retailers** are encouraged to use the DHS algorithm which verifies whether the DHS customer reference number/DVA file number is genuine and prevents the system accepting incorrect numbers. To gain access to the DHS algorithm, **retailers** must apply directly to DHS.

A5.4 Notifying ineligible customers

- A5.4.1 A **retailer** must notify a customer who applies, but is found to be ineligible to receive the **rebate** applied for, of their ineligibility as soon as practicable.
- A5.4.2 The notification given by the **retailer** must include the reason(s) for declining the application.

A5.5 Date of commencement

- A5.5.1 Once a customer is assessed as eligible to receive a **rebate**, the **retailer** must pay the **rebate** from the date on which the application was made by the customer.
- A5.5.2 Subject to clause A5.5.1, a customer who applies to their **retailer** for the 2015/16 NSW Gas Rebate with an application date prior to 1 December 2015, shall be deemed to have made their application on 1 July 2015.
- A5.5.3 Subject to clause A5.5.1, a customer who applies to their **retailer** for the Life Support Rebate, and who claims this **rebate** for power wheelchairs, with an application date prior to 1 December 2015, shall be deemed to have made their application on 1 July 2015.
- A5.5.4 Subject to clause A5.6, **rebates** must not be back-dated prior to the date on which a customer's application is made.
- A5.5.5 Where a customer changes **retailer**, the date the customer's supply commences with the new **retailer** will be deemed to be the date the customer applied for the **rebate**. This will ensure that the **rebate** is continuously paid to the customer during the transfer from one **retailer** to another.

A5.6 Ensuring eligible customers continue to receive the Rebate

- A5.6.1 **Retailers** must ensure that **eligible customers** continue to receive the **rebate** without interruption (provided there is no change to their circumstances that would render the customer ineligible) in the following circumstances:
 - A5.6.1.1 after changing contracts;
 - A5.6.1.2 after changing **retailer**;
 - A5.6.1.3 after moving residence; or
 - A5.6.1.4 during the annual verification process.

A5.7 Retailer error and rebates to eligible customers

- A5.7.1 If an action or inaction by a **retailer** results in **rebate** payments not being commenced correctly, or such payments being interrupted incorrectly, including for any of the reasons listed in A5.6.1, the **retailer** must reimburse the customer for any amounts they would have otherwise been entitled to receive calculated from the date of the action or inaction by the **retailer**.
- A5.7.2 For clarity, a **retailer** is permitted to calculate any reimbursement in these circumstances for any period determined in accordance with clause A5.7.1 without prior agreement of the department.

A5.8 Arrangements for retailer payment

- A5.8.1 A **retailer payment** will be provided to **retailers** each month where retailers have provided an invoice and acquittal statement as required by this Code except as provided for in A5.8.7.
- A5.8.2 The **retailer payment** for **rebates** must include:
- A5.8.2.1 the total value of the **rebates** paid to **eligible customers** during the month; and
- A5.8.2.2 the **administration fee**.
- A5.8.3 The **retailer** must record the total value of the **rebates** paid by the **retailer**, the **administration fee** claimed by the **retailer** and the number of **eligible customers** based on the figures contained in the **retailer's** system records.
- A5.8.4 Each **retailer** must submit the following documents to the **department** by the 10th business day of each subsequent month:
- A5.8.4.1 a completed and certified monthly **acquittal statement** in the form published by the **department** on the **department's** website; and
- A5.8.4.2 a tax invoice for the **retailer payment**; and
- A5.8.4.3 a completed **supporting documentation template** (published by the **department**) to substantiate the **retailer's** claims in the tax invoice and **acquittal statement**. The data used to complete the **supporting documentation template** must be sourced from the system records referred to in clause A5.7.3.
- A5.8.5 The **acquittal statement** must be certified and signed by an appropriately responsible person nominated by the **retailer**. Each **retailer** must communicate the name of the nominated person/s to the **department** for verification purposes.
- A5.8.6 Any changes to the **acquittal statement** and/or **supporting documentation template** will be made by the **department** only after appropriate consultation with **retailers**.
- A5.8.7 An **retailer payment** will not be paid where any of the **rebate** payments the subject of the invoice for that **retailer payment** were made more than 18 months prior to the invoice being received by the **department**.

A5.9 Credit balance

- A5.9.1 If the total of a customer's bill is less than the **rebate** amount, the difference is to be applied as a credit to the customer's account and is to be carried forward to the next billing cycle.
- A5.9.2 Where a customer with a **rebate** credit elects to change his or her **retailer** or close their electricity and/or gas account with a **retailer**, that **retailer** must refund to the customer the credit amount at the date of transfer to the new **retailer** or the date that the customer closed the account with that **retailer**.

A5.10 Customers required to notify their retailer

A5.10.1 A **retailer** must advise **residential customers** that they are required to notify their **retailer**, as soon as possible, of any changes in their circumstances that would affect their pending application or continued eligibility for a **rebate**.

A5.11 Compliance

A5.11.1 **Retailers** must establish and maintain accounting procedures and records to enable periodic reports to be prepared to substantiate compliance with the **Code**.

A5.11.2 **Retailers** must, upon request, provide such reports to the Minister, the **department** or any auditor appointed by the **department**.

A5.11.3 **Retailers** must maintain records to substantiate compliance with the **Code** for a period of seven years.

A5.12 Calculation of the rebate

A5.12.1 The Low Income Household Rebate and the Medical Energy Rebate must be calculated on the applicable daily rate basis (e.g. \$235/365 days) which is multiplied by the number of days in each billing cycle (e.g. for quarterly bills, 92 days) and offset against the gross amount of the bill before GST is applied.

A5.12.2 The Life Support Rebate must be calculated on the applicable daily rate (24 hour or less than 24 hour) which is multiplied by the number of days in each billing cycle and offset against the gross amount of the bill before GST is applied.

A5.12.3 The Life Support Rebate, for customers claiming for power wheelchairs, for the 2015/16 financial year, must be backdated by the **retailer** for unpaid rebates owing for the period between 1 July 2015 and 30 November 2015.

A5.12.4 The NSW Gas Rebate must be calculated on the applicable daily rate basis (e.g. \$90/365 days) which is multiplied by the number of days in each billing cycle (e.g. for quarterly bills, 92 days) and offset against the gross amount of the bill before GST is applied.

A5.12.5 The NSW Gas Rebate, for the 2015/16 financial year, must be backdated by the **retailer** for unpaid rebates owing for the period between 1 July 2015 and 30 November 2015.

A5.13 Confidentiality

A5.13.1 **Retailers** are required to protect the confidentiality of **eligible customers** to ensure that their records are not used for any purpose other than the delivery of the **rebate** or as stipulated in this **Code** for audit purposes.

PART B

B1. Low Income Household Rebate

B1.1 Eligibility criteria

- B1.1.1 To be eligible for the Low Income Household Rebate a person must:
- B1.1.1.1 be resident in New South Wales; and
 - B1.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence; and
 - B1.1.1.3 hold either a:
 - Pensioner Concession Card issued by the DHS/DVA; or
 - DHS Health Care Card; or
 - DVA Gold Card marked with either: War Widow or War Widower Pension; or Totally and Permanently Incapacitated (TPI); or Disability Pension (EDA).

B1.2 Application process

- B1.2.1 A person may apply for the Low Income Household Rebate in person, in writing or by telephone.
- B1.2.2 A **retailer** must establish a standard pro-forma application that requires an applicant to provide the following information:
- B1.2.2.1 the full name of the applicant;
 - B1.2.2.2 the applicant's address;
 - B1.2.2.3 the name and number of the concession card that makes the customer eligible for the Low Income Household Rebate;
 - B1.2.2.4 the date of grant or expiry of the concession card; and
 - B1.2.2.5 the date of application for the Low Income Household Rebate.
- B1.2.3 The pro-forma application must include a statement to the following effect:
- B1.2.3.1 the eligibility details provided by the customer in their application will be used to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS/DVA;
 - B1.2.3.2 the customer has the right to revoke their consent to the eligibility check at any time in writing; and
 - B1.2.3.3 if the customer refuses to give consent, they will no longer receive the Low Income Household Rebate unless they can provide written verification of their continuing eligibility from the DHS/DVA.

- B1.2.4 When an application is made in writing or in person, the customer must sign the application form.
- B1.2.5 When an application is made by telephone, the officer receiving the application must:
 - B1.2.5.1 inform the applicant of the statements set out in clause B1.2.3;
 - B1.2.5.2 request the applicant's consent to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS /DVA; and
 - B1.2.5.3 record the applicant's consent/refusal.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B1.3 Ongoing verification to ascertain continued eligibility of customers

- B1.3.1 A **retailer** must verify the details of all **rebate** recipients who hold a DHS Health Care Card for continued eligibility with the DHS at least once every three months.
- B1.3.2 A **retailer** must verify the details of all other **rebate** recipients for continued eligibility with the DHS or DVA at least once a year.
- B1.3.3 If a customer fails a verification check, the **retailer** must inform the customer as soon as practicable.
- B1.3.4 The results of the above verification checks must, upon request, be provided to the **Minister**, the **department** or any auditor appointed by the **department**. The results must include the following information:
 - B1.3.4.1 the number of eligible Pensioner Concession Card, Health Care Card and Gold Card holders in each category;
 - B1.3.4.2 the total number of initial mismatches; and
 - B1.3.4.3 the total number of customers determined as ineligible from the verification process.
- B1.3.5 All **retailers** must have a contractual arrangement with the DHS before verifying customers' details with the DHS.

B1.4 Rebate indexation

- B1.4.1 For **eligible customers**, the rebate will be:
 - B1.4.1.1 \$235 per annum between 1 July 2015 and 30 June 2016; and
 - B1.4.1.2 \$235 per annum thereafter unless advised otherwise in writing by the **department**.

B2. NSW Gas Rebate

B2.1 Eligibility criteria

- B2.1.1 To be eligible for the NSW Gas Rebate a person must:
- B2.1.1.1 be resident in New South Wales; and
 - B2.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the gas account for supply of natural gas to his or her principal place of residence; and
 - B2.1.1.3 hold either a:
 - Pensioner Concession Card issued by the DHS/DVA; or
 - DHS Health Care Card; or
 - DVA Gold Card marked with either: War Widow or War Widower Pension; or Totally and Permanently Incapacitated (TPI); or Disability Pension (EDA).

B2.2 Application process

- B2.2.1 A person may apply for the NSW Gas Rebate in person, in writing or by telephone.
- B2.2.2 A **retailer** must establish a standard pro-forma application that requires an applicant to provide the following information:
- B2.2.2.1 the full name of the applicant;
 - B2.2.2.2 the applicant's address;
 - B2.2.2.3 the name and number of the concession card that makes the customer eligible for the NSW Gas Rebate;
 - B2.2.2.4 the date of grant or expiry of the concession card; and
 - B2.2.2.5 the date of application for the NSW Gas Rebate.
- B2.2.3 The pro-forma application must include a statement to the following effect:
- B2.2.3.1 the eligibility details provided by the customer in their application will be used to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS/DVA;
 - B2.2.3.2 the customer has the right to revoke their consent to the eligibility check at any time in writing; and
 - B2.2.3.3 if the customer refuses to give consent, they will no longer receive the NSW Gas Rebate unless they can provide written verification of their continuing eligibility from the DHS/DVA.
- B2.2.4 When an application is made in writing or in person, the customer must sign the application form.

B2.2.5 When an application is made by telephone, the officer receiving the application must:

B2.2.5.1 inform the applicant of the statements set out in clause B2.2.3;

B2.2.5.2 request the applicant's consent to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS /DVA; and

B2.2.5.3 record the applicant's consent/refusal.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B2.3 Ongoing verification to ascertain continued eligibility of customers

B2.3.1 A **retailer** must verify the details of all **rebate** recipients who hold a DHS Health Care Card for continued eligibility with the DHS at least once every three months.

B2.3.2 A **retailer** must verify the details of all other **rebate** recipients for continued eligibility with the DHS or DVA at least once a year.

B2.3.3 If a customer fails a verification check, the **retailer** must inform the customer as soon as practicable.

B2.3.4 The results of the above verification checks must, upon request, be provided to the **Minister**, the **department** or any auditor appointed by the **department**. The results must include the following information:

B2.3.4.1 the number of eligible Pensioner Concession Card, Health Care Card and Gold Card holders in each category;

B2.3.4.2 the total number of initial mismatches; and

B2.3.4.3 the total number of customers determined as ineligible from the verification process.

B2.3.5 All **retailers** must have a contractual arrangement with the DHS before verifying customers' details with the DHS.

B2.4 Rebate indexation

B2.4.1 For **eligible customers**, the **rebate** will be:

B2.4.1.1 \$90 per annum between 1 July 2015 and 30 June 2016; and

B2.4.1.2 \$90 per annum thereafter unless advised otherwise in writing by the **department**.

B3. Life Support Rebate

B3.1 Eligibility criteria

- B3.1.1 To be eligible for the Life Support Rebate a person must:
- B3.1.1.1 be resident in New South Wales; and
 - B3.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence where approved equipment (see approved list in Appendix B3.1) is used by the customer or another person who lives at the same address; and
 - B3.1.1.3 submit a valid application form as provided by the **department** (which will be made available to customers on the **department's** website), duly signed by a registered medical practitioner (who is not the applicant) to verify that the use of the approved life support equipment is required at his or her principal place of residence.

B3.2 Application process

- B3.2.1 Applications must be made in writing using the application form provided by the **department**. The application form will also be made available for download on the **department's** website. Relevant parts of the application form must be completed and signed by both the applicant and a medical practitioner.
- B3.2.2 Applicants must send their signed application form to their **retailer**.
- B3.2.3 Before applying the **rebate** to a customer's account, **retailers** must verify that the application form is properly completed and signed by both the applicant and a registered medical practitioner (who is not the applicant). Certificates from equipment manufacturers or from sleep clinics (without the signature of a registered medical practitioner) are not acceptable.
- B3.2.4 In the event that an applicant lives in remote or regional NSW and is being treated by the Royal Flying Doctor Service (RFDS), the application form may be signed by any medical practitioner under the RFDS.
- B3.2.5 The customer must re-apply for the **rebate** every two years.
- B3.2.6 At the time of application, in order to confirm the applicant's continued eligibility for the **rebate**, the retailer must bring to the attention of the applicant that an updated application form will be required every two years from the date of the initial approval for the **rebate**.
- B3.2.7 Customers who are currently receiving the **rebate** are not required to submit a fresh application form until they are due for their two yearly verification.

- B3.2.8 In order to ensure continuity of the **rebate** where a customer changes his or her **retailer**, the date the customer's supply commences with the new **retailer** will be deemed to be the date the customer applied for the **rebate**. However, the customer must complete and submit an application to the new **retailer** before the **rebate** can be applied by the new **retailer**. Note that this may cause some inconvenience to the customer but the **retailer** requires the relevant information in order to ensure ongoing priority of supply for the customer.
- B3.2.9 **Retailers** must conduct a verification audit of the **rebate** every two years to confirm it is only being provided to **eligible customers** and provide the results of the audit to the **department**, or its auditor, on request.
- B3.2.10 The amount of the **rebate** for each item of **approved life support equipment** is set out at Appendix B3.1.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B3.3 Rebate indexation

- B3.3.1 For **eligible customers**, the **rebate** will be:
- B3.3.1.1 Between 1 July 2015 and 30 June 2016, the daily rate applicable to each piece of approved equipment as listed in Appendix B3.1: and
- B3.3.1.2 Thereafter, the daily rate daily rate applicable to each piece of approved equipment as listed in Appendix B3.1 unless advised otherwise by the **department**.

Appendix B3.1 – Approved Equipment List

List of Approved Life Support Equipment		
Equipment	Examples of brand names*	Daily rate
Positive Airways Pressure (PAP) Device	Continuous Positive Airways Pressure (CPAP), Bilevel or Variable Positive Airways Pressure (BiPAP or V-PAP) etc	\$0.30 for less than 24 hour usage \$0.59 for 24 hour usage
Enteral feeding pump	Kangaroo pump Companion-Abbott Flexiflow patrol pump	\$0.37
Phototherapy equipment	Blue light therapy	\$3.07
Home dialysis	Haemodialysis or Peritoneal automated cyclers machines – Brand names include: Fresenius, Gambro, Baxter	\$1.28
Ventilators	LTV series, Breas, PLV-100 etc, Iron Lung	\$3.07
Oxygen concentrators	Devilbiss etc	\$1.54 for less than 24 hour usage \$2.59 for 24 hour usage
Total Parenteral Nutrition (TPN) pump	Volumatic pump Flowguard pump	\$0.70
External heart pump	Left Ventricular Assist Device	\$0.09
Power wheelchairs for quadriplegics	Electric wheelchairs – Brand names include: Quickie, Zippie, etc,	\$0.25

NOTE: List of brand names against each piece of equipment has been included for information only, and is not exhaustive.

B4. Medical Energy Rebate

B4.1 Eligibility criteria

- B4.1.1 To be eligible for the Medical Energy Rebate a person must:
- B4.1.1.1 be resident in New South Wales; and
 - B4.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence; and
 - B4.1.1.3 submit a valid application form as provided by the **department** (which will be made available to customers on the **department's** website), duly signed by a registered medical practitioner (who is not the applicant) to verify that either the customer named on the bill or anyone residing at the residence has an inability to self-regulate body temperature as defined at B3.1.2 below; and
 - B4.1.1.4 hold either a:
 - Pensioner Concession Card issued by the DHS/DVA; or
 - DHS Health Care Card; or
 - DVA Gold Card.
- B4.1.2 For the purpose of this **rebate**, an **eligible customer** has an inability to self-regulate body temperature where the **eligible customer** (or someone living at the supply address of the **eligible customer**) has been assessed by a registered treating medical practitioner (who is not the applicant) who has been treating them for at least three months as meeting one of the following four primary qualifying conditions and one of the three secondary qualifying conditions:
- B4.1.2.1 Primary qualifying conditions:
- autonomic system dysfunction (Medical conditions in which the autonomic system has been damaged e.g. severe spinal cord injury, stroke, brain injury and neurodegenerative disorders);
 - loss of skin integrity or loss of sweating capacity (for example, significant burns greater than 20%, severe inflammatory skin conditions and some rare forms of disordered sweating);
 - objective reduction of physiological functioning at extremes of environmental temperatures (for example, advanced multiple sclerosis); and
 - hypersensitivity to extremes of environmental temperature leading to increased pain or other discomfort or an increased risk of complications (for example, complex regional pain syndrome and advanced peripheral vascular disease).

B4.1.2.2 Secondary qualifying conditions:

- severe immobility (for example, such as occurs with Quadriplegia or high level Paraplegia, particularly above mid thoracic level (T7) resulting in problems with self regulation of body temperature due to loss of sympathetic nervous system control);
- demonstrated significant loss of autonomic regulation of sweating, heart rate or blood pressure; and
- demonstrated loss of physiological function or significant aggravation of clinical condition at extremes of environmental temperature.

B4.2 Application process

- B4.2.1 An applicant must apply in writing using the application form provided by the **department**. The application form will also be made available for download on the **department's** website. Relevant parts of the application form must be completed and signed by both the applicant and a medical practitioner (who is not the applicant) who has been treating the patient for at least three months.
- B4.2.2 An applicant must send the signed application form to their **retailer**.
- B4.2.3 Before applying the **rebate** to the customer's account, a **retailer** must verify that the application form is properly completed and signed by both the customer and a registered medical practitioner (who is not the applicant).
- B4.2.4 In the event that a customer lives in remote or regional NSW and is being treated by the Royal Flying Doctor Service (RFDS), the application form may be signed by any medical practitioner under the RFDS if the customer has been treated by the RFDS for at least three months.
- B4.2.5 The **retailer** must verify each new customer's Pensioner Concession Card, DHS Health Care Card or DVA Gold Card status with the DHS before the **rebate** may be applied to a customer's bill.
- B4.2.6 If the customer named on the bill is claiming the **rebate** for another person who is living at the same address as the customer named on the bill, the **retailer** must check that the application form states that the address of the patient is the same as that of the customer.
- B4.2.7 In order to ensure continuity of the **rebate** where a customer changes his or her **retailer**, the date the customer's supply commences with the new **retailer** will be deemed to be the date the customer applied for the **rebate**. However, the customer must complete and submit an application to the new **retailer** before the **rebate** can be applied by the new **retailer**. Note that this may cause some inconvenience to the customer but the **retailer** requires the relevant information in order to ensure ongoing eligibility for the **rebate**.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B4.3 Ongoing verification to ascertain continued eligibility of customers

- B4.3.1 A **retailer** must verify the details of all **rebate** recipients who hold a DHS Health Care Card for continued eligibility with the DHS at least once every three months.
- B4.3.2 A **retailer** must verify the details of all other **rebate** recipients for continued eligibility with the DHS or DVA at least once a year.
- B4.3.3 The results of the above verification checks must, upon request, be provided to the **Minister**, the **department** or any auditor appointed by the **department**. The results must include the following information:
 - B4.3.3.1 the number of eligible Pensioner Concession Card holders, the DHS Health Care Card and Gold Card holders in each category;
 - B4.3.3.2 the total number of initial mismatches; and
 - B4.3.3.3 the total number of customers determined as ineligible from the verification process.
- B4.3.4 All **retailers** must have a contractual arrangement with the DHS before verifying customers' details with the DHS.

B4.4 Rebate indexation

- B4.4.1 For **eligible customers**, the **rebate** will be:
 - B4.4.1.1 \$235 per annum between 1 July 2015 and 30 June 2016; and
 - B4.4.1.2 \$235 per annum thereafter unless advised otherwise in writing by the **department**.

PART C

C1. Family Energy Rebate (FER)

C1.1 Eligibility criteria

C1.1.1 To be eligible for the Family Energy Rebate in a given financial year a person must:

C1.1.1.1 be resident in New South Wales; and

C1.1.1.2 be an **account holder** of a **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence; and

C1.1.1.3 have been assessed by the Federal DHS as being eligible for the Family Tax Benefit (FTB) A or B during the financial year immediately preceding the financial year in which an application for the FER is made and have received a payment of FTB in respect of that eligibility.

C1.2 Application process

C1.2.1 An applicant must apply in writing to the **department** for the **rebate** using either the digital application form available from the **department's** website or a paper application form also available from the **department's** website. These same application forms should also be provided by electricity **retailers**.

C1.2.2 **Retailers** must, on request by a customer, provide access to the **department's** application forms for the customer to complete and submit to the **department**.

C1.3 Ongoing eligibility

C1.3.1 An **eligible customer**, who completes a valid application form and receives confirmation of eligibility from the **department**, will be paid the **rebate** once per financial year.

C1.3.2 Customers must reapply for the **rebate** each year.

C1.4 Application of the rebate

C1.4.1 **Retailers** must credit the **rebate** to customers' electricity accounts in accordance with a confidential data set provided by the **department** frequently throughout each calendar month through a dedicated, secure website. The data set will contain the following information:

- FER Application ID (labelled "FER Reference Number");
- First Name (labelled "Family Tax Benefit Recipient First Name");
- Last Name (labelled "Family Tax Benefit Recipient Last Name");
- Electricity Account Number (labelled "Electricity Account Number");
- Meter Identifier (labelled "NMI (National Meter Identifier);
- **Rebate** Amount (labelled "**Rebate** Amount (\$)"); and

- **Rebate** Applied Flag (labelled “**Rebate** Credit Applied to Electricity Account”). No data is supplied in this column by the **department**.

C1.4.2 **Retailers** must download secure departmental data sets at least weekly, and import updated data sets in the same week, thereby advising the **department** which customers have had a **rebate** credited against their accounts, and which have not.

C1.4.3 **Retailers** must verify the relevant data set against the information for each customer in the **retailer’s** billing system and pay the relevant amount to each customer if the following conditions are met:

C1.4.3.1 Family Tax Benefit Recipient Last Name, Electricity Account Number and the NMI matches a valid customer account.

C1.4.4 **Retailers** must display the **rebate** on **eligible customers’** next available electricity bill after the date the **retailer** credits the **rebate** against accounts, after receiving the confidential data set from the **department**, and to offset it against the gross amount of the bill before GST is applied.

C1.4.5 **Retailers** must supply a confidential data set to the **department** using the dedicated, secure website containing the following information:

- FER Application ID (labelled “FER Reference Number”);
- First Name (labelled “Family Tax Benefit Recipient First Name”);
- Last Name (labelled “Family Tax Benefit Recipient Last Name”);
- Electricity Account Number (labelled “Electricity Account Number”);
- Meter Identifier (labelled “NMI (National Meter Identifier);
- Rebate Amount (labelled “Rebate Amount (\$)”); and
- Rebate Applied Flag (labelled “Rebate Credit Applied to Electricity Account”). **Retailer to supply only ONE of the following data options: Y or N or leave the cell blank.**

C1.5 Retailer obligations

C1.5.1 The obligations outlined in A4 of Part A above, also apply to the FER.

C1.6 Information to customers

C1.6.1 A **residential customer** may receive one or more **rebates** concurrently, subject to meeting the eligibility requirements for each particular **rebate**.

C1.6.2 A **retailer** must identify each **rebate** as a separate credit amount on the **eligible customer’s** bill.

C1.6.3 A **retailer** must use the following description – “NSW Family Energy Rebate” – when crediting the **rebate** to the bill.

C1.7 Arrangements for retailer payment

C1.7.1 A **retailer payment** will be provided to each applicable **retailer** each month.

- C1.7.2 The **retailer payment** for **rebates** must include:
- C1.7.2.1 the total value of **rebates** paid to **eligible customers** calculated on the basis of the data set provided by the **department** to the **retailer**; and
 - C1.7.2.2 the **administration fee**.
- C1.7.3 Each **retailer** must submit the following documents to the **department** by the 10th business day of each subsequent month:
- C1.7.3.1 a completed and certified **monthly acquittal statement** in the form published by the **department** on the **department's** website; and
 - C1.7.3.2 a tax invoice for the **retailer payment**. This invoice must be submitted to the **department** for each calendar month and is for **rebates** that have been credited to customers' accounts during that month (regardless of whether an actual bill has been issued in that month) in line with the dataset provided by the **department** to the **retailer**.
- C1.7.4 The **retailer** must record the total value of the **rebates** paid by the **retailer**, the **administration fee** claimed by the **retailer** and the number of **eligible customers** based on the figures contained in the **retailer's** system records.
- C1.7.5 The **acquittal statement** must be certified and signed by an appropriately responsible person nominated by the **retailer**. Each **retailer** must communicate the name of the nominated person/s to the **department** for verification purposes.
- C1.7.6 Any changes to the **acquittal statement** will be made by the **department** only after appropriate consultation with **retailers**.

C1.8 Credit balance

- C1.8.1 If the total of a customer's bill is less than the **rebate** amount, the difference is to be applied as a credit to the customer's account and is to be carried forward to the next billing cycle.
- C1.8.2 Where a customer with a **rebate** credit elects to change his or her **retailer** or close their electricity account with a **retailer**, that **retailer** must refund to the customer the credit amount at the date of transfer to the new **retailer** or the date that the customer closed the account with that **retailer**.

C1.9 Compliance

- C1.9.1 **Retailers** must establish and maintain accounting procedures and records to enable periodic reports to be prepared to substantiate compliance with the **Code**.
- C1.9.2 **Retailers** must, upon request, provide such reports to the Minister, the **department** or any auditor appointed by the **department**.
- C1.9.3 **Retailers** must maintain records to substantiate compliance with the **Code** for a period of seven years.

C1.10 On-supplied residents of retirement villages, residential communities and strata schemes

- C1.10.1 Long term residents of on-supplied residential communities, or residents of an on-supplied retirement village, or residents of an on-supplied strata scheme; must apply directly to the **department** by submitting a completed application form available on the **department's** website. **Eligible customers** will be paid the relevant **rebate** amount by the **department**.
- C1.10.2 For eligible residents of on-supplied residential communities, retirement villages and strata schemes, the Family Energy Rebate will be deposited via EFT into the customer's nominated bank account by the **department**.

C1.11 Confidentiality

- C1.11.1 **Retailers** are required to protect the confidentiality of **eligible customers** to ensure that their records are not used for any purpose other than the delivery of the **rebate** or as stipulated in this **Code** for audit purposes.

C1.12 Rebate indexation

- C1.12.1 For **eligible customers**, the **rebate** will be:
- C1.12.1.1 \$150 per annum between 1 July 2015 and 30 June 2016, or \$15 per annum between 1 July 2015 and 30 June 2016 where the customer is also deemed to be eligible for the Low Income Household Rebate; and
- C1.12.1.2 thereafter the annual rate shall be \$150 per annum, or where the customer is also deemed to be eligible for the Low Income Household Rebate, the rate shall be the difference between the Government's \$250 rebate cap and the applicable annual rate for the Low Income Household Rebate, unless advised otherwise in writing by the **department**.

PART D

D1. Energy Accounts Payment Assistance (EAPA)

D1.1 Overview

- D1.1.1 **EAPA** is a NSW Government scheme designed to help residential energy customers who are financially disadvantaged and experience difficulty paying their residential gas and/or electricity bill owing to a crisis or emergency situation. The **EAPA** Scheme is administered by the **department** and is aimed at helping these people stay connected to essential energy services.
- D1.1.2 The **EAPA** Scheme is a crisis program and is not intended to offer ongoing income support, nor is **EAPA** intended to relieve **retailers** of their obligations to manage their customers' debts in a fair and equitable manner.
- D1.1.3 **Retailers** must consider whether it is appropriate to offer additional assistance to a customer who has been assessed by an EAPA Provider as eligible for **EAPA**. Any additional assistance should include one or more components of each **retailer's** hardship program.
- D1.1.4 A **residential customer** may receive **EAPA**, concurrently with any **rebates**, subject to meeting the eligibility requirements for each particular **social program for energy**.

D1.2 Delivery of EAPA by EAPA Providers

- D1.2.1 **EAPA** vouchers are generally issued by EAPA Providers using the department's on-line application tool in the form of \$50 vouchers. These vouchers will be sent electronically to the customer's **retailer** by the department's electronic system as a contribution towards the customer's energy bills.
- D1.2.2 Rules and procedures for the administration of **EAPA** by EAPA Providers are outlined in the **EAPA** Delivery Guidelines (the Guidelines) issued by the **department**.
- D1.2.3 **Retailers** must not inform customers that they will receive a certain amount of **EAPA**. The amount of **EAPA** provided to a customer is determined by the EAPA Provider.
- D1.2.4 **Retailers** must also make all attempts to assist EAPA Providers in complying with the Guidelines (for example, by providing direct, dedicated, free call numbers to **retailer** hardship units and working cooperatively to resolve issues concerning customers).

D1.3 Acceptance of EAPA by retailers

- D1.3.1 **Retailers** must have systems in place to enable them to deliver **EAPA** in accordance with the **Code**.
- D1.3.2 **Retailers** must process within two business days all **EAPA** assistance for individual customers of each **retailer** transmitted by the **department** and:
- D1.3.2.1 credit the amount reported by the **department** to the account of each customer as directed by the **department**; or
- D1.3.2.2 advise the department of any invalid EAPA.

- D1.3.3 **Retailers** will report to the **department** within two business days the outcome of processing of EAPA transmitted by the **department** using the electronic systems provided by the **department**. This includes vouchers that are approved or rejected under D1.3.4.
- D1.3.4 Where a **retailer** identifies that the total amount of vouchers transmitted for a customer's account will place that account into credit, the **retailer** must reject as many vouchers as required to ensure the account is not placed into credit and inform the **department** within two business days using the electronic reporting system.
- D1.3.5 **Retailers** must accept all valid **EAPA** vouchers offered in payment of an account (except in any of the circumstances specified in clause D1.4).

D1.4 Circumstances where EAPA is not to be used

- D1.4.1 **EAPA** vouchers must not be applied to a customer's electricity or natural gas account:
- where vouchers would place a customer's account into credit as per D1.3.4; or
 - for payment of non-consumption related charges (for example, late fees, disconnection and reconnection fees).

D1.5 Retailers assisting EAPA Providers

- D1.5.1 Each **retailer** must have in place a direct dedicated, telephone enquiry number for EAPA Providers to contact that **retailer** to confirm the details of a customer seeking **EAPA** assistance. Calls to this line must be answered or call backs made as soon as reasonably practicable, as an inability to contact a **retailer** may cause difficulties for the EAPA Provider in assessing the customer for **EAPA**.
- D1.5.2 These contact details must be provided to the **department** by each **retailer** and any changes must be notified to the **department** immediately.
- D1.5.3 Current contact listings for EAPA Providers that are able to assess customers for **EAPA** assistance are on the **department's** website at www.resourcesandenergy.nsw.gov.au.
- D1.5.4 **Retailers** are required to provide to their customers information on Government funded **rebates** and programs, including **EAPA**. This means a **retailer** can refer a customer to one or more EAPA Providers only if the assistance provided to a customer by the **retailer** is not sufficient to help a customer resolve their difficulty paying an energy bill or where additional assistance may be appropriate. EAPA Providers will assess customers under the Guidelines and it is at the discretion of the EAPA Providers whether or not **EAPA** will be granted to a customer.
- D1.5.5 **Retailers** can also assist their customers to be assessed for **EAPA** by implementing an appropriate payment plan or making other appropriate referrals, for instance, to a financial counsellor.

- D1.5.6 Where a **retailer** refers a customer to an EAPA Provider, the **retailer** must also inform the customer of the requirement to take their original bill when they attend an **EAPA** assessment interview.
- D1.5.7 The “original bill” refers to the first issued bill for the current payment period, for which the customer is seeking **EAPA** assistance. A copy of an original bill supplied by a **retailer** may be considered an original bill.
- D1.5.8 **Retailers** may be required to assist an EAPA Provider to establish the details of a customer seeking **EAPA** assistance (for example, where a customer does not have an original bill). If a customer does not have their original bill or receives their bill via email, the EAPA Provider will be required to contact the **retailer** to confirm the customer’s account details.
- D1.5.9 It is generally not appropriate to refer customers with large debts that have been allowed to accumulate over a long period of time to an EAPA Provider without adequate consideration of other options and attempts to assist the customer in accordance with laws and internal policy and without discussing the matter with the EAPA Provider. In many cases, an EAPA Provider will not be equipped to handle such cases and other types of referrals may be more appropriate (for example, to a financial counsellor).

D1.6 Prohibition on disconnection during EAPA assessment

- D1.6.1 If a customer is awaiting assessment for **EAPA** assistance, the **retailer** is required to defer electricity or natural gas disconnection until an EAPA Provider has assessed the customer.

D1.7 Residential electricity and gas consumption only

- D1.7.1 EAPA vouchers may only be used as payment towards electricity and natural gas consumption (cost of energy and standing charges or service to property charges) supplied under a residential tariff (or rural tariff for home electricity and/or natural gas), and only on behalf of the person/s named on the account.
- D1.7.2 If vouchers are presented for payment of non-consumption charges (e.g. late fees or disconnection charges), the retailer must advise the customer that the vouchers have not been applied to their account. The retailer must reject any such vouchers and report this to the department within two business days using the electronic reporting system.
- D1.7.3 EAPA can only be used for customers residing in NSW, regardless of their retailer.

D1.8 EAPA vouchers issued by two or more EAPA Providers

- D1.8.1 A customer may be eligible to be issued vouchers by more than one EAPA Provider for each bill and the circumstances of such grants of vouchers will be managed by the **department** using the EAPA Delivery Guidelines.
- D1.8.2 Without breaching the other provisions of the **Code**, a **retailer** will process all EAPA transmitted by the **department** for an individual customer into the electricity or gas account of that customer.

D1.9 Fraud or misrepresentation

- D1.9.1 If a **retailer** suspects or has evidence that either EAPA Provider or customer fraud or misrepresentation has occurred, the **retailer** must contact the **department** immediately and then confirm the suspicion in writing, either by letter or email.
- D1.9.2 Voucher storage **Retailers** must retain **EAPA** vouchers presented by customers and which were valid prior to 1 July 2017 for a minimum of seven years from the date of redemption and make these available for audits by the **department**, or an agent of the **department**, upon request.

D1.10 Recording EAPA usage

- D1.10.1 For an account where **EAPA** has been received, the **retailer** must reference a customer's use of **EAPA** on their previous bill, and the amount they were presented for payment. This assists EAPA Providers in assessing if **EAPA** is being used for on-going income support.
- D1.10.2 A best practice example of how **EAPA** voucher usage would be recorded on a customer's bill is at D1.15.3 where it would indicate that \$200 worth of **EAPA** vouchers were applied to the customer's account on 12 July 2013. A **retailer** may provide this information using an alternate method.
- D1.10.3 Payment History: "**EAPA** VOUCHER 12/07/2013 \$200".

D1.11 Acquittal statement

- D1.11.1 Reimbursement is made by the **department** for valid **EAPA** vouchers applied by the **retailer** to customer accounts, during the previous month.
- D1.11.2 **Retailers** must provide the **department** with a tax invoice and an **acquittal statement** corresponding to each monthly report. The **acquittal statement** is to state the amount for which the **retailer** is seeking reimbursement. Monthly reimbursement for administration costs must also be claimed at this time.
- D1.11.3 Administration costs are to be calculated based on \$0.80 per bill (per customer account) regardless of how many vouchers are presented in a transaction.
- D1.11.4 The **acquittal statement** must be certified and signed by an appropriately responsible person nominated by the **retailer**. Each **retailer** must communicate the name of the nominated person/s to the **department** for verification purposes.

D1.12 Compliance

- D1.12.1 **Retailers** must establish and maintain accounting procedures and records to enable periodic reports to be prepared to substantiate compliance with the **Code**.
- D1.12.2 **Retailers** must, upon request, provide such reports to the Minister, the **department** or any auditor appointed by the **department**.
- D1.12.3 Retailers must maintain records to substantiate compliance with the Code for a period of seven years.

Primary Industries Notices

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2012

Section 177(1) - Notice of Aquaculture Lease Cancellation

OL73/322 within the estuary of the Macleay River, having an area of 2.4024 hectares, formerly leased by John Thomas Elford.

OL73/096 within the estuary of the Macleay River, having an area of 2.624 hectares, formerly leased by John Thomas Elford and Robyn Kaye MacMillan.

OL74/280 within the estuary of the Macleay River, having an area of 0.5356 hectares, formerly leased by John Thomas Elford and Robyn Kaye MacMillan.

DAVID MCPHERSON
Group Director Commercial Fisheries & Aquaculture
Fisheries Division
NSW Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2012

Clause 31 (3) - Notice of Granting of Class 1 Aquaculture Lease

The Minister has granted the following Class 1 Aquaculture Lease:

OL68/048 within the estuary of Wallis Lake, having an area of 0.8532 hectares to Glen Robert McLean and Karen Lee Ehlefeldt of NABIAC, NSW, for a term of 15 years expiring on 18 April 2032.

OL81/033 within the estuary of Wallis Lake, having an area of 0.2144 hectares to Glen Robert McLean and Karen Lee Ehlefeldt of NABIAC, NSW, for a term of 15 years expiring on 18 April 2032.

OL84/232 within the estuary of Wallis Lake, having an area of 0.7075 hectares to Glen Robert McLean and Karen Lee Ehlefeldt of NABIAC, NSW, for a term of 15 years expiring on 18 April 2032.

OL81/144 within the estuary of Wallis Lake, having an area of 0.2264 hectares to Wayne Robert Moxham of Wallarah, NSW, for a term of 15 years expiring on 26 April 2032.

DAVID MCPHERSON
Group Director Commercial Fisheries & Aquaculture
Fisheries Division
NSW Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2012

Clause 33 (4) - Notice of Aquaculture Lease Renewal

The Minister has renewed the following class 1 Aquaculture Leases:

OL87/006 within the estuary of Port Stephens, having an area of 0.3252 hectares to Alex Anthony Watt of Karuah, NSW, for a term of 15 years expiring on 23 April 2032.

OL71/373 within the estuary of the Moruya River, having an area of 1.7974 hectares to Nicholas Thorne and Anita Saack of Moruya Heads, NSW, for a term of 15 years expiring on 13 May 2032.

OL72/037 within the estuary of Wallis Lake, having an area of 3.3122 hectares to Tadeven Pty Ltd of Tuncurry, NSW, for a term of 15 years expiring on 10 June 2032.

OL80/212 within the estuary of the Manning River, having an area of 2.2439 hectares to Jason Bloomfield of Mitchells Island, NSW, for a term of 15 years expiring on 27 April 2032.

OL71/303 within the estuary of the Crookhaven River, having an area of 0.9665 hectares to James Wild of Greenwell Point, NSW, for a term of 15 years expiring on 25 February 2032.

OL84/068 within the estuary of the Crookhaven River, having an area of 0.7163 hectares to Milad Investments No.1 Pty Ltd of Parramatta, NSW, for a term of 15 years expiring on 04 November 2031.

OL86/257 within the estuary of the Hastings River, having an total area of 0.7841 hectares to Aubrey Charles Dick of Port Macquarie, NSW, for a term of 15 years expiring on 12 February 2032.

OL87/017 within the estuary of the Clyde River, having an area of 0.1145 hectares to Constantinos Yiannaros of Batemans Bay, NSW, for a term of 15 years expiring on 02 March 2032.

OL86/196 within the estuary of the Hawkesbury River, having an area of 0.9189 hectares to Peter Jon O'Sullivan of Mooney Mooney, NSW, for a term of 15 years expiring on 30 June 2032.

OL71/295 within the estuary of Wallis Lake, having an area of 0.1338 hectares to Jarpay Pty Ltd of Tuncurry, NSW, for a term of 15 years expiring on 07 February 2032.

OL72/117, within the estuary of the Clyde River, having an area of 0.7036 hectares to Pelican Beach Oysterage Pty Limited, of Batemans Bay, NSW, for a term of 15 years expiring on 21 April 2032.

OL72/118 within the estuary of the Clyde River, having an area of 0.7823 hectares to Pelican Beach Oysterage Pty Limited, of Batemans Bay, NSW, for a term of 15 years expiring on 21 April 2032.

AL14/022 within the estuary of the Clyde River, having an area each of 0.5642 hectares to Pelican Beach Oysterage Pty Limited, of Batemans Bay, NSW, each for a term of 15 years expiring on 21 April 2032.

AL02/003 within the estuary of Wonboyn Lake, having an area of 0.7405 hectares to Kelvin Keith Henry and Caroline Anne Mary Henry of Eden, NSW, for a term of 15 years expiring on 02 May 2032.

OL96/030 within the estuary of Wallis Lake, having an area of 5.8147 hectares to M S Verdich & Sons Pty Ltd of Forster, NSW, for a term of 15 years expiring on 26 February 2032.

AL01/003 within the estuary of the Pambula River, having an area of 0.5395 hectares to David Millard and Pauline Millard of Pambula, NSW, for a term of 15 years expiring on 16 April 2032.

OL72/121 within the estuary of the Clyde River, having an area of 0.7009 hectares to Terry Edward Lucas and Joanne Margaret Lucas of Lilli Pilli, NSW, for a term of 15 years expiring on 21 April 2032.

OL57/133 within the estuary of Nelson Lagoon, having an area of 0.5206 hectares to Gary Bruce Rodely of Tathra, NSW, for a term of 15 years expiring on 01 June 2032.

OL87/076 within the estuary of the Bega River, having an area of 0.4969 hectares to Rodney Rutter and Robert Sherlock of Tathra, NSW, for a term of 15 years expiring on 12 March 2032.

OL87/027 within the estuary of the Clyde River, having an area of 0.4630 hectares to Paul Bronte Gatenby and Sharon Joan Gatenby of Nelligen, NSW, for a term of 15 years expiring on 26 March 2032.

OL86/202 within the estuary of Port Stephens, having an area of 0.4711 hectares to Gary Wayne O'Bryan and Karen Ann O'Bryan of Karuah, NSW, for a term of 15 years expiring on 31 December 2031

DAVID MCPHERSON
Group Director Commercial Fisheries & Aquaculture
Fisheries Division
NSW Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2012

Clause 43 (9) - Notice of Aquaculture Lease Subdivision

The Minister has subdivided the following Aquaculture Leases:

OL59/142 within the estuary of Port Stephens has been subdivided into two leases referred to as AL17/005 having an area of 0.4204 hectares and AL17/006 having an area of 1.1556 hectares to Johannes Cornelis de Koeper and Pauline Lorraine de Koeper of Salt Ash, NSW expiring on 30 April 2019.

OL87/143 within the estuary of Merimbula Lake has been subdivided into four leases referred to as AL17/001 having an area of 4.0340 hectares, AL17/002 having an area of 1.0660 hectares, AL17/003 having an area of 0.8140 hectares and AL17/004 having an area of 0.2095 hectares to Pitt Warn Pty Ltd of Pambula, NSW expiring on 25 February 2033.

DAVID MCPHERSON
Group Director Commercial Fisheries & Aquaculture
Fisheries Division
NSW Department of Primary Industries

SUBORDINATE LEGISLATION ACT 1989

Department of Primary Industries

Marine Estate Management Regulation 2017

NOTICE is given in accordance with the *Subordinate Legislation Act 1989* (the Act) of the release of the draft *Marine Estate Management Regulation 2017* and Regulatory Impact Statement for public comment.

The object of this Regulation is to remake with minor amendments, the provisions of the *Marine Estate Management Regulation 2009*, which is repealed on 1 September 2017 by the Act.

The proposed *Marine Estate Management Regulation 2017*, the Regulatory Impact Statement, a submission form and frequently asked questions are available from the marine estate website at www.marine.nsw.gov.au or from a local DPI Fisheries or Marine Parks Office.

Submissions on the proposed Regulation are invited and will be accepted up to 11:59 pm on 9 July 2017. Submissions should be submitted via the website or post to:

Marine Estate Management Regulation Submission
NSW DPI Fisheries
Locked Bag 1
Nelson Bay 2315 NSW

Crown Land Notices

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

ARMIDALE OFFICE

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 dam	Reserve No. 807 Public Purpose: trigonometrical purposes Notified: 4 August 1879 File Reference: 16/09328

GOULBURN OFFICE

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. 87445 Public Purpose: public recreation Notified: 10 October 1969 File Reference: 16/01694

GRAFTON OFFICE

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 - Milford; County - Beresford

Land District - Cooma; LGA - Snowy Monaro Regional

Road Closed: Lot 1 DP 1229791

File No: 17/00148

SCHEDULE

On closing, the land within Lot 1 DP 1229791 remains vested in the State of New South Wales as Crown land.

ADDITION TO RESERVED CROWN LAND

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Land District: Bellingen Local Government Area: Bellingen Shire Council Locality: Urunga Whole Lots: Lots 1-2 DP 874874 Parish Newry County Raleigh Area: about 16.35 hectares File Reference: 16/07065	Reserve No. 1014608 Public Purpose: tourist facilities and services, public recreation and coastal environmental protection, community purposes Notified: 7 March 2008 New Area: about 373.8 hectares

GRIFFITH OFFICE

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
pipeline	Reserve No. 70472 Public Purpose: travelling stock Notified: 30 January 1942 File Reference: 16/01191

ORDER - AUTHORISATION OF ADDITIONAL PURPOSE UNDER S121A

Pursuant to section 121A of the *Crown Lands Act 1989*, I authorise by this Order, the purpose specified in Column 1 to be an additional purpose to the declared purpose of the reserves specified opposite thereto in Column 2 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
rural services	Reserve No. 89786 Public Purpose: public hall, public recreation Notified: 30 April 1976 File Reference: GH89R162#01

APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Sandigo Recreation And Hall Trust	Reserve No. 89787 Public Purpose: public hall, public recreation Notified: 30 April 1976 File Reference: GH89R162#01

HAY OFFICE**ORDER - AUTHORISATION OF ADDITIONAL PURPOSE UNDER S121A**

Pursuant to section 121A of the *Crown Lands Act 1989*, I authorise by this Order, the purpose specified in Column 1 to be an additional purpose to the declared purpose of the reserves specified opposite thereto in Column 2 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
rural services	Reserve No. 55898 Public Purpose: public recreation Notified: 15 December 1922 File Reference: HY81R75

MAITLAND OFFICE**ADDITION TO RESERVED CROWN LAND**

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Land District: Newcastle Local Government Area: Newcastle City Council Locality: Newcastle East Parish: Newcastle County: Northumberland Area: Approximately 409m ² File Reference: MD86R5 Notes: As shown by red hatching on the diagram hereunder	Reserve No. 170017 Public Purpose: Public Recreation Notified: 3 October 1986 Lot 2 DP 720672 Parish Newcastle County Northumberland Lot 3 DP 720672 Parish Newcastle County Northumberland Lot 7 DP 720672 Parish Newcastle County Northumberland Lot 10 DP 720672 Parish Newcastle County Northumberland

Column 1	Column 2
	Lot 11 DP 720672 Parish Newcastle County Northumberland Lot 13 DP 720672 Parish Newcastle County Northumberland Lot 7308 DP 1149708 Parish Newcastle County Northumberland Lot 1 DP 729028 Parish Newcastle County Northumberland New Area: Approximately 5.599 ha



ORDER - AUTHORISATION OF ADDITIONAL PURPOSE UNDER S121A

Pursuant to section 121A of the *Crown Lands Act 1989*, I authorise by this Order, the purpose specified in Column 1 to be an additional purpose to the declared purpose of the reserves specified opposite thereto in Column 2 of the Schedule.

The Hon Paul Toole, MP
 Minister for Lands and Forestry

Schedule

Column 1	Column 2
recreation facilities and services	Reserve No. 1003002 Public Purpose: public recreation and coastal environmental protection Notified: 22 June 2001 File Reference: MD05R15-002

MOREE OFFICE

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
storage purposes erection of buildings grazing	Reserve No. 72534 Public Purpose: generally Notified: 19 December 1947 File Reference: 16/08300

NOWRA OFFICE

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

IN pursuance of the provisions of section 151, *Roads Act 1993*, the Crown roads specified in Schedule 1 is 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 roads specified in Schedule 1 cease to be a Crown road.

The Hon PAUL TOOLE, MP
Minister for Lands and Forestry

Schedule 1

Parish - Benandarah; County - St Vincent

Land District - Moruya; LGA - Eurobodalla

Description: Crown road adjoining Lots 101 & 183 DP 755904 (shown by red colour in diagram hereunder) at South Durras having an area of approx. 1,360m².



Schedule 2

Road Authority: Eurobodalla Shire Council

Crown Lands File Ref: 16/10072 - W580638

Council Ref: Rob Addison

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
Parish: Benandarah County: St Vincent Land District: Moruya Local Government Area: Eurobodalla Locality: South Durras Reserve No. 85399 Public Purpose: Public Recreation Notified: 16 July 1965 File Reference: 16/10072	The part being: Crown public road adjoining Lots 101 & 183 DP 755904 having an area of approx. 1,360m ² as shown by red colour in diagram hereunder

Note: the revocation is to facilitate the transfer of part of a Crown public road to Council



ORANGE OFFICE

ROADS ACT 1993

ORDER

Transfer of Crown Roads to Council

IN pursuance of the provisions of Section 151, *Roads Act 1993*, the Crown public roads specified in Schedules 1 to 6 are transferred to the Roads Authority specified in Schedule 7 hereunder, and as from the date of publication of this notice, the roads specified in Schedules 1- 6 cease to be Crown public roads.

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

SCHEDULE 1

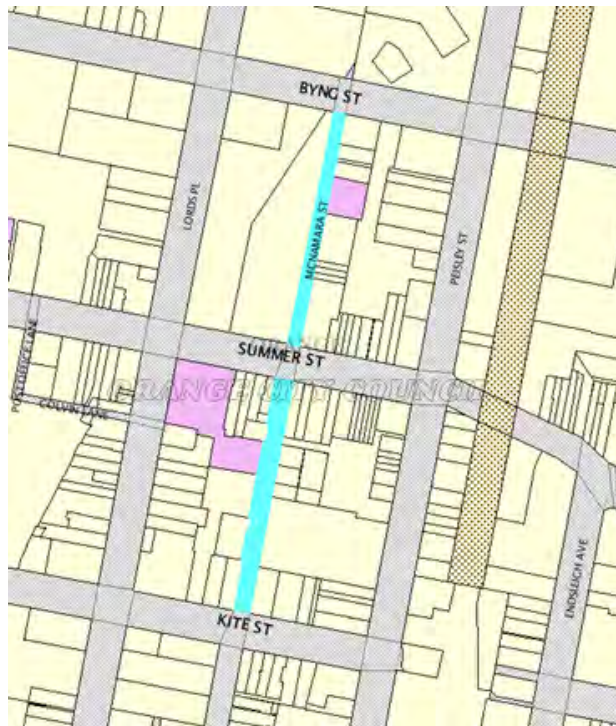
Parish - Orange; County - Bathurst

Land District - Orange

Local Government Area - Orange City Council

Those parts of McNamara Street as shown shaded blue on the diagram below.

Width to be transferred: Whole width



SCHEDULE 2

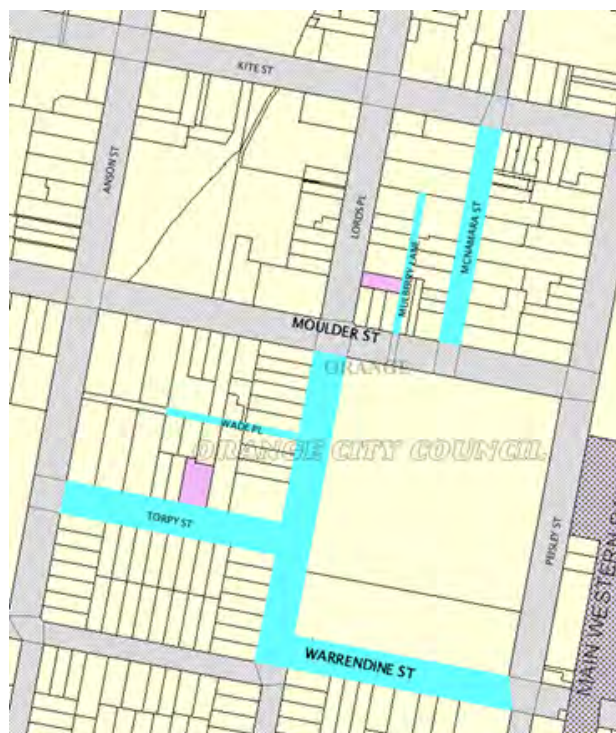
Parish - Orange; County - Bathurst

Land District - Orange

Local Government Area - Orange City Council

Those parts of the roads known as McNamara Street, Mulberry Lane, Wade Place, Torpy Street, Lords Place and Warrendine Street as shown shaded blue on the diagram below.

Width to be transferred: Whole width



SCHEDULE 3

Parish - Orange; County - Wellington

Land District - Orange

Local Government Area - Orange City Council

That part of National Avenue as shown shaded blue on the diagram below.

Width to be transferred: Whole width



SCHEDULE 4

Parish - Orange; County - Wellington

Land District - Orange

Local Government Area - Orange City Council

The road known as Rosemary Lane as shown shaded blue on the diagram below.

Width to be transferred: Whole width



SCHEDULE 5

Parish - Orange; County - Wellington

Land District - Orange

Local Government Area - Orange City Council

Those parts of the roads known as Cedar Street, Maple Avenue and Lilac Avenue as shown shaded blue on the diagram below.

Width to be transferred: Whole width



SCHEDULE 6

Parish - Orange; County - Wellington

Land District - Orange

Local Government Area - Orange City Council

Those parts of the roads known as Pinnacle road and Pines Lane as shown shaded blue on the diagram below.

Width to be transferred: Whole width



SCHEDULE 7

Roads Authority: Orange City Council

Council Ref: D17/19949; F481

File Ref: 17/02858; W585152

ROADS ACT 1993

ORDER

Transfer of Crown Roads to Council

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

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

SCHEDULE 1

Parish - Kelso; County - Roxburgh

Land District - Bathurst

Local Government Area - Bathurst Regional Council

The road as shown shaded on the diagram below.

Width to be transferred: Whole width



SCHEDULE 2

Roads Authority: Bathurst Regional Council

Council Ref: DS:DR 25.00320

File Ref: 17/005564; W584534

ADDITION TO RESERVED CROWN LAND

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

The Hon Paul Toole,
MP Minister for Lands and Forestry

Schedule

Column 1	Column 2
Land District: Bathurst Local Government Area: Bathurst Regional Locality: Milkers Flat Lot 25 DP 1218703 Parish Macquarie Area: about 3671m ² File Reference: 08/11482	Reserve No. 97960 Public Purpose: public recreation Notified: 25 October 1985 New Area: about 3873ha

SYDNEY METROPOLITAN OFFICE

ASSIGNMENT OF NAME TO A RESERVE TRUST

Pursuant to clause 4(3) of Schedule 8 of the *Crown Lands Act 1989*, the name specified in Column 1 of the Schedule hereunder is assigned to the reserve trust constituted as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Jack Vanny Reserve Trust	Reserve No. 81782 Public Purpose: public recreation Notified: 17 July 1959 File Reference: 17/03063

TAREE OFFICE

APPOINTMENT OF TRUST BOARD MEMBERS

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2	Column 3
Jodie Maree Thurgood (new member) Stewart Vaughan Witchard (new member) Michael Milicevic (new member) Kevin Leon Rosten (new member) Barry William Lee (new member) Christopher Michael Anderson (new member) For a term commencing the date of this notice and expiring 08 June 2022.	Kempsey Showground Trust	Dedication No. 610019 Public Purpose: addition, showground Notified: 7 October 1884 File Reference: TE80R216-006

WESTERN REGION OFFICE

ERRATUM

IN the notification appearing in the Government Gazette of 26 May 2017, Folios 1806 – 1807, appearing under the heading “Withdrawal of Lands from Western Lands Leases”, the DP in Column 1 should have read as “1184877”.

File Ref: 12/00932

ERRATUM

IN the notification appearing in the Government Gazette of 26 May 2017, Folio 1807, appearing under the heading “Dedication of Crown Land as Public Road”, the DP should have read as “1184877”.

File Ref: 12/00932

**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. 28979 Public Purpose: water supply Notified: 25 February 1899 File Reference: 11/11395
	Column 2 Reserve No. 75918 Public Purpose: water supply Notified: 15 May 1953 File Reference: WL03H87
	Column 2 Reserve No. 6 Public Purpose: from sale generally Notified: 8 September 1862 File Reference: 14/07866

Other Government Notices

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*.

AL-AZHAR ISLAMIC DAWAH CENTRE OF BELMORE INCORPORATED	INC1301520
ASHFIELD PRESBYTERIAN CHURCH KOREAN CONGREGATION INCORPORATED	INC9891700
AUSTRALASIAN MEDICAL AND DENTAL TOURISM ASSOCIATION INCORPORATED	INC1300643
AUSTRALIA CHINA MINING RESOURCES ASSOCIATION INCORPORATED	INC9892010
AUSTRALIA SAMOA RUGBY ACADEMY INCORPORATED	INC9891981
AUSTRALIAN NATIONAL MULTI TRIBAL & MULTI CULTURAL ELDERS ABORIGINAL ASSOCIATION INCORPORATED	INC9897338
AUSTRALIAN NATIONAL MULTI TRIBAL AND MULTI CULTURAL ENTERPRISE, TRAINING AND HEALING GROUNDS ABORIGINAL ASSOCIATION INCORPORATED	INC9897337
AUSTRALIAN REFUGEE FILM FESTIVAL INCORPORATED	INC9891934
BROKEN HILL BASEBALL ASSOCIATION INC	Y0845417
CROWS NEST BUSINESS GROUP INCORPORATED	INC9892050
DANCE 4 DOWN SYNDROME INCORPORATED	INC9892028
GENERATION LIFE INCORPORATED	INC1401369
GUIWAN CULTURAL ELDERS ABORIGINAL ASSOCIATION INCORPORATED	INC9893755
GUIWAN CULTURAL ENTERPRISE TRAINING AND HEALING GROUNDS INCORPORATED	INC9892891
IMAGINE ONE WORLD INCORPORATED	INC9891949
LAKE JINDABYNE AMATEUR RADIO CLUB INCORPORATED	INC9891941
MERRIVALE AND NEIGHBOURS ACTION GROUP INCORPORATED	INC1501631
NA-YA BOO-LARNG INCORPORATED	INC9891937
OAKS OF RIGHTEOUSNESS MINISTRIES INCORPORATED	INC9891991
ORANGE ADULT EQUESTRIAN CLUB INCORPORATED	INC9891943
PUNJABI WORLD ENTERTAINERS INCORPORATED	INC9891936
SUNNY TALBRAGAR STREET PROMOTION GROUP INC	Y1349914
SURVIVOR FOUNDATION INCORPORATED	INC9879099
SYDNEY BIG GRACE CHURCH INCORPORATED	INC9884821
SYDNEY COMPUTER GAMERS INCORPORATED	INC9892004
THE LIONS CLUB OF FAIRFIELD INCORPORATED	INC9890081
THE MORNING STAR CHURCH IN SYDNEY INCORPORATED	INC9891856
TRADITIONAL ANGLICAN ASSOCIATION NSW INCORPORATED	INC9878041
TURON - MACQUARIE WEEDS WORKING GROUP INCORPORATED	INC1401636
VICTORY OUTREACH FAIRFIELD CHURCH INCORPORATED	INC9891845
VULTURES RUGBY CLUB INCORPORATED	INC9891977
WILLIAMS VALLEY ENDURANCE RIDERS CLUB INCORPORATED	INC9891985
YMCA OF GREAT LAKES INCORPORATED	Y2488204

Cancellation is effective as at the date of gazettal.

Dated this 9th day of June 2017.

Christine Gowland
Delegate of the Commissioner
NSW Fair Trading

PLUMBING AND DRAINAGE REGULATION 2017

Have your say on the laws that regulate plumbing and drainage work in NSW.

The existing *Plumbing and Drainage Regulation 2012* will be automatically repealed on 1 September 2017. The NSW Government has released the draft *Plumbing and Drainage Regulation 2017* for public consultation.

The draft Regulation has been developed to replace the existing Regulation and to support the operations of the *Plumbing and Drainage Act 2011*.

The main objective of the proposed *Plumbing and Drainage Regulation 2017* is to provide the legislative support and administrative detail needed to enable the Act to operate effectively. Some of the main changes proposed in the draft Regulation include:

- changes to the plumbing regulator's fee structure for inspections of plumbing and drainage work
- removing the requirement that a notice of work must be given to the plumbing regulator two days before work not involving an alternative solution commences
- reducing the maximum penalty payable for certain penalty notice offences
- other minor changes to update requirements.

Members of the public and stakeholders are invited to make comments and submissions on the draft Regulation.

Visit www.fairtrading.nsw.gov.au to view the draft Regulation and accompanying Regulatory Impact Statement or by calling 13 32 20.

The website contains information about how to lodge written comments and submissions on the proposed Regulation, which must be received by Friday, 7 July 2017.

PROFESSIONAL STANDARDS ACT 1994

Notification pursuant to section 13

PURSUANT to section 13 of the *Professional Standards Act 1994*, I authorise the publication of the Law Society of South Australia Professional Standards Scheme. The Scheme will commence on 1 July 2017.

MATT KEAN MP

Minister for Innovation and Better Regulation

Professional Standards Act 2004 (SA)

THE LAW SOCIETY OF SOUTH AUSTRALIA

PROFESSIONAL STANDARDS SCHEME

PREAMBLE

- A. The Law Society of South Australia (**the Society**) is an occupational association.
- B. The Society has made an application to the Professional Standards Council, appointed under the *Professional Standards Act 2004 (SA)* (**the Act**), for a scheme under the Act.
- C. The scheme is prepared by the Society for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The scheme propounded by the Society is to apply to Admitted Members or Company Members of the Society who have professional indemnity insurance that complies with the *Legal Practitioners Act 1981 (SA)* in respect of a liability potentially limited by the Scheme.
- E. The Society has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The scheme is intended to commence on 1 July 2017 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended pursuant to section 34 of the Act.
- G. The scheme is also intended to apply in all other jurisdictions, except Tasmania.

1 Definitions

“Act” means the *Professional Standards Act 2004 (SA)*;

“Acts” means the Act and each corresponding law;

“Admitted Member” means a person who is or was at a relevant time an Admitted Member within the meaning of and pursuant to the Rules of the Society;

“Company Member” means a company who is or was at a relevant time a Company Member within the meaning of and pursuant to the Rules of the Society;

“corresponding law” means a law of another jurisdiction that corresponds to the Act;

“Court” has the same meaning as it has in the Acts;

“Duration of the Scheme” means the period commencing on the date specified in clause 7.1 and ending upon the cessation of the Scheme pursuant to clause 7.2;

“Exempted Member” means an Admitted Member or Company Member who is or was at a Relevant Time exempted by the Society from participation in the Scheme pursuant to clause 4.3;

“Law Practice” means (in accordance with the *Legal Practitioners Act*):

- (a) a legal practitioner who is a sole practitioner; or
- (b) a firm of legal practitioners; or

- (c) an incorporated legal practice; or
- (d) a Community Legal Centre;

“*Legal Practitioners Act*” means the *Legal Practitioners Act 1981 (SA)* or any Act enacted in substitution therefor;

“*Monetary Ceiling*” means, in respect of a liability in respect of a cause of action founded on an act or omission occurring after the commencement of the Scheme:

- (a) the higher of –

Description	Monetary ceiling
1 Participating Admitted Members or Company Members other than those in item 2 below.	\$1.5 million
2. Participating Admitted Members or Company Members who were as at the 30 June immediately preceding the Relevant Time in a Law Practice: <ul style="list-style-type: none"> (a) consisting of greater than 20 Admitted Members; or (b) which generated total annual fee income for the financial year ended on 30 June immediately preceding the Relevant Time greater than \$10 million. 	\$10 million

OR

- (b) such higher amount as has been specified in relation to a specified Scheme Participant in respect of such case or class of case or generally as has been specified by the Society pursuant to clause 5.1;

“*occupational liability*” has the same meaning as it has in the Acts;

“*person*” means an individual or a body corporate;

“*relevant time*” means, in respect of a liability potentially limited by the Scheme, the time(s) of the act(s) or omission(s) giving rise to the liability;

“*the Scheme*” means the Law Society of South Australia Professional Standards Scheme constituted herein;

“*Scheme Participant*” means a person referred to in clause 4.1 or 4.2

“*the Society*” means the Law Society of South Australia.

2 Occupational Association

- 2.1 The Scheme is a scheme under the Act prepared by the Society whose business address is Level 10, 178 North Terrace Adelaide South Australia.

3 Jurisdictions in which the Scheme Applies

- 3.1 The Scheme applies in South Australia pursuant to the Act.
- 3.2 The Scheme applies in New South Wales, Victoria, Queensland, Western Australia, the ACT and the Northern Territory pursuant to the corresponding laws of each of those jurisdictions respectively.
- 3.3 Notwithstanding anything to the contrary contained in this Scheme, if in particular circumstances giving rise to occupational liability, the liability of any person who is subject to this Scheme should be capped by both this Scheme

and also by any other scheme under Professional Standards legislation (whether of this jurisdiction or under the law of any other Australian state or territory) and if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

4 Persons to Whom the Scheme Applies

- 4.1 The scheme applies to all persons who:
 - 4.1.1 are or at the relevant time were Admitted Members or Company Members of the Society;
 - 4.1.2 are or were at the relevant time not Exempted Members; and
 - 4.1.3 have professional indemnity insurance that complies with the *Legal Practitioners Act* in respect of a liability potentially limited by the Scheme.
- 4.2 The scheme applies to all persons to whom the scheme applies by virtue of sections 20, 21, and 22 of the SA Act and the corresponding sections of the corresponding laws.
- 4.3 The Society may, upon application by an Admitted or Company Member, exempt that person from participation in the Scheme with effect from a date specified by the Society on or after the date on which the exemption is granted.
- 4.4 The Society may, upon application by an Admitted or Company Member, revoke an exemption of that person from participation in the Scheme with effect from a date specified by the Society.

5 Conferral of discretionary authority

- 5.1 The Scheme confers on the Society a discretionary authority, on application by a Scheme Participant, to specify in relation to the person a higher maximum amount of liability than would otherwise apply under the Scheme in relation to the person either in all cases or in any specified case or class of case, being a specified Monetary Ceiling not exceeding \$50 million.

6 Limitation of Liability

- 6.1 The occupational liability of a person who is or at the relevant time was a Scheme Participant in respect of a cause of action founded on an act or omission occurring during the Duration of the Scheme is limited to the amount of the Monetary Ceiling.
- 6.2 The liability which is limited by clause 6.1 extends to a liability for damages (including interest and costs) within the meaning of the Acts but excludes a liability to which the Act does not apply from time to time by reason of section 5 thereof or, if the liability is governed by a corresponding law, excludes a liability to which the corresponding law does not apply from time to time by reason of its provisions.
- 6.3 The operation of clause 6.1 limiting the liability of a person is subject to the proviso that the person is able to satisfy the Court that:
 - 6.3.1 the person has the benefit of an insurance policy complying with the *Legal Practitioners Act* insuring the person against the occupational liability to which the cause of action relates; and
 - 6.3.2 the amount payable under the policy in respect of that occupational liability is not less than the amount of the Monetary Ceiling.
- 6.4 The limitation of liability that, in accordance with this Scheme, applies in respect of an act or omission continues to apply to every cause of action

founded on it, irrespective of when the proceedings are brought in respect of it, and even if the Scheme has been amended or has ceased to be in force.

- 6.5 For the purposes of section 28 of the Act, the Scheme only affects a liability for damages arising from a Single Claim (including a claim by a person who has 2 or more causes of action arising out of a single event) exceeding \$1,500,000.

7 Duration of the Scheme

- 7.1 The scheme commences on 1 July 2017.
- 7.2 Subject to clause 7.3, the scheme will remain in force for a period of 5 years from its commencement unless:
- 7.2.1 it is revoked or ceases in accordance with the Act, or
 - 7.2.2 it is extended in accordance the Act.
- 7.3 The scheme will cease to operate in a jurisdiction referred to in clause 3.2 if it is revoked or ceases in accordance with the corresponding law of that jurisdiction.

PROFESSIONAL STANDARDS ACT 1994

Notification pursuant to Section 13

PURSUANT to section 13 of the *Professional Standards Act 1994*, I authorise the publication of the South Australian Bar Association Inc Professional Standards Scheme. The scheme will commence on 1 July 2017.

MATT KEAN, M.P.

Minister for Innovation and Better Regulation

Professional Standards Act 2004 (SA)

**THE SOUTH AUSTRALIAN BAR ASSOCIATION INC
PROFESSIONAL STANDARDS SCHEME**



PREAMBLE

- A. The South Australian Bar Association Inc (**the Bar**) is an occupational association.
- B. The Bar has made an application to the Professional Standards Council, appointed under the *Professional Standards Act 2004 (SA)* (**the Act**), for a Scheme under the Act.
- C. The Scheme is prepared by the Bar for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The Scheme propounded by the Bar is to apply to ordinary members of the Bar who have professional indemnity insurance that complies with the *Legal Practitioners Act 1981 (SA)* in respect of a liability potentially limited by the Scheme.
- E. The Bar has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The Scheme is intended to commence on 1 July 2017 and remain in force for five (5) years from its commencement unless, prior to that time, it is revoked, its operation ceases, or it is extended pursuant to section 34 of the Act.
- G. The Scheme is also intended to apply in New South Wales, Victoria, Queensland, Western Australia, Tasmania, the Australian Capital Territory and the Northern Territory, under the mutual recognition provisions of the professional standards legislation.

THE SOUTH AUSTRALIAN BAR ASSOCIATION INC PROFESSIONAL STANDARDS SCHEME

1. Definitions

“Act” means the *Professional Standards Act 2004* (SA);

“Acts” means the Act and each corresponding law;

“Corresponding Law” means a law of another jurisdiction that corresponds to the Act;

“Court” has the same meaning as it has in the Acts;

“Duration of the Scheme” means the period commencing on the date specified in clause 7.1 and ending upon the cessation of the Scheme pursuant to clause 7.2;

“Exempted Member” means an Ordinary Member who is or was at a Relevant Time exempted by the Bar from participation in the Scheme pursuant to clause 4.3;

“Legal Practitioners Act” means the *Legal Practitioners Act 1981* (SA) or any Act enacted in substitution thereof;

“Monetary Ceiling” means, in respect of a liability in respect of a cause of action founded on an act or omission occurring after the commencement of the Scheme, the sum of \$1,500,000.

“Occupational Liability” has the same meaning as it has in the Acts;

“Ordinary Member” means a person who is or was at a relevant time an ordinary member within the meaning of and pursuant to the South Australian Bar Association Inc Constitution;

“Person” means an individual or a body corporate;

“Relevant Time” means, in respect of a liability potentially limited by the Scheme, the time(s) of the act(s) or omission(s) giving rise to the liability;

“*The Scheme*” means the South Australian Bar Association Inc Scheme constituted herein;

“*Scheme Participant*” means a person referred to in clause 4.1 or 4.2;

“*Single Claim*” has the same meaning as it has in the Acts;

“*The Bar*” means the South Australian Bar Association Inc.

2. Occupational Association

- 2.1. The Scheme is a Scheme under the Act prepared by the Bar whose business address is Level 12, 211 Victoria Square, Adelaide, South Australia.

3. Jurisdictions in which the Scheme Applies

- 3.1. The Scheme applies in South Australia pursuant to the Act.
- 3.2. The Scheme applies in New South Wales, Victoria, Queensland, Western Australia, Tasmania, the Australian Capital Territory and the Northern Territory pursuant to the corresponding laws of each of those jurisdictions respectively.
- 3.3. Notwithstanding anything to the contrary contained in this Scheme, if in particular circumstances giving rise to occupational liability, the liability of any person who is subject to this Scheme should be capped by both this Scheme and also by any other Scheme under Professional Standards legislation (whether of this jurisdiction or under the law of any other Australian State or Territory) and if the amount of such caps should differ, then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

4. Persons to Whom the Scheme Applies

- 4.1 The Scheme applies to all persons who:
- 4.1.1 are or at the relevant time were Ordinary Members of the Bar;

4.1.2 are or were at the relevant time not Exempted Members; and

4.1.3 have professional indemnity insurance that complies with the *Legal Practitioners Act* in respect of a liability potentially limited by the Scheme.

4.2 The Scheme applies to all persons to whom the Scheme applies by virtue of sections 20, 21, and 22 of the Act and the corresponding sections of the Corresponding Laws.

4.3 The Bar may, upon written application by an Ordinary Member, exempt that person from participation in the Scheme with effect from a date specified by the Bar on or after the date on which the exemption is granted.

4.4 The Bar may, upon application by an Ordinary member, revoke an exemption of that person from participation in the Scheme with effect from a date specified by the Bar.

5. Conferral of Discretionary Authority

5.1 The Scheme confers on the Bar a discretionary authority, on application by a Scheme Participant, to specify in relation to the person a higher maximum amount of liability than would otherwise apply under the Scheme in relation to the person either in all cases or in any specified case or class of case, being an amount not exceeding \$50 million.

6. Limitation of Liability

6.1 The occupational liability of a person who is or was at the Relevant Time a Scheme Participant and the subject of a single claim in respect of one or more causes of action founded on an act or omission occurring during the Duration of the Scheme, to the extent to which it is an Occupational Liability, is limited to the amount of the Monetary Ceiling.

6.2 The liability which is limited by clause 6.1 extends to a liability for damages (including interest and costs) within the meaning of the Acts but excludes a liability to which the Act does not apply from time to time by reason of section 5 thereof or, if the liability is governed by a corresponding law, excludes a

liability to which the Corresponding Law does not apply from time to time by reason of its provisions.

6.3 The operation of clause 6.1 limiting the liability of a person is subject to the proviso that the person is able to satisfy the Court that:

6.3.1 the person has the benefit of an insurance policy complying with the *Legal Practitioners Act* insuring the person against the occupational liability to which the cause of action relates; and

6.3.2 the amount payable under the policy in respect of that occupational liability is not less than the amount of the Monetary Ceiling.

6.4 The limitation of liability that, to the extent provided by the Act and the provisions of the Scheme, applies in respect of an act or omission continues to apply to every cause of action founded on it, irrespective of when the proceedings are brought in respect of it, and even if the Scheme has been amended or has ceased to be in force.

6.5 For the purposes of section 28 of the Act, the Scheme only affects a liability for damages arising from a Single Claim (including a claim by a person who has 2 or more causes of action arising out of a single event) exceeding \$1,500,000.

7. Duration of the Scheme

7.1 The Scheme commences on 1 July 2017. In the event that the Scheme is published in the *Government Gazette* of any jurisdiction after 1 July 2017, the Scheme will commence on such day 2 months after the date of its publication in that jurisdiction.

7.2 Subject to clause 7.3, the Scheme will remain in force for a period of 5 years from its commencement in South Australia unless:

7.2.1 it is revoked or ceases in accordance with the Act, or

7.2.2 it is extended in accordance the Act.

7.3 The Scheme will cease to operate in a jurisdiction referred to in clause 3.2 if it is

revoked or ceases in accordance with the Corresponding Law of that jurisdiction.

COUNCIL NOTICES

ARMIDALE REGIONAL COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
LOTTIES LANE	Ben Lomond
Description	
Un-named private lane leading off Government Lane, Ben Lomond, NSW	

RALF STOECKELER, Director of Engineering, Armidale Regional Council, 158 Bradley Street, GUYRA NSW 2365

GNB Ref: 0097

[9163]

BEGA VALLEY SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
BADDELEY CLOSE	Pambula
Description	
New road will serve as the main access to the subdivided land parcels located off Monaro Street, Pambula.	

LEANNE BARNES, General Manager, Bega Valley Shire Council, PO Box 492, BEGA NSW 2550

GNB Ref: 0102

[9164]

CENTRAL COAST COUNCIL

ROADS ACT 1993

Part 2, Section 10

Notice is given pursuant to Part 2, Section 10 of the *Roads Act 1993* that the land in the schedule below is hereby dedicated as public road. ROB NOBLE, Chief Executive Office, Central Coast Council, PO Box 20, Wyong NSW 2259.

SCHEDULE

Lot 1 DP 1216523, Kallaroo Road, San Remo

[9165]

CENTRAL COAST COUNCIL

Erratum

THE following notice replaces the notice published in the New South Wales Government Gazette of 17 March 2017 No 34, on page 729, Folio 9055. The gazettal date remains 17 March 2017.

CENTRAL COAST COUNCIL

LOCAL GOVERNMENT ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND

Central Coast Council declares with the approval of His Excellency the Governor that the lands described in the Schedule below are acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for public health and safety and environmental protection. Dated at Wyong this 20th day of February 2017. ROB NOBLE, Chief Executive Officer, Central Coast Council, PO Box 20, Wyong NSW 2259.

Schedule

Lot 63 DP13019

Lot 64 DP13019

[9166]

GUNNEDAH SHIRE COUNCIL

LOCAL GOVERNMENT ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND

Gunnedah Shire Council declares with the approval of His Excellency the Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for a water storage reservoir.

Dated at Gunnedah this 7th day of June 2017

Eric Groth
General Manager

Schedule

Lot 1 DP1219902

[9167]

GUNNEDAH SHIRE COUNCIL

LOCAL GOVERNMENT ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND

Gunnedah Shire Council declares with the approval of His Excellency the Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for public road.

Dated at Gunnedah this 7th day of June 2017

Eric Groth
General Manager

Schedule

Lot 3 DP1219902

[9168]

NORTHERN BEACHES COUNCIL

Roads Act 1993

Notice of Dedication of Land as a Public Road

Northern Beaches Council, by this notice, dedicates the land described in Schedule A below, being land held by the Council, as a public road pursuant to section 10 of the *Roads Act 1993*.

Dated at Dee Why, this 9th day of June 2017.

Mark Ferguson, Chief Executive Officer, Northern Beaches Council, 725 Pittwater Road, Dee Why NSW 2099.

SCHEDULE A

Lot 100 DP 1229188 MacPherson Street, Warriewood, Parish of Narrabeen, County of Cumberland.

[9169]

NORTHERN BEACHES COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
CHERRY LANE	Warriewood
Description	
Starting at approximately 250m along Fern Creek Road on the left, bearing west for 30m, then curving south for 60m, then curving south-west for 70m, ending in a cul-de-sac.	

MARK FERGUSON, General Manager, Northern Beaches Council, PO Box 882, MONA VALE NSW 1660

GNB Ref: 0101

[9170]

PARKES SHIRE COUNCIL

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND

Parkes Shire Council declares, with the approval of Her Excellency the Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for Water Supply Infrastructure.

Dated at Parkes this sixth day of June 2017.

Kent Boyd
General Manager

Schedule

Lot 7036 DP1019910

[9171]

PENRITH CITY COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
MINNAVILLE CLOSE	Glenmore Park
Description	
45 metre Part of southern section of Harold Bentleys Way Glenmore park, presently separated from main part of northern section by undeveloped land, to be renamed. The short section is 45 metres in length and is situated off Bangalla Parade Glenmore Park being approximately 80 metres from the intersection of Glengarry Drive and Bangalla Parade. Road starts opposite 23 & 25 Bangalla Parade Glenmore Park.	

ALAN STONEHAM, General Manager, Penrith City Council, 601 High St, PENRITH NSW 2750

GNB Ref: 0103

[9172]

PORT STEPHENS COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
COD CIRCUIT	Twelve Mile Creek
Description	
Private Road within Motor Home Park & Fish Farm Business off Pacific Highway at Twelve Mile Creek	

Name	Locality
YABBY CRESCENT	Twelve Mile Creek
Description	
Private Road within Motor Home Park & Fish Farm Business off Pacific Highway at Twelve Mile Creek	

Name	Locality
TROUT CIRCUIT	Twelve Mile Creek
Description	
Private Road within Motor Home Park & Fish Farm Business off Pacific Highway at Twelve Mile Creek	

Name	Locality
BARRAMUNDI TRAIL	Twelve Mile Creek
Description	
Private Road within Motor Home Park & Fish Farm Business off Pacific Highway at Twelve Mile Creek	

Name	Locality
SILVER PERCH WAY	Twelve Mile Creek
Description	
Private Road within Motor Home Park & Fish Farm Business off Pacific Highway at Twelve Mile Creek	

Name	Locality
GOLDEN PERCH WAY	Twelve Mile Creek
Description	
Private Road within Motor Home Park & Fish Farm Business off Pacific Highway at Twelve Mile Creek	

WAYNE WALLIS, General Manager, Port Stephens Council, 116 Adelaide Street, RAYMOND TERRACE NSW 2324 - Council File PSC2017-00851

GNB Ref: 0100

[9173]

QUEANBEYAN-PALERANG REGIONAL COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
FISHER ROAD	Currawang
Description	
Renaming of Road known as Mooneys Road North accessed from Currawang Road.	

Name	Locality
GOOROYARROO LANE	Sutton
Description	
Unnamed Crown Road accessed from Sutton Road approximately 1.3km North of the intersection with Norton Road	

PETER TEGART, General Manager, Queanbeyan-Palerang Regional Council, 10 Majara Street, BUNGENDORE NSW 2621

[9174]

WAGGA WAGGA CITY COUNCIL

Pursuant to Local Government Act 1993
Section 715

Sale of Land to Recover Overdue Rates or Charges

Notice is hereby given that Wagga Wagga City Council proposes to sell the land described below for unpaid rates or charges at public auction.

If all rates and charges payable including overdue rates and charges are not paid to the Council or arrangements satisfactory to the Council are not entered into by the rateable person before the time fixed for the sale, the Land will be offered for sale by public auction by Peter Campbell Real Estate at 11.00 am, on Saturday 14 October 2017 at the Wagga Wagga City Council Chambers Meeting room, Corner Baylis and Morrow Streets, Wagga Wagga NSW.

Any person who wishes to make enquiries can contact in the first instance Wagga Wagga City Council, Manager of Finance, phone number: 1300 292 442.

Persons known to Council to have an interest in the land	Land description and address	Amount of rates and charges and interest accrued overdue for more than five (5) years	Amount of all other rates and charges and interest accrued payable and unpaid (as at 02/06/2017)	Total amount due
(A)	(B)	(C)	(D)	(E)
Est J W Farrelly	Lot 34 DP 21115 24 Spring Street WAGGA WAGGA NSW 2650	\$ 9,383.99	\$ 12,644.20	\$ 22,028.19
Matthew S Christensen	Lot 2 DP 22758 172 Ashmont Avenue ASHMONT NSW 2650	\$ 330.13	\$ 10,410.12	\$ 10,740.25
Kathleen M Pollard	Lot B DP 159331 41 Hillary St NORTH WAGGA NSW 2650	\$ 2,933.90	\$ 3,830.60	\$ 6,764.50
Daniel S McDonald	Lot 1 DP 199722 18 William Street NORTH WAGGA NSW 2650	\$ 2,810.56	\$ 7,970.23	\$ 10,780.79
Elizabeth K Lewis	Lot 5 DP 808331 9 Spokes Street KOORINGAL NSW 2650	\$ 7,706.14	\$ 14,350.23	\$ 22,056.37
Shane G Hinchliffe	Lot 1 DP 866650 Lot 1 DP 1011257 39 Brucedale Dr BRUCEDALE NSW 2650	\$ 1,766.41	\$ 13,209.95	\$ 14,976.36

Persons known to Council to have an interest in the land	Land description and address	Amount of rates and charges and interest accrued overdue for more than five (5) years	Amount of all other rates and charges and interest accrued payable and unpaid (as at 02/06/2017)	Total amount due
(A)	(B)	(C)	(D)	(E)
Trevor B Brooks	Lot 16 DP 45466 Lot 17 DP 45466 2444 Westbrook Rd OBERNE CREEK NSW 2650	\$ 2,569.99	\$ 2,425.49	\$ 4,995.48
Perpetual Trustee Co Ltd & Estate D D Cheney	Lot 2 DP 450124 19 Humula Eight Mile Rd HUMULA NSW 2652	\$ 259.67	\$ 1,740.03	\$ 1,999.70
Frank R Wolstenholme Pty Limited	Lot 2 DP 553797 48 Fay Ave KOORINGAL NSW 2650	\$ 1,071.91	\$ 7,042.07	\$ 8,113.98
Parkley (NSW) Pty Ltd	Lot 1 DP 624411 Brooklyn Lane BOOK BOOK NSW 2650	\$ 1,049.03	\$ 2,015.62	\$ 3,064.65
Estate A A Dennis	Lot 120 DP 757250 18 Mundarlo Rd BORAMBOLA NSW 2650	\$ 1,124.45	\$ 2,039.37	\$ 3,163.82
Philip Craig	Lot 1 DP 433411 Lot 2 DP 433411 Humula Rd TARCUTTA NSW 2652	\$ 834.64	\$ 2,336.69	\$ 3,171.33
Astley G Pearse, Laurence A Wilkinson, Edmund M Curr	Lot 1 DP 317480 Westbrook Rd OBERNE CREEK NSW 2650	\$ 540.52	\$ 1,844.53	\$ 2,385.05
Alfred J Turner	Lot 2 DP 178044 Mates Gully Rd TARCUTTA NSW 2652	\$ 540.52	\$ 1,844.87	\$ 2,385.39
Arthur F Hooper & Frank P Brett	Lot 1 DP 665045 Downfall Rd HUMULA NSW 2652	\$ 540.52	\$ 1,844.47	\$ 2,384.99
Francis E Halloran & Helen M Halloran	Lot 6 DP 251542 2359 Hume Hwy TARCUTTA NSW 2652	\$ 259.67	\$ 1,740.32	\$ 1,999.99

[9175]

WARRUMBUNGL SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
JERMAINE ROAD	Bugaldie, Coonabarabran

Description

Jermaine Road will run from Baradine Road (MR0129) approximately 1km. Road will run along suburb boundary between Coonabarabran and Bugaldie.

PHILIP SOUTHWELL, Emergency Services Coordinator, Warrumbungle Shire Council, 22 John St,
COONABARABRAN NSW 2357

GNB Ref: 0098

[9176]

WOLLONGONG CITY COUNCIL

Roads Act 1993

Section 10

Dedication of Land as Public Road

PURSUANT to section 10 of the *Roads Act 1993*, Wollongong City Council hereby dedicates the land in the Schedule below as public road.

D. FARMER, General Manager, Wollongong City Council, Locked Bag 8821, Wollongong DC NSW 2500.

SCHEDULE

Lot 2, DP 1183012, Darkes Road, Dapto.

[9177]

PRIVATE NOTICES

Estate Notices

NOTICE OF INTENDED DISTRIBUTION OF ESTATE

Any person having any claim upon the estate of Helen Catherine Stewart late of Killara, NSW, who died on 1 October, 2016 must send particulars of the claim to the legal representative for the estate care of Lewis James Webb, Grogan & Webb at Post Office Box 5185, West Chatswood NSW 1515 or by email to lewis@grogan-webb.com.au within 30 days from publication of this notice. After that time and after 6 months from the date of death of the deceased, the legal representative intends to distribute the property in the estate having regard only to the claims of which the legal representative had notice at the time of distribution. Probate was granted in New South Wales on 15 March, 2017.

[9178]

Company Notices

NOTICE OF FINAL GENERAL MEETING

COXVILLE PTY LIMITED
(In Voluntary Liquidation)
ACN 002 312 790

In accordance with Section 509 of the Corporations Act notice is hereby given that the Final General Meeting of the abovenamed Company will be held at 2/131 Clarence Street, Sydney, NSW on 17th July 2017 at 10.00a.m. for the purpose of having laid before it by the liquidator an account showing how the winding up has been conducted and the manner in which the assets of the company have been distributed and a hearing of an explanation of the account by the liquidator and to authorise the Liquidator to destroy all books and records of the Company on completion of all duties. Dated 6th June 2017.

F. MacDonald, Liquidator, c/- K. B. Raymond & Co, Level 2, 131 Clarence Street, Sydney, NSW 2000.

[9179]

NOTICE OF MEMBER'S VOLUNTARY WINDING UP

T.C.PUNNETT & ASSOCIATES PTY LIMITED PTY. LIMITED
ACN 001 117 568

At an extraordinary general meeting of the members of the company held at Unit 26 15-23 Kumulla Road Miranda NSW 2228 on 2nd June 2016 a Special Resolution Appointing me as Liquidator of the company was passed.

Gordon Shrubsole C/- Shrubsole & Rabbitt Services Pty Limited Accountants Unit 26 15-23 Kumulla Road Miranda NSW 2228

[9180]

NOTICE OF MEMBER'S VOLUNTARY WINDING UP

KANDISTE PTY. LIMITED
ACN 003 003 545

At an extraordinary general meeting of the members of the company held at Unit 26 15-23 Kumulla Road Miranda NSW 2228 on 2nd June 2016 a Special Resolution Appointing me as Liquidator of the company was passed.

Gordon Shrubsole C/- Shrubsole & Rabbitt Services Pty Limited Accountants Unit 26 15-23 Kumulla Road Miranda NSW 2228

[9181]