



Government Gazette

of the State of

New South Wales

Number 72

Friday, 30 June 2017

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

The Gazette is compiled by the Parliamentary Counsel's Office and published on the NSW legislation website (www.legislation.nsw.gov.au) under the authority of the NSW Government. The website contains a permanent archive of past Gazettes.

To submit a notice for gazettal – see Gazette Information.

PARLIAMENT

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 22 June 2017

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

Act No. 24 - An Act to amend the *Terrorism (Police Powers) Act 2002* and the *Crimes (Administration of Sentences) Act 1999* with respect to police powers and parole in relation to terrorism. [**Terrorism Legislation Amendment (Police Powers and Parole) Bill**]

Helen Minnican
Clerk of the Legislative Assembly

ACTS OF PARLIAMENT ASSENTED TO

Legislative Council Office Sydney 27 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 Acts passed by the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, viz.:

Act No. 25, 2017 - An Act to amend various Acts and regulations to provide for electronic service and publication of documents and the use of electronic forms; to amend the *Road Transport Act 2013* to provide for a trial of digital driver licences; and for other purposes. [**Electronic Transactions Legislation Amendment (Government Transactions) Bill 2017**]

Act No. 26, 2017 - An Act to amend the *Firearms Act 1996*, the *Weapons Prohibition Act 1998* and other laws to make further provision in respect of the categorisation of firearms, firearms and weapons amnesties, ammunition controls, licences and permits and administrative arrangements; and for other purposes. [**Firearms and Weapons Legislation Amendment Bill 2017**]

Act No. 27, 2017 - An Act to amend certain mining and petroleum legislation to make further provision with respect to ancillary mining activities, enforceable undertakings and the administration and enforcement of that legislation; and for other purposes. [**Mining and Petroleum Legislation Amendment Bill 2017**]

David Blunt
Clerk of the Parliaments

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 27 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. 28 - An Act to amend the *Home Building Act 1989* with respect to insurance and alternative indemnity cover in relation to residential building work and the licensing of insurers and alternative indemnity cover providers; and for other purposes. [**Home Building Amendment (Compensation Reform) Bill**]

Act No. 29 - An Act to amend the *Crimes Act 1900* to create offences relating to the non-consensual recording and distribution of intimate images; and for other purposes. [**Crimes Amendment (Intimate Images) Bill**]

Act No. 30 - An Act to appropriate out of the Consolidated Fund sums for the services of the Government for the year 2017-18 and to make additional appropriations to give effect to budget variations for the year 2015-16. [**Appropriation Bill**]

Act No. 31 - An Act to appropriate out of the Consolidated Fund a sum for the services of the Legislature for the year 2017-18. [**Appropriation (Parliament) Bill**]

Act No. 32 - An Act to re-establish an emergency services insurance contribution scheme; to postpone the introduction of the fire and emergency services levy; and for other purposes. [**Emergency Services Levy Bill**]

Act No. 33 - An Act to amend State revenue and other legislation in connection with the State budget for the 2017-2018 financial year and for other purposes. [**State Revenue and Other Legislation Amendment (Budget Measures) Bill**]

Act No. 34 - An Act to amend the *Transport Administration Act 1988* to authorise the closure of a railway line between Rosewood and Tumbarumba for certain purposes. [**Transport Administration Amendment (Closure of Railway Line Between Rosewood and Tumbarumba) Bill**]

Helen Minnican
Clerk of the Legislative Assembly

GOVERNMENT NOTICES

Miscellaneous Instruments

PASSENGER TRANSPORT ACT 2014

Section 39

Transport for NSW

Convention Wharf

Passenger Service Contract Exemption Order

I, Timothy Reardon, Secretary of the Department of Transport, on behalf of Transport for NSW, under section 39(4) of the *Passenger Transport Act 2014* exempt a public passenger service satisfying the description below, and subject to the conditions below, from the requirement to be operated under the authority of a passenger service contract.

1. Description of public passenger service

A public passenger service by vessel conducted according to regular routes and timetables or according to regular routes and at regular intervals to the extent that the service is:

- (i) directly from a wharf to the Convention Wharf at Cockle Bay Darling Harbour; and
- (ii) directly from the Convention Wharf at Cockle Bay Darling Harbour to any other wharf.

2. Conditions

- (1) the service operator has approval from Place Management NSW to use the Convention Wharf; and
- (2) the service operator complies with any conditions of the approval from Place Management NSW to use the Convention Wharf.

3. Publication

This Order is required to be published in the Gazette.

4. Date of Effect and Termination

This Order takes effect on the date it is published in the Gazette and will continue in force for 2 years.

This Order may be revoked at any time by Transport for NSW.

Object

The object of this Exemption Order is to enable services to and from the Convention Wharf at Cockle Bay Darling Harbour to be operated without a passenger service contract under the *Passenger Transport Act 2014*. It is intended that other sectors, if any, of a service stopping at the Convention Wharf will remain subject to the requirement for authorisation by a passenger service contract, or to be the subject of an applicable exemption under section 39 of the *Passenger Transport Act 2014*.

This exemption is not intended to exempt a public passenger service that would affect the exclusive rights of an operator of a ferry service under a passenger service contract included in a register kept under section 40(5) of the *Passenger Transport Act 2014*.

Timothy Reardon
Secretary

PASSENGER TRANSPORT ACT 2014

Section 39

Transport for NSW

Manly to King Street or Aquarium or Pier 26 Wharves

Passenger Service Contract Exemption Order

I, Timothy Reardon, Secretary of the Department of Transport, on behalf of Transport for NSW, under section 39(4) of the *Passenger Transport Act 2014* exempt a public passenger service satisfying the description below from the requirement to be operated under the authority of a passenger service contract.

Description of public passenger service

A public passenger service by vessel conducted according to regular routes and timetables or according to regular routes and at regular intervals between:

- (i) Manly; and
- (ii) King Street Wharves; or
- (iii) Aquarium Wharf; or
- (iv) Pier 26 Wharf.

Definitions

In this Order:

Manly has the same meaning as in clause 6 of the *Passenger Transport Regulation 2014*

King Street Wharves means any of King Street Wharves 1 - 9

Wharf access

This Order does not authorise wharf access. Arrangements for wharf access are the responsibility of a service operator.

Publication

This Order is required to be published in the Gazette.

Date of Effect and Termination

This Order takes effect on the date it is published in the Gazette and will continue in force for 2 years.

This Order may be revoked at any time by Transport for NSW.

Timothy Reardon
Secretary



New South Wales

Passenger Transport (Opal and Other Fares) Amendment Order 2017

under the

Passenger Transport Act 2014

I, Tim Reardon, Secretary of the Department of Transport, in pursuance of section 125 of the *Passenger Transport Act 2014*, make the following Order on behalf of TfNSW.

Dated, this 22nd day of June 2017.

Tim Reardon
Secretary
Department of Transport

Explanatory note

The object of this Order is to amend the *Passenger Transport (Opal and Other Fares) Order 2016* as follows:

- (a) to increase maximum Opal fares and fare caps and Opal single trip ticket fares,
- (b) to provide for maximum Opal fares for light rail services (which were formerly set under a passenger service contract between Transport for NSW and the accredited operator of those services) and to increase certain of the maximum fares for those services,
- (c) to increase (from \$52 to \$53 per term) the maximum fare for a school term bus pass,
- (d) to clarify that fare caps apply only to Opal smartcard fares and not to Opal single trip ticket fares.

Maximum fares not being increased include the Senior/Pensioner daily cap of \$2.50, the Stockton Ferry Opal single trip ticket fares and certain bus band 1, bus band 2, light rail band 1 and light rail band 2 Opal single trip ticket fares.

This Order is made under section 125 of the *Passenger Transport Act 2014*.

Passenger Transport (Opal and Other Fares) Amendment Order 2017 [NSW]

Passenger Transport (Opal and Other Fares) Amendment Order 2017

under the

Passenger Transport Act 2014

1 Name of Order

This Order is the *Passenger Transport (Opal and Other Fares) Amendment Order 2017*.

2 Commencement

This Order commences on 3 July 2017 and is required to be published in the Gazette.

Schedule 1 Amendment of Passenger Transport (Opal and Other Fares) Order 2016

[1] Clause 3 Definitions

Insert in alphabetical order in clause 3 (1):

light rail service means a public passenger service provided by means of a light rail vehicle.

[2] Clause 4 Maximum fares

Omit clause 4 (2)–(4): Insert instead:

- (2) The fares in respect of light rail services supplied in accordance with an Opal smartcard or Opal single trip ticket are set out in Part 2 of Schedule 1.
- (3) The fares in respect of bus services supplied in accordance with an Opal smartcard or Opal single trip ticket are set out in Part 3 of Schedule 1.
- (4) The fares in respect of ferry services supplied in accordance with an Opal smartcard or Opal single trip ticket are set out in Part 4 of Schedule 1.
- (4A) The Opal smartcard fares set out in Parts 1–4 of Schedule 1 are subject to the fare caps set out in Part 5 of that Schedule. The fare caps do not apply to Opal single trip ticket fares.

[3] Clause 4

Insert at the end of the clause:

- (10) The fares provided for in this Order are maximum fares.

[4] Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Opal fares

(Clause 4 (1)–(4A) and (8))

Part 1 Opal fares for rail passenger services

Peak and off-peak fares

Opal smartcard	Peak full fare	Off-peak full fare	Peak concession fare	Off-peak concession fare
Train—distance band 1	\$3.46	\$2.42	\$1.73	\$1.21
Train—distance band 2	\$4.30	\$3.01	\$2.15	\$1.50
Train—distance band 3	\$4.94	\$3.45	\$2.47	\$1.72
Train—distance band 4	\$6.61	\$4.62	\$3.30	\$2.31
Train—distance band 5	\$8.50	\$5.95	\$4.25	\$2.97
Maximum default fare for failure to tap on or off	\$8.50	\$5.95	\$4.25	\$2.97

Note. The fares include travel on rail replacement bus services, including in Newcastle.

Passenger Transport (Opal and Other Fares) Amendment Order 2017 [NSW]
 Schedule 1 Amendment of Passenger Transport (Opal and Other Fares) Order 2016

Opal single trip ticket	Full fare	Child/youth fare
Train—distance band 1	\$4.20	\$2.10
Train—distance band 2	\$5.20	\$2.60
Train—distance band 3	\$6.00	\$3.00
Train—distance band 4	\$8.00	\$4.00
Train—distance band 5	\$10.20	\$5.10

Note. The fares include travel on rail replacement bus services, including in Newcastle.

Part 2 Opal fares for light rail services

Opal smartcard	Full fare	Concession fare
Light rail—distance band 1	\$2.15	\$1.07
Light rail—distance band 2	\$3.58	\$1.79
Light rail—distance band 3	\$4.61	\$2.30
Maximum default fare for failure to tap on or off	\$4.61	\$2.30

Note. The fares include travel on light rail replacement buses.

Opal single trip ticket	Full fare	Child/youth fare
Light rail—distance band 1	\$2.60	\$1.30
Light rail—distance band 2	\$4.30	\$2.10
Light rail—distance band 3	\$5.60	\$2.80

Note. The fares include travel on light rail replacement buses.

Part 3 Opal fares for bus services

Opal smartcard	Full fare	Concession fare
Bus—distance band 1	\$2.15	\$1.07
Bus—distance band 2	\$3.58	\$1.79
Bus—distance band 3	\$4.61	\$2.30
Maximum default fare for failure to tap on or off	\$4.61	\$2.30

Opal single trip ticket	Full fare	Child/youth fare
Bus—distance band 1	\$2.60	\$1.30
Bus—distance band 2	\$4.30	\$2.10
Bus—distance band 3	\$5.60	\$2.80

Passenger Transport (Opal and Other Fares) Amendment Order 2017 [NSW]
 Schedule 1 Amendment of Passenger Transport (Opal and Other Fares) Order 2016

Part 4 Opal fares for ferry services

Opal smartcard	Full fare	Concession fare
Ferry—distance band 1	\$5.88	\$2.94
Ferry—distance band 2	\$7.35	\$3.67
Maximum default fare for failure to tap on or off	\$7.35	\$3.67
Stockton Ferry	\$2.15	\$1.07

Note. The fares include travel on ferry replacement buses.

Opal single trip ticket	Full fare	Child/youth fare
Ferry—distance band 1	\$7.10	\$3.50
Ferry—distance band 2	\$8.90	\$4.40
Stockton Ferry	\$2.60	\$1.30

Note. The fares include travel on ferry replacement buses.

Part 5 Fare caps (for Opal smartcard fares in Parts 1–4)

Type of fare cap	Amount of full fare cap	Amount of concession fare cap	Amount of Senior/Pensioner cap
Daily fare cap (Monday to Saturday)	\$15.40	\$7.70	\$2.50
Daily fare cap (Sunday)	\$2.60	\$2.60	\$2.50
Weekly fare cap	\$61.60	\$30.80	Not applicable

[5] Schedule 2 Special services fares and school term bus pass

Omit “\$52.00” from the matter relating to the school term bus pass (per term).

Insert instead “\$53.00”.



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to list the following species as endangered species under that Act and, accordingly, Part 1 of Schedule 1 to that Act is amended by inserting the following in alphabetical order under in the matter relating to Scincidae under the heading **Reptiles**:

- * *Liopholis guthega* (Donnellan, Hutchinson, Dempsey & Osborne, 2002) Guthega Skink

This Notice commences on the day on which it is published in the Gazette.

Dated, this 7th day of June 2017.

Dr Mark Eldridge
Chairperson of the Scientific Committee

Copies of final determination and reasons

Copies of the final determination and the reasons for it are available to members of the public (free of charge) as follows:

- (a) on the Internet at www.environment.nsw.gov.au,
- (b) by contacting the Scientific Committee Unit, by post C/- Office of Environment and Heritage, PO Box 1967, Hurstville BC NSW 1481, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Office of Environment and Heritage Information Centre, Level 14, 59–61 Goulburn St, Sydney.



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to list the following population as an endangered population under that Act and, accordingly, Schedule 1 to that Act is amended by inserting the following in Part 2 in alphabetical order in the matter relating to Rhamnaceae under the heading **Plants**:

Spyridium burragorang K.R. Thiele

Spyridium burragorang in the
Cessnock local government area

This Notice commences on the day on which it is published in the Gazette.

Dated, this 7th day of June 2017.

Dr Mark Eldridge
Chairperson of the Scientific Committee

Copies of final determination and reasons

Copies of the final determination and the reasons for it are available to members of the public (free of charge) as follows:

- (a) on the Internet at www.environment.nsw.gov.au,
- (b) by contacting the Scientific Committee Unit, by post C/- Office of Environment and Heritage, PO Box 1967, Hurstville BC NSW 1481, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Office of Environment and Heritage Information Centre, Level 14, 59–61 Goulburn St, Sydney.

NSW SCIENTIFIC COMMITTEE

Notice of Preliminary Determinations

The Scientific Committee has made Preliminary Determinations proposing that the following be listed in the relevant Schedule of the *Threatened Species Conservation Act 1995*.

Critically Endangered Species (Part 1 of Schedule 1A)

Cucumis althaeoides (Ser.) P.Sebastian & I.Telford, a climbing herb

Grevillea rivularis L.A.S.Johnson & McGill., a shrub

Pimelea cremnophila L.M.Copel. & I.Telford, a shrub

Endangered Species (Part 1 of Schedule 1)

Mahony's Toadlet *Uperoleia mahonyi* Clulow, Anstis, Keogh & Catullo 2016

This species is currently provisionally listed as an Endangered species.

Any person may make a written submission regarding these Preliminary Determinations. Send submissions to Suzanne Chate, NSW Scientific Committee Unit, PO Box 1967, Hurstville BC 1481. Submissions close 25th August, 2017.

A copy of the Determinations, which contain the reasons for the determination, may be obtained free of charge on the Internet www.environment.nsw.gov.au, by contacting the Scientific Committee Unit, PO Box 1967 Hurstville BC 1481. Tel: (02) 9585 6940 or Fax (02) 9585 6606, or in person at the Office of Environment and Heritage Information Centre, Level 14, 59-61 Goulburn Street, Sydney. Copies of the determination may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

Dr Mark Eldridge, Chairperson

Appointments

CONSTITUTION ACT 1902

MINISTERIAL ARRANGEMENTS FOR THE MINISTER FOR THE ENVIRONMENT, MINISTER FOR LOCAL GOVERNMENT, AND MINISTER FOR HERITAGE

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable D T Harwin MLC to act for and on behalf of the Minister for the Environment, Minister for Local Government, and Minister for Heritage on and from 1 July to 16 July 2017, inclusive.

28 June 2017

GLADYS BEREJIKLIAN MP
Premier

LOCAL GOVERNMENT ACT 1993

Appointment of Commissioner to the Local Government Boundaries Commission

His Excellency General The Honourable David Hurley AC DSC (Ret'd), Governor of New South Wales, with the advice of the Executive Council and pursuant to section 261(2)(b) of the *Local Government Act 1993*, has appointed Mr Grant Gleeson as a Commissioner of the Local Government Boundaries Commission for a term commencing from the date of the Governor's approval and expiring on 23 February 2021.

Gabrielle Upton MP
Minister for Local Government

LOCAL GOVERNMENT ACT 1993

Appointment of Commissioner to the Local Government Grants Commission

His Excellency General The Honourable David Hurley AC DSC (Ret'd), Governor of New South Wales, with the advice of the Executive Council and pursuant to section 614 and schedule 5 of the *Local Government Act 1993*, has appointed Graeme Fleming as Commissioner of the Local Government Grants Commission for the period commencing from the date of the Governor's appointment and expiring on 31 October 2018.

The Hon Gabrielle Upton MP
Minister for the Environment
Minister for Local Government
Minister for Heritage

LOCAL GOVERNMENT ACT 1993

Appointment of Deputy Chairperson to the Local Government Grants Commission

His Excellency General The Honourable David Hurley AC DSC (Ret'd), Governor of New South Wales, with the advice of the Executive Council and pursuant to section 614 and schedule 5 of the *Local Government Act 1993*, has appointed Grant Gleeson as the Deputy Chairperson of the Local Government Grants Commission for the period commencing from the date of the Governor's appointment and expiring on 31 October 2018.

The Hon Gabrielle Upton MP
Minister for the Environment
Minister for Local Government
Minister for Heritage

Planning and Environment Notices

LORD HOWE ISLAND BOARD

Lord Howe Island Act 1953

Section 19

Notice of Dedication of Crown Land for a Public Purpose

Notice is hereby given that pursuant to section 19 of the *Lord Howe Island Act 1953*, the land described in the Schedule below dedicated as a public road and is added to the existing public road reservation identified as “Smoking Tree Ridge Road” in Deposited Plan 1227926.

Schedule

An area of 136 square metres, being part of former Lot 332 in DP 47549, Lord Howe Island, identified as “Road Widening” as shown in Subdivision Plan DP 1227926.

The Hon Gabrielle Upton, MP
Minister for the Environment

Dated this 1st day of June 2017

NATIONAL PARKS AND WILDLIFE ACT 1974

Euston Regional Park Draft Plan of Management on exhibition until 02 October 2017: comments sought

The *Euston Regional Park Draft Plan of Management* is on exhibition until **02 October 2017**

The plan may be viewed at:

- National Parks and Wildlife Service (NPWS) Buronga Office (Corner Sturt Highway and Melaleuca Street, Buronga)
- NPWS Far West Regional Office (Broken Hill) (183 Argent Street, Broken Hill)
- Wentworth Shire Council 26-28 Adelaide Street, Wentworth, NSW
- Euston Club, Nixon Street Euston
- Office of Environment and Heritage (OEH) Customer Centre (Level 14, 59–61 Goulburn St, Sydney)
- OEH ‘Have your say’ website at <https://engage.environment.nsw.gov.au/consult>.

Submissions on the plan must be received by 02 October 2017 by:

- email to npws.parkplanning@environment.nsw.gov.au; or
- mail to The Planner, Euston RP DPoM, NPWS, PO BOX 1049, Griffith, NSW 2680 or
- using the online form on the OEH ‘Have your say’ website.

Your comments on the draft plan may include ‘personal information’. See www.environment.nsw.gov.au/help/privacy.htm for information on how we will treat any personal information you provide, and the ‘Have your say’ webpage for information on how we may use and publish comments provided in your submission. For more information, contact Laura Babian 0427 864 889.

NATIONAL PARKS AND WILDLIFE ACT 1974

Kemendok National Park Draft Plan of Management on exhibition until 02 October 2017: comments sought

The *Kemendok National Park Draft Plan of Management* is on exhibition until **02 October 2017**.

The plan may be viewed at:

- NPWS Buronga Area Office, Corner Sturt Highway and Melaleuca Street, Buronga NSW
- Wentworth Shire Council 26-28 Adelaide Street, Wentworth, NSW
- Euston Club, Nixon Street, Euston, 2737
- Office of Environment and Heritage (OEH) Customer Centre (Level 14, 59–61 Goulburn St, Sydney)
- OEH ‘Have your say’ website at <https://engage.environment.nsw.gov.au/consult>

Submissions on the plan must be received by 02 October 2017 by:

- email to npws.parkplanning@environment.nsw.gov.au; or
-

- mail to The Planner, Kemendok National Park NPWS, PO BOX 1049
- Griffith NSW 2680
- using the online form on the OEH 'Have your say' website.

Your comments on the draft plan may include 'personal information'. See www.environment.nsw.gov.au/help/privacy.htm for information on how we will treat any personal information you provide, and the 'Have your say' webpage for information on how we may use and publish comments provided in your submission. For more information, contact Laura Babian 0427 864 889.

Roads and Maritime Notices

MARINE SAFETY ACT 1998

Section 12(2)

MARINE NOTICE

REGULATION OF VESSELS - EXCLUSION ZONE

Location

The Basin, Newcastle Harbour - near the locality of Carrington, extending into the Hunter River between the Honeysuckle Hotel and the Crowne Plaza Newcastle.

Duration

5.00 pm to 6.00 pm Saturday 1 July 2017.

Detail

A Tug Boat display will be conducted in The Basin, Newcastle Harbour during the above times. The display will generate significant wash which will present a significant potential hazard to other waterway users.

An **EXCLUSION ZONE** is specified during the event at the above location, which will be marked by control vessels patrolling the area.

Unauthorised vessels and persons are strictly prohibited from entering the exclusion zone. Vessel operators should comply with directions issued from control vessels and keep a proper lookout at all times when navigating near the 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 NH1749

Date: 27 June 2017

Sonia McKay
Principal Manager North (Boating Operations)
Delegate

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Bringelly in the Camden Council Area

Roads and Maritime Services by its delegate declares, with the approval of His Excellency the Lieutenant-Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purposes of the *Roads Act 1993*.

C MIRANDA

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All that piece or parcel of land situated in the Camden Council area, Parish of Cook and County of Cumberland, shown as Lot 16 Deposited Plan 1218155, being part of the land in Certificate of Title 102/746955.

The land is said to be in the possession of Tranteret Pty Limited (registered proprietor), Permanent Custodians Limited (mortgagee) and Hi Quality Waste Management Pty Ltd (reputed lessee).

(RMS Papers: SF2015/171546)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Termeil in the Shoalhaven City Council Area

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

C MIRANDA
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Shoalhaven City Council area, Parish of Termeil and County of St Vincent, shown as Lots 3 to 7 inclusive Deposited Plan 1193476.

(RMS Papers: SF2017/020011; RO SF2012/015239)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Catherine Field and Leppington in the Camden 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*.

C MIRANDA
Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All those pieces or parcels of land situated in the Camden Council area, Parish of Cook and County of Cumberland, shown as:

Lot 23 Deposited Plan 1171869;
Lot 11 Deposited Plan 1161473;
Lots 3 and 4 Deposited Plan 860988;
Lots 52 and 53 Deposited Plan 1170535;
Lots 52 and 53 Deposited Plan 1162082;
Lot 2 Deposited Plan 1176655;
Lots 42 and 43 Deposited Plan 1162018;
Lot 21 Deposited Plan 1162019;
Lots 9 to 16 inclusive Deposited Plan 858010;
Lot 21 Deposited Plan 1166485;
Lots 13, 14 and 15 Deposited Plan 1172863;
Lots 12 and 13 Deposited Plan 1164955;
Lot 41 Deposited Plan 1175279;
Lots 56 to 62 inclusive Deposited Plan 1172744;
Lot 2 Deposited Plan 858011;
Lot 21 Deposited Plan 1180410;
Lots 29 to 37 inclusive Deposited Plan 1173857;
Lots 14 to 17 inclusive Deposited Plan 1175345;
Lot 76 Deposited Plan 1180577; and
Lots 43, 44 and 45 Deposited Plan 1177254.
(RMS Papers: SF2017/071964; RO SF2015/202396)

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land in the Local Government Area of Inner West

Transport for NSW by its delegate declares, with the approval of His Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* as authorised by clause 11 of Schedule 1 of the *Transport Administration Act 1988* for the purposes of the *Transport Administration Act 1988*.

Tom Gellibrand
Deputy Program Director
Sydney Metro
Transport for NSW

SCHEDULE

All that piece of land situated in the Local Government Area of Inner West, Parish of Petersham and County of Cumberland, comprising Lot 100 in DP1231062 identified in the Plan of Acquisition recorded at Land and Property Information, NSW on 18 April 2017 said to be in the ownership of Inner West Council.

(Transport for NSW Document Number: SM17/00004700/SM-17-0004293)

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land in the Local Government Area of North Sydney

Transport for NSW by its delegate declares, with the approval of His Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* as authorised by clause 11 of Schedule 1 of the *Transport Administration Act 1988* for the purposes of the *Transport Administration Act 1988*.

Tom Gellibrand
Deputy Program Director
Sydney Metro
Transport for NSW

SCHEDULE

All that piece or parcel of land situated in the Local Government Area of North Sydney, Parish of Willoughby and County of Cumberland, being Lot 1 in Deposited Plan 1230458 (being part of Folio Identifier 155/701192) and said to be in the ownership of Perpetual Trustee Company Limited ABN 42 000 001 007 but **excluding** from the compulsory acquisition of Lot 1 in Deposited Plan 1230458:

- P864381 Right of carriageway 4.8 metres wide & variable affecting the part of the land above described shown so burdened in the title diagram; and
- W397155 Easement for overhanging eaves and guttering 1.05 metres wide & variable affecting the part of the land above described shown in plan C with W397155.

(Transport for NSW Document Number: [SM17/0004625; SM-17-00004787])

Mining and Petroleum Notices

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T17-1108)

No. 5510, CORNFIELDS PTY LIMITED (ACN 613956406), area of 140 units, for Group 1, dated 16 June, 2017. (Sydney Mining Division).

(T17-1110)

No. 5511, BULLA PARK METALS PTY LTD (ACN 619 198 024), area of 40 units, for Group 1, dated 20 June, 2017. (Cobar Mining Division).

(T17-1111)

No. 5512, PGM MANAGEMENT PTY LIMITED (ACN 004 933 055), area of 42 units, for Group 1, dated 20 June, 2017. (Cobar Mining Division).

(T17-1112)

No. 5513, MURRAY BASIN MINERALS PTY LTD, area of 48 units, for Group 10, dated 23 June, 2017. (Broken Hill Mining Division).

(T17-1114)

No. 5514, MT BROWNE MINING GROUP PTY LTD (ACN 619 711 867), area of 15 units, for Group 1, dated 23 June, 2017. (Broken Hill Mining Division).

(T17-1115)

No. 5515, PANDA MINING PTY LTD (ACN 137548237), area of 52 units, for Group 1 and Group 2, dated 23 June, 2017. (Broken Hill Mining Division).

(T17-1116)

No. 5516, MONTE CHRISTO DIAMONDS PTY LTD (ACN 602538134), area of 100 units, for Group 6, dated 23 June, 2017. (Inverell Mining Division).

(T17-1117)

No. 5517, PANDA MINING PTY LTD (ACN 137548237), area of 12 units, for Group 1 and Group 2, dated 24 June, 2017. (Broken Hill Mining Division).

(T17-1118)

No. 5518, MURRAY BASIN MINERALS PTY LTD, area of 88 units, for Group 10, dated 26 June, 2017. (Broken Hill Mining Division).

(T17-1119)

No. 5519, MURRAY BASIN MINERALS PTY LTD, area of 191 units, for Group 10, dated 26 June, 2017. (Broken Hill Mining Division).

(T17-1120)

No. 5520, MODELING RESOURCES PTY LTD (ACN 169 211 876), area of 67 units, for Group 1, dated 27 June, 2017. (Orange Mining Division).

MINING LEASE APPLICATION

(T17-1109)

No. 541, PEAK GOLD MINES PTY LTD (ACN 001 533 777), area of about 148 hectares, for the purpose of all purposes, dated 8 June, 2017. (Cobar Mining Division).

The Honorable Don Harwin MLC
Minister for Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T16-1081)

No. 5323, now Exploration Licence No. 8586, ARDEA EXPLORATION PTY LTD (ACN 137 889 279), Counties of Clarendon, Harden and Wynyard, Map Sheet (8527, 8528), area of 47 units, for Group 1, dated 20 June, 2017, for a term until 20 June, 2020.

(T16-1126)

No. 5366, now Exploration Licence No. 8587, WILLIAM KEITH GARDNER, ANNA HANSON, CAMPBELL HANSON, ROGER HANSON AND SUE HANSON, County of Irrara, Map Sheet (7838, 7839), area of 64 units, for Group 1, dated 5 June, 2017, for a term until 5 June, 2018.

(T17-1031)

No. 5446, now Exploration Licence No. 8601, QLD COMMODITIES PTY LTD (ACN 161 066 922), County of Drake, Map Sheet (9439), area of 51 units, for Group 1, dated 21 June, 2017, for a term until 21 June, 2020.

(T17-1039)

No. 5453, now Exploration Licence No. 8599, TOTAL MINERALS PTY LTD (ACN 169 328 090), County of Yancowinna, Map Sheet (7133, 7134), area of 20 units, for Group 1, dated 20 June, 2017, for a term until 20 June, 2020.

(T17-1044)

No. 5458, now Exploration Licence No. 8600, ABX2 PTY LTD (ACN 139 791 478), County of Camden, Map Sheet (8928), area of 2 units, for Group 2, dated 20 June, 2017, for a term until 20 June, 2023.

MINING LEASE APPLICATION

(T16-1046)

Orange No. 25, now Mining Lease No. 5 (Act 1992), PHILLIP ROBINSON WYTHES, Parish of Barrajin, County of Ashburnham, Map Sheet (8631-2-S), area of 51 hectares, to mine for clay/shale, dimension stone, feldspathic materials and limestone, dated 20 June, 2017, for a term until 20 June, 2038.

The Honorable Don Harwin MLC
Minister for Resources

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

(V17-5065)

Exploration Licence No. 5958, RIMFIRE PACIFIC MINING N.L. (ACN 006 911 744), area of 27 units. Application for renewal received 23 June, 2017.

(V17-5136)

Exploration Licence No. 6592, MINCOR COPPER PTY LTD (ACN 120 024 777), area of 50 units. Application for renewal received 26 June, 2017.

(V17-5186)

Exploration Licence No. 8111, GRASMONT EXPLORATION PTY LTD (ACN 158 835 968), area of 18 units. Application for renewal received 28 June, 2017.

(V17-5119)

Exploration Licence No. 8118, ABN IR PTY LTD (ACN 156 431 659), area of 6 units. Application for renewal received 26 June, 2017.

(V17-5062)

Exploration Licence No. 8278, NAMOI MINING PTY. LTD. (ACN 071 158 373), area of 771 hectares. Application for renewal received 23 June, 2017.

(V17-4986)

Exploration Licence No. 8379, MT GILMORE RESOURCES PTY LTD (ACN 614766157) AND PROVIDENCE GOLD AND MINERALS PTY LTD (ACN 004 881 789), area of 99 units. Application for renewal received 21 June, 2017.

The Honorable Don Harwin MLC
Minister for Resources

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(V17-1708)

Exploration Licence No. 5697, CAPITAL MINING LIMITED (ACN 104 551 171), County of Beresford, Map Sheet (8725), area of 12 units, for a further term until 9 March, 2020. Renewal effective on and from 19 June, 2017.

(Z13-1410)

Exploration Licence No. 5939, GOLD MOUNTAIN LIMITED (ACN 115 845 942), County of Beresford, Map Sheet (), area of 7 units, for a further term until 29 April, 2019. Renewal effective on and from 20 June, 2017.

(V17-2899)

Exploration Licence No. 6223, AURICULA MINES PTY LIMITED (ACN 108 362 027), County of Mouramba, Map Sheet (8133), area of 13 units, for a further term until 5 April, 2020. Renewal effective on and from 20 June, 2017.

(V17-2372)

Exploration Licence No. 6224, THOMSON RESOURCES LTD (ACN 138 358 728), County of Killara, Map Sheet (7736), area of 10 units, for a further term until 5 April, 2023. Renewal effective on and from 21 June, 2017.

The Honorable Don Harwin MLC
Minister for Resources

PART CANCELLATION

Notice is given that the following authority has been cancelled in part:

(Z08-7216)

Mining Lease No. 1364 (Act 1992), ALKANE RESOURCES LTD (ACN 000 689 216), Parish of Mingelo, County of Narromine, Map Sheet (8532-4-S).

Description of area cancelled:

An area of 4 hectares. For further information contact Titles Branch.

Part cancellation took effect on 22 June, 2017.

The authority now embraces an area of 159 hectares.

The Honorable Don Harwin MLC
Minister for Resources

TRANSFERS

(Z16-1016)

Exploration Licence No. 5842, formerly held by POLYMETALS (MT BOPPY) PTY LTD (ACN 129 225 207) has been transferred to MT BOPPY RESOURCES PTY LTD (ACN 611963216). The transfer was registered on 22 June, 2017.

(T15-1017)

Exploration Licence No. 8379, formerly held by PROVIDENCE GOLD AND MINERALS PTY LTD (ACN 004 881 789) has been transferred to MT GILMORE RESOURCES PTY LTD (ACN 614766157) AND PROVIDENCE GOLD AND MINERALS PTY LTD (ACN 004 881 789). The transfer was registered on 23 June, 2017.

The Honorable Don Harwin MLC
Minister for Resources

Primary Industries Notices

BIOSECURITY ACT 2015

Instrument of Appointment of Authorised Officers -
Department of Primary Industries, Fisheries Officers

I, Peter Day, Director Biosecurity & Food Safety Compliance, in exercise of delegated authority of the Secretary under the *Biosecurity Act 2015* (the Act), pursuant to section 361 of the Act, appoint the persons listed in Column 1 of the table set out in Schedule 1 as authorised officers for the purposes of the Act.

Duration of appointment:

The appointment of each person listed in Schedule 1 will end on the earliest of the following dates:

1. the date that is five years from the date of this instrument; or
2. the date of revocation of this instrument, or an instrument of revocation of appointment of a person listed in Schedule 1 as an authorised officer; or
3. the date that the person ceases to be employed by the Department of Industry.

Dated this 28th day of June 2017

PETER DAY

PETER DAY

DIRECTOR

BIOSECURITY & FOOD SAFETY COMPLIANCE

(as delegate on behalf of the Secretary of the Department of Industry)

SCHEDULE 1

Column 1
Name of appointed person
Tony Chen
Andrew Field
Matthew Cartwright
Nick Schroder
Michael Kirwin
Tom Bennetts
Shaun Reynolds
Jai Settree
Christopher Cooney
Drew Egan
Ian Stockton
Paul Blade
Glenn Shannon
Lee Beckton
Brett Vercoe
Bob Loring
Andrew Boughton
Jackie Corlass
Patrick Plunkett
Deirdre Foley
Stephen Ward
Belinda Head

Column 1
Name of appointed person
John Staines
Lee Burdett
Scott Anderson
Mick Northam
Michael Koukoulas
Jodi Thompson
Patti Elliott
Robert Peever
Mark Sherry
Karina Worrell
Martin Angle
Andrew Parnell
Ben Audet
Tony Brady
Travis Morgan
Jason Baldwin
Patrick Corcoran
Brock Mathers
Ron Smith
Joseph Wright
Adam Barnes
Scott Mathieson
Chris Clarke
Jennifer Davis
Jai Settree
Karen Dalli
Kel Pearson
Ben Travis
Joel Cox
Emma Kelly
Phoebe Colberlli-Cox
Craig McCormack
Ben Brewer
Amie Hibberd
Stuart Nelson
Cameron Nelson
Jessica Baker
Emma Corfield
Glenn Staples
Martin Kick
Mark Fackerell

Column 1
Name of appointed person
Daniel Minter
Anne Macready
Gavin McDonall
Lucas Clark
Bradley Harrison
Andrew Campbell
Troy Northey
Terry Steele
Mathew Richardson
Paul Frank
Liz Alldritt
Martin Hill
Julian Brown
Damien Stanford
Sampson Hollywood
Ben Donaldson
Owen McTavish
Matthew Proctor
Ian Merrington
Andrew Driscoll
David Potter
Michael Bettanin
Michael Piontek
Alison McLean
Tony Day
Mathew Gill
Shaun Burke
Sean Lethlean
Peter Heath
Brian Twomey
Christine Rae

Note: the appointment of authorised officers is subject to any conditions set out in the Act or in the Biosecurity Regulation 2017.

BIOSECURITY ACT 2015

Instrument of Appointment of Authorised Officers and Approval of Functions - Department of Primary Industries and Local Land Services officers

I, Peter Day, Director Biosecurity & Food Safety Compliance, in exercise of delegated authority of the Secretary and of the Secretary as Accreditation Authority under the *Biosecurity Act 2015* (the Act) make the following appointments and approvals:

- 1) Pursuant to section 361 of the Act, I appoint the persons listed in Column 1 of the table set out in Schedule 1 as authorised officers for the purposes of the Act.

- 2) Pursuant to section 195 of the Act, I approve those authorised officers listed in Column 1 of the table set out in Schedule 1 to exercise the functions of a biosecurity certifier as specified in Column 2 of the table.

Duration of appointment and approval:

The appointment and approval of each person listed in Schedule 1 will end on the earliest of the following dates:

- A. the date that is five years from the date of this instrument; or
- B. the date of revocation of this instrument, or an instrument of revocation of appointment of a person listed in Schedule 1 as an authorised officer; or
- C. the date that the person ceases to be employed by either the Department of Industry or the Local Land Services.

Dated this 28th day of June 2017

PETER DAY
 PETER DAY
 DIRECTOR
 BIOSECURITY & FOOD SAFETY COMPLIANCE
 (as delegate on behalf of the Secretary of the Department of Industry)

SCHEDULE 1

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Alexandra Ferguson	NIL Conditions
Alistair Hartley Gordon-Smith	NIL Conditions
Amy Hockings	NIL Conditions
Amy Masters	NIL Conditions
Amy Sheridan	NIL Conditions
Andrew James McKinnon	NIL Conditions
Andrew John Biddle	NIL Conditions
Andrew Scott Mulligan	NIL Conditions
Andrew Stuart McDougall	NIL Conditions
Angeline Louise Kelly	NIL Conditions
Annaliese Geddes	NIL Conditions
Anthony Heffernan	NIL Conditions
Ashley Dylan Johnson	NIL Conditions
Aziz Chowdhury	NIL Conditions
Belinda Edmonstone	NIL Conditions
Benjamin Eric Serafin	NIL Conditions
Brendon Owen Stubbs	NIL Conditions
Brett Cameron	NIL Conditions
Bruce Floyd	NIL Conditions
Charles Signorelli	NIL Conditions
Christopher Michael Harris	NIL Conditions
Christopher Stewart Lucas	NIL Conditions
Colin Somerset	NIL Conditions
Colin Anthony Betts	NIL Conditions
Courtney Simkin	NIL Conditions
Craig Ridley	NIL Conditions

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Daniel James Biddulph	NIL Conditions
Danielle Maree McKay	NIL Conditions
David Arthur Lindsay	NIL Conditions
Dean Chamberlain	NIL Conditions
Digby Hampton Rayward	NIL Conditions
Edward Irwin	NIL Conditions
Elizabeth Bolin	NIL Conditions
Elizabeth Braddon	NIL Conditions
Elizabeth O'Grady	NIL Conditions
Emily Stearman	NIL Conditions
Erica Kennedy	NIL Conditions
Evelyn Osborne	NIL Conditions
Evelyn Angert Walker	NIL Conditions
Fiona Claire Kelk	NIL Conditions
Gareth James McLennan	NIL Conditions
Geoffrey Green	NIL Conditions
Geoffrey Philip Corboy	NIL Conditions
Gerard O'Connor	NIL Conditions
Gina Lee Guinane	NIL Conditions
Graham Martin Kelly	NIL Conditions
Graham Patrick Kelly	NIL Conditions
Grant Davis	NIL Conditions
Gregory Lumber	NIL Conditions
Hanna Condobolin	NIL Conditions
Heidi Austin	NIL Conditions
Heidi Mackay	NIL Conditions
Helen Elizabeth Schaefer	NIL Conditions
Helen Fay Anderson	NIL Conditions
Ian Poe	NIL Conditions
Jacob Wellington Tanner	NIL Conditions
Jacquelyn Barker	NIL Conditions
James Kenneth Hutchinson-Smith	NIL Conditions
Jamie Ryan Maddocks	NIL Conditions
Jane Bennett	NIL Conditions
Jilian Kelly	NIL Conditions
John Hiscox	NIL Conditions
John Kenneth William Busby	NIL Conditions
John Patrick Nolan	NIL Conditions
Joshua Wellman	NIL Conditions
Joshua Daniel Topham	NIL Conditions
Judith Ellem	NIL Conditions

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Justine McNally	NIL Conditions
Kathryn Peffer	NIL Conditions
Kathryn Radford	NIL Conditions
Kellie Arnall	NIL Conditions
Kelly Joanne Scown	NIL Conditions
Kerry Yolande Mackieson	NIL Conditions
Kimberly Ryan	NIL Conditions
Kirstin Anne Van Riel	NIL Conditions
Kristy Stone	NIL Conditions
Kylie Greentree	NIL Conditions
Laurence Anthony Mullen	NIL Conditions
Lee Parker	NIL Conditions
Leeann Maree Mannix	NIL Conditions
Leith John Hawkins	NIL Conditions
Linda Joy Searle	NIL Conditions
Lloyd Richard	NIL Conditions
Lucienne Melinda Downs	NIL Conditions
Luke Scales	NIL Conditions
Luke Christopher Pope	NIL Conditions
Malcolm Bruce Scott	NIL Conditions
Malcolm Eric Leeson	NIL Conditions
Mark Corrigan	NIL Conditions
Mark Brett Tarrant	NIL Conditions
Martin Anthony Horwood	NIL Conditions
Matthew Leon Frederic Kennedy	NIL Conditions
Matthew Leslie McNaughton	NIL Conditions
Megan Davies	NIL Conditions
Michael Elliott	NIL Conditions
Michael Hayes	NIL Conditions
Michael Mullins	NIL Conditions
Michael Bernard Leane	NIL Conditions
Michael David Davis	NIL Conditions
Michelle Marion Whiley	NIL Conditions
Neale Geoffrey Whitsed	NIL Conditions
Neville Adrian Collins	NIL Conditions
Nicole Schembri	NIL Conditions
Nicole Alexia Cronin	NIL Conditions
Nicole Helen Clarke	NIL Conditions
Nigel Boyce	NIL Conditions
Nigel David Brown	NIL Conditions
Nigel John Gillan	NIL Conditions

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Olivia Nougher	NIL Conditions
Paul Lyddiard	NIL Conditions
Paul Anthony Medway	NIL Conditions
Perry John Newman	NIL Conditions
Peter Fotheringham	NIL Conditions
Peter Frizell	NIL Conditions
Peter James	NIL Conditions
Peter O'Shannassy	NIL Conditions
Peter Petrie	NIL Conditions
Petrea Dene Wait	NIL Conditions
Phillip McGrath	NIL Conditions
Phillip Donald Kemsley	NIL Conditions
Ray Willis	NIL Conditions
Rebecca Jane Gray	NIL Conditions
Reginald Eade	NIL Conditions
Richard James Davies	NIL Conditions
Robert John Davidson	NIL Conditions
Robert Ray McKinnon	NIL Conditions
Rodney Gray	NIL Conditions
Roger Harris	NIL Conditions
Ross Christopher Trudgett	NIL Conditions
Russell Hallaran	NIL Conditions
Sally Fiona Osborne	NIL Conditions
Sarah Bolton	NIL Conditions
Scott Anthony Ison	NIL Conditions
Scott Clarence Schlunke	NIL Conditions
Scott Gordon Sullivan	NIL Conditions
Shaun Slattery	NIL Conditions
Steve Eastwood	NIL Conditions
Stuart Watson	NIL Conditions
Suzanne Holbery	NIL Conditions
Tamy Maree White	NIL Conditions
Thomas Rex Hamilton	NIL Conditions
Tiffany Felton	NIL Conditions
Timothy Biffin	NIL Conditions
Timothy Seears	NIL Conditions
Timothy Wall	NIL Conditions
Toby Roy O'Brien	NIL Conditions
Travis Williamson	NIL Conditions
Wayne Gregory Garnsey	NIL Conditions
Alyssa Trotter	NIL Conditions

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Amanda Black	NIL Conditions
Andrew Carter	NIL Conditions
Anthony House	NIL Conditions
Barbara Moloney	NIL Conditions
Ben Clark	NIL Conditions
Bronwyn Karren Hendry	NIL Conditions
Bruce McDonald	NIL Conditions
Charles Patrick Mifsud	NIL Conditions
Cherie Hall	NIL Conditions
Christine Gilmont Kappu	NIL Conditions
Chris Anderson	NIL Conditions
Christopher Knight	NIL Conditions
Christopher John Lane	NIL Conditions
Claire Louise Harrison	NIL Conditions
Craig Randall	NIL Conditions
Craig Murray	NIL Conditions
Desmond Cook	NIL Conditions
Donald McLeod	NIL Conditions
Donald Grant	NIL Conditions
Donald Durbidge	NIL Conditions
Gary Savins	NIL Conditions
Glen McPherson	NIL Conditions
James Want	NIL Conditions
Janine Kermode	NIL Conditions
Jenene Kidston	NIL Conditions
Jessica Lauren March	NIL Conditions
John Troy	NIL Conditions
Juliet Corish	NIL Conditions
Kate Wingett	NIL Conditions
Kathy Gott	NIL Conditions
Kenneth Hickling	NIL Conditions
Kenneth McKenzie	NIL Conditions
Kerri Passfield	NIL Conditions
Kylie McNamara	NIL Conditions
Larry Falls	NIL Conditions
Lynn Everingham	NIL Conditions
Mervyn Johnson	NIL Conditions
Michael Michelmore	NIL Conditions
Nathan Cutter	NIL Conditions
Neil Smith	NIL Conditions
Paul Veares	NIL Conditions

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Paul Savins	NIL Conditions
Paul Freeman	NIL Conditions
Peter Wallace	NIL Conditions
Philip John Blackmore	NIL Conditions
Quentine Hart	NIL Conditions
Roderick Bourke	NIL Conditions
Rodney Peter Ensbey	NIL Conditions
Rory Arthur	NIL Conditions
Ross Hawkins	NIL Conditions
Ryan Hollitt	NIL Conditions
Samantha Jayne Allan	NIL Conditions
Sarah Britton	NIL Conditions
Scott Charlton	NIL Conditions
Shane Randall	NIL Conditions
Stephen Handford	NIL Conditions
Steven Johnston	NIL Conditions
Sydney Lisle	NIL Conditions
Tania Stolz	NIL Conditions
Therese Wright	NIL Conditions
Timothy Hawkins	NIL Conditions
Troy Robert Francis Brown	NIL Conditions

BIOSECURITY ACT 2015

Instrument of Appointment of Authorised Officers and Approval of Functions - Department of Primary Industries and Local Land Services officers

I, Peter Day, Director Biosecurity & Food Safety Compliance, in exercise of delegated authority of the Secretary and of the Secretary as Accreditation Authority under the *Biosecurity Act 2015* (the Act) make the following appointments and approvals:

- 1) Pursuant to section 361 of the Act, I appoint the persons listed in Column 1 of the table set out in Schedule 1 as authorised officers for the purposes of the Act.
- 2) Pursuant to section 195 of the Act, I approve those authorised officers listed in Column 1 of the table set out in Schedule 1 to exercise the functions of a biosecurity certifier as specified in Column 2 of the table.
- 3) Pursuant to section 243 of the Act, I approve those authorised officers listed in Column 1 of the table set out in Schedule 1 to exercise the functions of a biosecurity auditor as specified in Column 3 of the table.

Duration of appointment and approval:

The appointment and approval of each person listed in Schedule 1 will end on the earliest of the following dates:

- A. the date that is five years from the date of this instrument; or
- B. the date of revocation of this instrument, or an instrument of revocation of appointment of a person listed in Schedule 1 as an authorised officer; or

- C. the date that the person ceases to be employed by either the Department of Industry or the Local Land Services.

Dated this 28th day of June 2017

PETER DAY
 PETER DAY
 DIRECTOR
 BIOSECURITY & FOOD SAFETY COMPLIANCE
 (as delegate on behalf of the Secretary of the Department of Industry)

SCHEDULE 1

Column 1	Column 2	Column 3
Name of person appointed as authorised officer	Approved functions of biosecurity certifier	Approved functions of biosecurity auditor
Adrian Knobel	NIL Conditions	NIL Conditions
Aimee Urban	NIL Conditions	NIL Conditions
Ala Samara	NIL Conditions	NIL Conditions
Alan Edwards	NIL Conditions	NIL Conditions
Alexandra Sturrock	NIL Conditions	NIL Conditions
Alicia Mellberg	NIL Conditions	NIL Conditions
Amanda Ellerker	NIL Conditions	NIL Conditions
Amy Irwin	NIL Conditions	NIL Conditions
Andrew Davies	NIL Conditions	NIL Conditions
Angela Wong	NIL Conditions	NIL Conditions
Anne McIntosh	NIL Conditions	NIL Conditions
Anne Webster	NIL Conditions	NIL Conditions
Barry Wallace	NIL Conditions	NIL Conditions
Brett Campbell	NIL Conditions	NIL Conditions
Brett Dalliston	NIL Conditions	NIL Conditions
Brett Kerruish	NIL Conditions	NIL Conditions
Brett Rankin	NIL Conditions	NIL Conditions
Craig Shadbolt	NIL Conditions	NIL Conditions
Dale Collier	NIL Conditions	NIL Conditions
Darlene Pennell	NIL Conditions	NIL Conditions
Darren Butt	NIL Conditions	NIL Conditions
Darren Waterson	NIL Conditions	NIL Conditions
Daryl Cooper	NIL Conditions	NIL Conditions
David Deane	NIL Conditions	NIL Conditions
David Haslett	NIL Conditions	NIL Conditions
David Sinclair	NIL Conditions	NIL Conditions
Dean Whitehead	NIL Conditions	NIL Conditions
Deborah Young	NIL Conditions	NIL Conditions
Elizabeth Yeatman	NIL Conditions	NIL Conditions
Fahri Fahri	NIL Conditions	NIL Conditions
Genevieve Leonard	NIL Conditions	NIL Conditions
Gregory Vakaci	NIL Conditions	NIL Conditions

Column 1	Column 2	Column 3
Name of person appointed as authorised officer	Approved functions of biosecurity certifier	Approved functions of biosecurity auditor
Hollie Munro	NIL Conditions	NIL Conditions
Humad Naeem	NIL Conditions	NIL Conditions
Ian Beer	NIL Conditions	NIL Conditions
Ian Hamilton	NIL Conditions	NIL Conditions
James Boyce	NIL Conditions	NIL Conditions
Jodi Booth	NIL Conditions	NIL Conditions
John Shields	NIL Conditions	NIL Conditions
Julie Crawford	NIL Conditions	NIL Conditions
Kamal Basta	NIL Conditions	NIL Conditions
Katherine Day	NIL Conditions	NIL Conditions
Katherine Goulding	NIL Conditions	NIL Conditions
Lachlan Porteous	NIL Conditions	NIL Conditions
Luke Herron	NIL Conditions	NIL Conditions
Mark Mackie	NIL Conditions	NIL Conditions
Matthew Campbell	NIL Conditions	NIL Conditions
Max Benson	NIL Conditions	NIL Conditions
Michael Cagnacci	NIL Conditions	NIL Conditions
Michael Rankmore	NIL Conditions	NIL Conditions
Michael Thompson	NIL Conditions	NIL Conditions
Ottorino Cappello	NIL Conditions	NIL Conditions
Patricia Torres	NIL Conditions	NIL Conditions
Patrick Phillips	NIL Conditions	NIL Conditions
Paul Crick	NIL Conditions	NIL Conditions
Peter Collins	NIL Conditions	NIL Conditions
Peter Commins	NIL Conditions	NIL Conditions
Peter Srzich	NIL Conditions	NIL Conditions
Peter Treloar	NIL Conditions	NIL Conditions
Peter Yankos	NIL Conditions	NIL Conditions
Rami Shaheen	NIL Conditions	NIL Conditions
Ravind Sharma	NIL Conditions	NIL Conditions
Ray Kuzyk	NIL Conditions	NIL Conditions
Rebecca Lysaght	NIL Conditions	NIL Conditions
Robert Bowman	NIL Conditions	NIL Conditions
Rodney McCarthy	NIL Conditions	NIL Conditions
Ross Taylor	NIL Conditions	NIL Conditions
Ryan Moore	NIL Conditions	NIL Conditions
Sally Timmins	NIL Conditions	NIL Conditions
Scott Henry	NIL Conditions	NIL Conditions
Stephen Green	NIL Conditions	NIL Conditions

BIOSECURITY ACT 2015

Instrument of Appointment of Authorised Officers and Approval of Functions - Department of Primary Industries and Local Land Services officers

I, Peter Day, Director Biosecurity & Food Safety Compliance, in exercise of delegated authority of the Secretary and of the Secretary as Accreditation Authority under the *Biosecurity Act 2015* (the Act) make the following appointments and approvals:

- 1) Pursuant to section 361 of the Act, I appoint the persons listed in Column 1 of the table set out in Schedule 1 as authorised officers for the purposes of the Act.
- 2) Pursuant to section 195 of the Act, I approve those authorised officers listed in Column 1 of the table set out in Schedule 1 to exercise the functions of a biosecurity certifier as specified in Column 2 of the table.

Duration of appointment and approval:

The appointment and approval of each person listed in Schedule 1 will end on the earliest of the following dates:

- A. the date that is five years from the date of this instrument; or
- B. the date of revocation of this instrument, or an instrument of revocation of appointment of a person listed in Schedule 1 as an authorised officer; or
- C. the date that the person ceases to be employed by either the Department of Industry or the Local Land Services.

Dated this 28th day of June 2017

PETER DAY
PETER DAY
DIRECTOR
BIOSECURITY & FOOD SAFETY COMPLIANCE

(as delegate on behalf of the Secretary of the Department of Industry)

SCHEDULE 1

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
John Tracey	NIL Conditions
Emma Fitzsimmons	NIL Conditions
Birgitte Verbeek	NIL Conditions
Wendy Gibney	NIL Conditions
Elissa Van Oosterhout	NIL Conditions
Alan Maguire	NIL Conditions
Paul Meek	NIL Conditions
Troy Crittle	NIL Conditions
Jane Frances	NIL Conditions
Robyn Richardson	NIL Conditions

Biosecurity (Abalone Viral Ganglioneuritis) Control Order 2017

under the

Biosecurity Act 2015

I, BRUCE M. CHRISTIE, Deputy Director General Biosecurity & Food Safety NSW, in exercise of delegated authority under the *Biosecurity Act 2015*, in pursuance of section 62 of the *Biosecurity Act 2015* reasonably believing it is necessary to prevent, eliminate, minimise or manage the biosecurity risk associated with the virus that causes the disease Abalone Viral Ganglioneuritis, make the following Control Order.

Dated this 26th day of June 2017

BRUCE M. CHRISTIE
DEPUTY DIRECTOR GENERAL
BIOSECURITY & FOOD SAFETY NSW
DEPARTMENT OF INDUSTRY

Explanatory note

This Control Order is made under section 62 of the *Biosecurity Act 2015*. The object of this Control Order is to prevent, eliminate, minimise and manage the biosecurity risk posed or likely to be posed by the spread of the virus that causes the disease Abalone Viral Ganglioneuritis within New South Wales.

Biosecurity (Abalone Viral Ganglioneuritis) Control Order 2017

under the

Biosecurity Act 2015

(1) **Name of Order**

This Control Order is the *Biosecurity (Abalone Viral Ganglioneuritis) Control Order 2017*.

(2) **Commencement**

This Control Order commences on 1 July 2017.

(3) **Definitions**

abalone means fish of the genus *Haliotis*.

abalone land-based farm means a land-based abalone farm containing stock that has not been sourced from either Tasmanian or Victorian State waters and has not been in contact with equipment that has been in Tasmanian or Victorian State waters (without appropriate decontamination).

abalone processor means a facility that receives live abalone that is processed (which may include shucking, cooking, smoking, preserving, canning, freezing, boxing live) prior to it being packaged, dispatched and transported for human consumption.

abalone product means:

- a) the muscle, tissue or offal of an abalone;
- b) any meat or food or foodstuffs derived from abalone;
- c) any part of the viscera of abalone;
- d) any dung, urine, mucous, faeces, shell or blood of an abalone, or any article or substance derived from the dung, urine, faeces, shell or blood of an abalone;
- e) any secretion of an abalone;
- f) any product or biological preparation made or derived from any abalone tissue or abalone secretion; or
- g) any article or substance derived from abalone, whether or not in combination with any other article or substance.

Abalone viral ganglioneuritis means the disease of abalone caused by abalone herpesvirus (Family *Malacoherpesviridae*)

live abalone means an abalone that is viable if kept or released.

Sentinel abalone means abalone that are susceptible to abalone viral ganglioneuritis and that are used for testing and early detection of disease

the Act means the *Biosecurity Act 2015*.

Tasmanian State waters means State waters as defined by the *Living Marine Resources Management Act 1995* (Tasmania).

Victorian eastern abalone zone means all Victorian State waters east of longitude 148° East.

Victorian State waters means Victorian waters as defined by the *Fisheries Act 1995* (Vic).

Note: *authorised officer, Chief Veterinary Officer, carrier, control measures, deal, and fitting* all have the same meaning as in the Act.

(4) Biosecurity Matter and Biosecurity Risk

- (1) The biosecurity matter to which this Control Order relates is the virus that causes Abalone Viral Ganglioneuritis.
- (2) The biosecurity risk to which this Control Order relates is the biosecurity risk posed by or likely to be posed by the spread of the virus that causes Abalone Viral Ganglioneuritis.

(5) Control Zone

- (1) Pursuant to sections 62(1)(a) and 67 of the Act, the control zone to which control measures are required to be implemented under this Control Order is the whole of New South Wales.
- (2) The control zone is called the *Abalone Viral Ganglioneuritis Control Zone*.

(6) Control measures

- (1) Pursuant to section 62(1)(b) and 68 of the Act, the following control measures apply:
 - a) the entry or importation of the following into the Abalone Viral Ganglioneuritis Control Zone is prohibited:
 - (i) live abalone taken from, or originating in, Tasmania or Tasmanian State waters except live abalone as described in Schedule 1;
 - (ii) fittings used in connection with abalone described in clause 6(1)(a)(i) unless such fittings have been cleaned and disinfected to remove any traces of abalone or abalone product in accordance with a protocol approved by the NSW Chief Veterinary Officer;
 - (iii) live abalone taken from, or originating in, Victoria or Victorian State waters except:
 - A. live abalone taken from a Victorian abalone land-based farm that is transported directly into the Abalone Viral Ganglioneuritis Control Zone and not via an abalone processor outside New South Wales; or

- B. live abalone taken from the Victorian eastern abalone zone which is transported directly to the Abalone Fishermen's Co-operative Limited, 1 Commercial Road, Mallacoota, Victoria and then transported directly into the Abalone Viral Ganglioneuritis Control Zone;
- (iv) fittings used in connection with abalone described in clause 6(1)(a)(iii) unless those fittings have been cleaned and disinfected to remove any traces of abalone or abalone product in accordance with a protocol approved by the NSW Chief Veterinary Officer; and
 - (v) live abalone that has been in contact with any:
 - A. water that has held live abalone described in clauses 6(1)(a)(i) or 6(1)(a)(iii); or
 - B. fittings that have previously been used in connection with live abalone described in clauses 6(1)(a)(i) or 6(1)(a)(iii), unless such fittings have been cleaned and disinfected to remove all traces of abalone or abalone product in accordance with a protocol approved by the NSW Chief Veterinary Officer.

(7) The persons or class of persons to whom the control measures apply

This Control Order applies to any person dealing with live abalone or carriers of live abalone in the Abalone Viral Ganglioneuritis Control Zone.

(8) Duration of control order

This Control Order has effect for a period of 5 years from the date of commencement.

Schedule 1 Live abalone taken from Tasmanian State waters or originating in Tasmania

For the purpose of clause 6(1)(a)(i) of this Order, the exempt live abalone is:

- (1) live abalone that is from a Tasmanian abalone land-based farm that:
 - (a) is more than three kilometres by water from an abalone processor;
 - (b) has complied with the requirements of the accreditation program described in Schedule 2; and
- (2) has not been in contact with live abalone from any other location; and
- (3) is transported into New South Wales from Tasmania either:
 - (a) directly from that Tasmanian abalone land-based farm and not via an abalone processor outside New South Wales; or
 - (b) from that Tasmanian abalone land-based farm in sealed boxes via the certified biosecure area of an abalone processor; and
- (4) in respect of which, a Record of Movement (Abalone), in the form published on the Department's website, has been completed by the exporter certifying that the conditions in this Schedule have been met; and
- (5) the completed Record of Movement (Abalone) has been sent by email to abalone.import@dpi.nsw.gov.au on or before the time of export.

Schedule 2 Accreditation program

- (1) For the purpose of 1(b) of Schedule 1 to this Order, the requirements of the accreditation program which must be complied with are set out in (2) and (3) below.

- (2) Sampling requirements

The sampling requirements described in either of a) or b) below must be complied with:

- a) Farm sampling

the owner or occupier of the abalone land-based farm must have, within the preceding six months, submitted samples in accordance with the requirements of Division 3, Part 8 of the Biosecurity Regulation 2017 to detect infection using a 2-stage sampling procedure in accordance with the table in Schedule 3 to this Order and all samples must have tested negative for abalone viral ganglioneuritis when tested by Polymerase Chain Reaction test in accordance with World Organisation for Animal Health specifications; or

- b) Sentinel population sampling

the owner or occupier of the abalone land-based farm must have:

- (i) submitted samples in accordance with the requirements of Division 3, Part 8 of the Biosecurity Regulation 2017, to detect infection using a 2-stage sampling procedure in accordance with the table in Schedule 3 to this Order and all samples must have tested

negative for abalone viral ganglioneuritis when tested by Polymerase Chain Reaction test in accordance with World Organisation for Animal Health specifications; and

- (ii) within 6 weeks of receiving the tests under 1(b) of this Schedule, established a sentinel population of 30 or more abalone susceptible to abalone viral ganglioneuritis within an area of the farm that receives discharge water from all tanks holding live abalone on the land-based farm (multiple sentinel abalone populations must be used where the sentinel abalone population cannot be placed in a single common area to receive discharge from all tanks,); and
- (iii) checked each sentinel population daily, submitted any moribund abalone for testing in accordance with the requirements of Division 3, Part 8 of the Biosecurity Regulation 2017 to detect infection with all abalone testing negative for abalone viral ganglioneuritis by Polymerase Chain Reaction test and replaced any moribund abalone, if required, to maintain a sentinel population of 30 or more; and
- (iv) every six months, submitted all abalone within the sentinel population for testing in accordance with the requirements of Division 3, Part 8 of the Biosecurity Regulation 2017 to detect infection, with the entire population testing negative for abalone viral ganglioneuritis when tested by Polymerase Chain Reaction in accordance with World Organisation for Animal Health specifications; and
- (v) maintain accurate records of all abalone removed from the sentinel population for testing purposes for 4 years and provide these records for examination during any compliance audits.

(3) Record keeping requirements

(4) The abalone land-based farm must keep written evidence:

- a) of two satisfactory audits of compliance in accordance with the Tasmanian Department of Primary Industries, Parks, Water and Environment abalone farm biosecurity program (the audits confirming that there have been no introductions of abalone stock except from equivalent abalone farms of equivalent status); and
- b) that:
 - (i) all unusual abalone mortality events have been reported to the Tasmanian Department of Primary Industries, Parks, Water and Environment; and
 - (ii) any associated disease investigation considered necessary by the Tasmanian Department of Primary Industries, Parks, Water and Environment has been completed; and
 - (iii) the abalone submitted for disease investigation, at (ii), tested negative by a Tasmanian government laboratory for abalone viral ganglioneuritis by Polymerase Chain Reaction test (such tests conducted in accordance with the sampling requirements required by Tasmanian Department of Primary Industries, Parks, Water and Environment).

Schedule 3: Two (2) stage sampling procedure

No of grow-out tanks on farm	No of tanks to sample	No abalone sampled per tank
22 or fewer	All	95
23	23	58
24	24	46
25	25	38
26	26	33
27	27	30
28	28	27
29	29	25
30	30	22
31	31	19
32	32	18
33	33	17
34	34	16
36	36	14
37	37	13
38	38	12
39	39	11
41	41	10
43	43	9
45	45	8
46	46	7
47	47	6
48 or more	48	5

Biosecurity (Banana Bunchy Top Virus) Control Order 2017

under the

Biosecurity Act 2015

I, BRUCE M. CHRISTIE, Deputy Director General Biosecurity and Food Safety, with the delegated authority of the Minister for Primary Industries, in pursuance of section 62 of the *Biosecurity Act 2015* reasonably believing it is necessary to prevent, eliminate and minimise the biosecurity risk associated with the disease caused by the banana bunchy top virus, make the following Control Order.

Dated this 27th day of June 2017

**BRUCE M CHRISTIE
DEPUTY DIRECTOR GENERAL
BIOSECURITY & FOOD SAFETY NSW
DEPARTMENT OF INDUSTRY**

Explanatory note

This Control Order is made under section 62 of the *Biosecurity Act 2015*. The object of this Control Order is to eliminate the biosecurity risk posed by the spread of the disease caused by the banana bunchy top virus within New South Wales.

Biosecurity (Banana Bunchy Top Virus) Control Order 2017

under the

Biosecurity Act 2015

1. Name of Order

This Control Order is the *Biosecurity (Banana Bunchy Top Virus) Control Order 2017*.

2. Commencement and Duration

(1) This Control Order commences on 1 July 2017.

(2) This Control Order has effect for 5 years from the date on which the order is made.

Note: Notice of this Control Order will be given by publishing it on the Department's website and in the *NSW Government Gazette*.

3. Definitions

(1) In this Control Order:

banana aphid means the insect *Pentalonia nigronervosa*.

banana bunchy top virus means the virus belonging to the genus *Babuvirus*, family *Nanoviridae* that infects species in the family *Musaceae* causing the symptoms commonly referred to as banana bunchy top.

banana plant means a plant, or part of a plant, of the family *Musaceae*, and includes an individual organism of the family *Musaceae* and mats consisting of several pseudo stems connected by vascular tissue.

banana plant product means any plant product derived from a *Musaceae* plant but does not include processed food or fibre products.

banana propagative material means any banana plant to be used for propagation or planting.

Control Order has the same meaning as in Part 6 of the Act.

control measures has the same meaning as in Part 6 of the Act.

control zone has the same meaning as in Part 6 of the Act.

Certification Assurance Arrangement means a Certification Assurance Arrangement that enables a biosecurity certifier authorised under this Act to issue a Plant Health

Assurance Certificate that meets plant health quarantine conditions for trade within the State.

Plant Health Assurance Certificate is a biosecurity certificate or interstate biosecurity certificate issued in accordance with the requirements of a Certification Assurance Arrangement and includes a document referred to as a Plant Health Assurance Certificate issued by a person who, prior to 1 July 2017, was authorised by the Department to issue the document in accordance with the requirements of a Certification Assurance Arrangement.

Plant Health Certificate means a biosecurity certificate or interstate biosecurity certificate issued by an authorised officer under the Act or a corresponding law in a State or Territory that relates to plant biosecurity.

the Act means the *Biosecurity Act 2015*.

Note: **authorised officer**, **Department**, **dealing**, **land** and **plant** all have the same meaning as in the Act.

(2) Words and expressions that occur in this Order have the same meaning as they have in the Regulation, unless otherwise specified in this Order.

Note: See clause 112(3) of the Regulation for the meaning of **complying label** and **complying identifier**.

4. **Plant Diseases (*Banana Bunchy Top Virus and Panama Disease*) Order 2015**

Pursuant to clause 3(4) of Schedule 7 of the Act, the *Plant Diseases (Banana Bunchy Top Virus and Panama Disease) Order 2015* (having the Department's reference OR121) published in *NSW Government Gazette* No.7 of 5 February 2015 at page 119 to 124 is a superseded instrument that has no effect from the date this Control Order commences.

5. **Biosecurity Risk**

The biosecurity risk to which this Control Order relates is the risk of an adverse effect on the economy, the environment and the community posed by the spread of the disease caused by banana bunchy top virus within the State.

6. **Control Zone**

(1) Pursuant to sections 62(1)(a) and 67 of the Act, except where expressly stated otherwise, the control zone to which control measures are required to be implemented is that part of New South Wales described as the Local Government Areas of:

Tweed, Lismore, Ballina and Byron Bay.

(2) The control zone is called the ***Banana Bunchy Top Virus Control Zone***.

(3) Control measures may apply outside the Banana Bunchy Top Virus Control Zone.

7. Control measures – Notification of the presence or suspected presence of banana bunchy top virus

(1) Control measures:

- (a) A person to whom this control measure applies who becomes aware of, or suspects, the presence of banana bunchy top virus must notify the presence or suspected presence of the virus in accordance with this clause within 1 working day after the person first suspects or becomes aware of the presence (unless the person knows that the notification has already been given by another person).
- (b) A person to whom the control measure applies must notify:
 - (i) verbally or in writing to an authorised officer; and
 - (ii) giving the following information:
 - A. the person's full name and contact number;
 - B. the location of the premises or carrier in which the banana bunchy top virus is present or suspected of being present, including the lot and deposit plan number for the premises and the property identification code (if this is known); and
 - C. any other information reasonably requested by the authorised officer.

(2) Persons to whom the control measures apply:

- (a) The owner, occupier or person in charge of, or who has the care, custody or control of, premises or a carrier in which banana bunchy top virus is present or suspected of being present, and
- (b) A person who becomes aware of, or suspects, the presence of banana bunchy top virus as a result of any consultation or other work carried out in relation to premises or, a carrier in the person's professional capacity.

(3) Area of application of control measures:

- (a) This control measure applies in the Banana Bunchy Top Virus Control Zone.
- (b) On the basis that this control measure is reasonably necessary having regard to the nature of the biosecurity risk, this control measure also applies outside the Banana Bunchy Top Virus Control Zone, to the State of New South Wales.

8. Control measures - movement and planting of banana propagative material into and within the Banana Bunchy Top Control Zone

- (1) **Control Measures:** A person must not move, or cause to be moved, banana propagative material into or within the Banana Bunchy Top Virus Control Zone unless sub-paragraph (a) or (b) is satisfied:

- (a) A person must not move, or cause to be moved, banana propagative material into or within the Banana Bunchy Top Virus Control Zone, unless:
- (i) no later than 6 months before the proposed movement of banana propagative material, the person gives the Department, in a manner approved the Department, a copy of a completed Record of Movement (Banana Bunchy Top Virus) that contains the following details:
 - A. the full name, postal or email address and contact telephone number of the person proposing to plant or propagate the propagative material, and
 - B. the full name, postal or email address and contact telephone number of the person proposing to supply the propagative material, and
 - C. the physical address, including lot and deposited plan number, where the propagative material will be sourced from, and
 - D. the physical address, including lot and deposited plan number, where the propagative material will be planted or propagated, and
 - E. the variety and number of each variety of propagative material that is proposed to be moved , and
 - (ii) an authorised officer gave the person who proposes to move the propagative material written acknowledgment of receipt of the Record of Movement (Banana Bunchy Top Virus), and
 - (iii) the propagative material:
 - A. was grown from tissue culture; and
 - B. was tested and found free of banana bunchy top virus; and
 - C. has not been exposed to banana pests; and
 - D. is packaged in a secure manner to prevent infestation with banana aphids and infection with banana bunchy top virus, and
- Note:** Banana propagative material produced in accordance with the Queensland Banana Approved Nursery Scheme meets these requirements for the propagative material.
- (iv) the consignment of which the propagative material is part has a complying label or complying identifier and that certifies the propagative material meets the requirements set out in clause 8(1)(a)(iii).
- (b) A person must not move, or cause to be moved, banana propagative material into or within the Banana Bunchy Top Virus Control Zone, unless:
- (i) no later than 6 months before the proposed movement of the propagative material, the person gives the Department, in a manner

approved the Department, a copy of the completed Record of Movement (Banana Bunchy Top Virus) that contains the following details:

- A. the full name, postal or email address and contact telephone number of the person proposing to plant or propagate the propagative material, and
 - B. the full name, postal or email address and contact telephone number of the person proposing to supply the propagative material, and
 - C. the physical address, including lot and deposited plan number, where the propagative material will be sourced from, and
 - D. the physical address, including lot and deposited plan number, where the propagative material will be planted or propagated, and
 - E. the variety and number of each variety of propagative material that is proposed to be moved, and
- (ii) an authorised officer gave the person who proposes to move the propagative material written acknowledgment of receipt of the Record of Movement (Banana Bunchy Top Virus), and
- (iii) the propagative material:
- A. has been sourced from a property within or outside the Banana Bunchy Top Virus Control Zone that is at least 1000 metres from an infestation of banana bunchy top virus, and
 - B. in the period starting 28 days before the propagative material is moved, it is tested for BBTV and found free of banana bunchy top virus, and
 - C. after testing, the propagative material has not been exposed to banana pests; and
 - D. the propagative material is packaged in a secure manner to prevent infestation with banana aphids and infection with banana bunchy top virus, and
- (iv) the consignment of which the propagative material is part has a complying label or complying identifier that certifies the propagative material meets the requirements set out in clause 8(1)(b)(iii).

Note: Causing banana propagative material to be moved includes the act of purchasing or ordering that material so that it is caused to be moved in order to fulfil the purchase or order.

- (2) **Persons to whom the control measures apply:** any person moving, or causing to be moved, banana propagative material into the Banana Bunchy Top Virus Control Zone.

- (3) **Area of application of control measures:** These control measures apply in the Banana Bunchy Top Virus Control Zone.
- (4) In this clause, *tested for BBTV* means tested for the presence of banana bunchy top virus (“**BBTV**”) using PCR with BBTV specific primers or a BBTV specific immunological assay or by using an immunocapture-PCR assay.

9. Control measures – land to be kept free of vegetation

- (1) **Control Measures:** A person must ensure that the ground within one metre of a banana plant is kept free of all vegetation higher than 30 centimetres.
- (2) **Persons to whom the control measures apply:**
 - (a) an owner or occupier or a person in charge of, or has the care, custody or control of premises in the Banana Bunchy Top Control Zone, and
 - (b) a person in possession of a banana plant in the Banana Bunchy Top Control Zone.
- (3) **Area of application of control measures:** These control measures apply in the Banana Bunchy Top Virus Control Zone.

10. Control measures – Movement of banana plant, banana plant product and banana propagative material out of the Banana Bunchy Top Virus Control Zone

- (1) **Control measures:** A person must not move, or cause to be moved, a banana plant, banana plant product or banana propagative material, out of the Banana Bunchy Top Virus Control Zone unless it satisfies one of these control measures:
 - (a) it is fruit, or
 - (b) it is bells, pseudo stems or leaves of a banana plant and is free of banana bunchy top virus symptoms and banana aphids and is accompanied by a Plant Health Certificate certifying that this is the case, or
 - (c) it is dealt with in accordance with the Certification Assurance Arrangement CA-08 ‘Production, inspection and dispatch of Banana host produce for the cut flower trade’ and is accompanied by a Plant Health Assurance Certificate certifying that the requirements of CA-08 have been met.
- (2) **Persons to whom the control measures apply:** Any person who moves, or causes to be moved a banana plant, banana plant product or banana propagative material, out of the Banana Bunchy Top Virus Control Zone.
- (3) **Area of application of control measures:** These control measures apply in the Banana Bunchy Top Virus Control Zone.

11. Control measures – destruction of banana aphids and infected banana plants

- (1) **Control measures:** A person to whom this control measure applies must ensure that:
 - (a) all banana aphids infesting the banana plant are destroyed within 3 days; and
 - (b) immediately following the destruction of the banana aphids, the infected banana plant is destroyed.
- (2) **Persons to whom this control measure applies:** An owner or occupier, a person in charge of, or a person who has the care, custody or control of premises on which banana plants are grown who knows or ought to know that a banana plant is infected with banana bunchy top virus.
- (3) **Area of application of control measures:** These control measures apply in the Banana Bunchy Top Control Zone.

Biosecurity (Tomato Potato Psyllid) Control Order 2017

under the
Biosecurity Act 2015

I, BRUCE M. CHRISTIE, Deputy Director General Biosecurity and Food Safety, with the delegated authority of the Minister for Primary Industries, in pursuance of section 62 of the *Biosecurity Act 2015*, reasonably believing it is necessary to prevent the biosecurity risk associated with the pest tomato potato psyllid (*Bactericera cockerelli*) and the disease Zebra chip caused by the bacterium *Candidatus Liberibacter solanacearum* entering New South Wales, make the following Control Order.

Dated this 27th day of June 2017

**BRUCE M CHRISTIE
DEPUTY DIRECTOR GENERAL
BIOSECURITY & FOOD SAFETY NSW
DEPARTMENT OF INDUSTRY**

Explanatory note:

This Control Order is made under section 62 of the *Biosecurity Act 2015*. The object of this Control Order is to prevent the introduction of the pest tomato potato psyllid (*Bactericera cockerelli*) and the disease Zebra chip caused by the bacterium *Candidatus Liberibacter solanacearum* into New South Wales.

Biosecurity (Tomato Potato Psyllid) Control Order 2017

under the

Biosecurity Act 2015

1. Name of Order

This Control Order is the *Biosecurity (Tomato Potato Psyllid) Control Order 2017*.

2. Commencement and Duration

(1) This Control Order commences on 1 July 2017.

(2) This Control Order has effect for 5 years from the date on which the order is made.

Note: Notice of this Control Order will be given by publishing it on the Department's website and in the *NSW Government Gazette*.

3. Definitions

(1) In this Control Order:

APVMA means the Australian Pesticides and Veterinary Medicines Authority.

Area Freedom Certificate means a biosecurity certificate or interstate biosecurity certificate that certifies that a State or Territory is free of the pest, tomato potato psyllid and the disease, Zebra chip.

Control Order has the same meaning as in Part 6 of the Act.

control measures has the same meaning as in Part 6 of the Act.

control zone has the same meaning as in Part 6 of the Act.

Convolvulaceae host material means any plant belonging to the Convolvulaceae family.

excluded material means:

- (a) fruit or vegetables that do not have attached to them any leaves, green calyx or other green plant material, and
- (b) harvested grain, and
- (c) seeds.

Note: Strawberries are not excluded material because they have a large green calyx.

Lamiaceae host material means any plant belonging to the Lamiaceae family.

packhouse means a building that is separate from the place where the TPP carrier that is a fruit or vegetable was grown, in which the fruit or vegetable is sorted and put into packaging.

Plant Health Certificate means a biosecurity certificate or interstate biosecurity certificate issued by an authorised officer under the Act or a corresponding law in a State or Territory that relates to plant biosecurity.

processed material means any TPP host material or TPP carrier that is a plant that has been processed in a manner that alters its form, so that it is incapable of introducing tomato potato psyllid or Zebra chip into the Tomato Potato Psyllid Control Zone, including processing by cooking, drying, canning, juicing, freezing, chopping, slicing or shredding.

Solanaceae host material means any plant belonging to the Solanaceae family.

tomato potato psyllid means the pest insect *Bactericera cockerelli*.

TPP host material means the following host material, but does not include processed material or the seeds of this host material:

- (a) Convolvulaceae host material, and
- (b) Lamiaceae host material, and
- (c) Solanaceae host material.

TPP carrier means:

- (a) any plants (excluding TPP host material, excluded material and processed material), and
- (b) used equipment, and
- (c) used coverings.

used covering means any covering or packaging that has contained TPP host material or TPP carriers.

used equipment means any machinery or equipment that has been used in the cultivation, handling, harvesting, processing or packaging of TPP host material or TPP carriers.

Zebra chip means the disease caused by the bacterium *Candidatus Liberibacter solanacearum*.

the Act means the *Biosecurity Act 2015*.

the Regulation means the *Biosecurity Regulation 2017*.

Note 1: *authorised officer, biosecurity certificate, biosecurity matter, biosecurity risk, carrier, deal, Department, plant, interstate biosecurity certificate, land, occupier, owner, and packaging*, all have the same meaning as in the Act.

Note 2: A *plant* includes any member of the Plantae, Fungi or Protista kingdoms, whether whole or in part, and whether dead or alive.

- (2) Words and expressions that occur in this Order have the same meaning as they have in the Regulation, unless otherwise specified in this Order.

Note: *covering, equipment* and *production* all have the same meaning as in clause 21 of the Regulation. See clause 112(3) of the Regulation for the meaning of *complying label* and *complying identifier*.

4. Plant Diseases (Tomato Potato Psyllid) Order (No. 3) 2017

Pursuant to clause 3(4) of Schedule 7 to the Act, the *Plant Diseases (Tomato Potato Psyllid) Order (No 3) 2017* published in *NSW Government Gazette* No. 38 of 24 March 2017 at pages 784 to 788 is a superseded instrument that has no effect from the date this Control Order commences.

5. Biosecurity Risk

The biosecurity risk to which this Control Order relates is the risk of an adverse effect on the economy, the environment and the community posed or likely to be posed by the introduction of the pest tomato potato psyllid (*Bactericera cockerelli*) or the disease Zebra chip into the Tomato Potato Psyllid Control Zone.

6. Control Zone

- (1) Pursuant to sections 62(1)(a) and 67 of the Act, the control zone to which control measures are required to be implemented under this Control Order is the State of New South Wales.
- (2) The Control Zone is called the *Tomato Potato Psyllid Control Zone*.

7. Persons or class of persons to whom the Control Order applies

Pursuant to section 63(d), the class of persons to whom the control measures apply are all persons who move, or cause to be moved, a TPP carrier or TPP host material into the Tomato Potato Psyllid Control Zone.

8. Control Measures

A person must not move, or cause to be moved, a TPP carrier or TPP host material into the Tomato Potato Psyllid Control Zone, unless the person satisfies the control measures that apply for that TPP carrier or TPP host material.

9. Control Measures - TPP host material

A person may move, or cause to be moved, TPP host material into the Tomato Potato Psyllid Control Zone if these control measures are satisfied:

- (a) the TPP host material was grown and packed in a State or Territory that is free from tomato potato psyllid and Zebra chip as evidenced by an Area Freedom Certificate currently in force, and

- (b) the consignment of which the TPP host material is part has a complying label and complying identifier that states the name and postcode of the city or town nearest to the place where it was both grown and packed.

Note: A person may only move, or cause to be moved, Lamiaceae host material into the Tomato Potato Psyllid Control Zone if the Lamiaceae host material was grown and packed in a State or Territory that is free from tomato potato psyllid and Zebra chip, as evidenced by an Area Freedom Certificate currently in force.

10. Control Measures – Convolvulaceae host material

A person may move, or cause to be moved, Convolvulaceae host material that is a tuber into the Tomato Potato Psyllid Control Zone if the person undertakes the control measures in paragraphs (a) to (c) and the consignment of which the tuber forms part is accompanied by a Plant Health Certificate that certifies these measures have been satisfied:

- (a) the tuber is in a dormant state, and
- (b) the tuber has been brushed and washed free of soil whilst traversing on rollers using water and mechanical brushes or high pressure jets, and
- (c) the consignment of which the tuber forms part has been inspected at the greater of these rates and found to be free of tomato potato psyllid:
 - (i) 2 percent of any consignment of Convolvulaceae host plant material; or
 - (ii) 600 items.

Note: A person must not move any other Convolvulaceae host material into the Tomato Potato Psyllid Control Zone unless it is grown in a State or Territory for which an Area Freedom Certificate is currently in force, and the person complies with clause 9 of this Control Order.

11. Control Measures – Solanaceae host material

- (1) A person may move, or cause to be moved, Solanaceae host material that is fruit from a Solanaceae plant into the Tomato Potato Psyllid Control Zone if the person undertakes the control measures in paragraphs (a) and (b) and the consignment of which the fruit forms part is accompanied by a Plant Health Certificate that certifies these measures have been satisfied:

- (a) either of these treatment measures have been carried out:
 - (i) **Insecticide:**
 - A. before the fruit was picked, the plant on which the fruit was grown was treated with an insecticide regime that is effective against all life stages of tomato potato psyllid in accordance with APVMA label directions and permit conditions, and
 - B. the consignment of which the fruit is part has been inspected at the greater of these rates and found to be free of tomato potato psyllid:
 - i. 2 percent of any consignment of fruit, or
 - ii. 600 items, or

- (ii) **Methyl bromide:** the fruit was treated by fumigation with methyl bromide for two hours at these rates:

Rate	Temperature	Atmospheric Pressure
32g/m ³	At or above 21°C	Normal atmospheric pressure
40g/m ³	16°C to 20.9°C	Normal atmospheric pressure
48g/m ³	11°C to 15.9°C	Normal atmospheric pressure
56g/m ³	10°C to 10.9°C	Normal atmospheric pressure

- (b) immediately after treatment, the fruit is placed in secure conditions which prevent infestation of tomato potato psyllid.
- (2) A person must not move Solanaceae host material that is fruit from a Solanaceae plant that satisfies clause 11(1) into the Tomato Potato Psyllid Control Zone unless the consignment of which the fruit forms part remains in secure conditions which prevent infestation of tomato potato psyllid until it is moved into the Tomato Potato Psyllid Control Zone.

Note: A person must not move any other Solanaceae host material (including potatoes) into the Tomato Potato Psyllid Control Zone unless it is grown in a State or Territory for which an Area Freedom Certificate is currently in force, and the person complies with clause 9 of this Control Order.

12. Control Measures – TPP Carriers that are plants

- (1) A person may move, or cause to be moved, a TPP carrier that is a plant into the Tomato Potato Psyllid Control Zone if person undertakes the control measures in paragraphs (a) and (b) and the consignment of which the plant forms part is accompanied by a Plant Health Certificate that certifies these measures have been satisfied:
- (a) either of these treatment measures have been carried out:
- (i) **Insecticide:**
- A. the plant was treated with an insecticide regime that is effective against adult tomato potato psyllid in accordance with APVMA label directions and permit conditions, and
- B. the consignment of which the plant is part has been inspected at the greater of these rates and found to be free of tomato potato psyllid:
- i. 2 percent of any consignment of plants, or
- ii. 600 items, or
- (ii) **Methyl bromide:** the plant was treated by fumigation with methyl bromide for two hours at these rates:

Rate	Temperature	Atmospheric Pressure
32g/m ³	At or above 21°C	Normal atmospheric pressure
40g/m ³	16°C to 20.9°C	Normal atmospheric pressure
48g/m ³	11°C to 15.9°C	Normal atmospheric pressure
56g/m ³	10°C to 10.9°C	Normal atmospheric pressure

- (b) immediately after treatment, the plant is placed in secure conditions which prevent infestation of tomato potato psyllid, and is placed in a position that is isolated from any plant that has not been treated in a manner allowed by this subclause.
- (2) A person must not move a TPP carrier that is a plant that satisfies clause 12(1) into the Tomato Potato Psyllid Control Zone unless until the plant is moved into the Tomato Potato Psyllid Control Zone the consignment of which the plant forms part:
 - (a) remains in secure conditions which prevent infestation of tomato potato psyllid, and
 - (b) remains isolated from any plant that has not been treated with a method specified in subclause 12(1).

13. TPP Carriers – TPP Carriers that are strawberries

- (1) A person may move, or cause to be moved, TPP carriers that are strawberries into the Tomato Potato Psyllid Control Zone if the person undertakes the control measures in paragraphs (a) to (c) and the consignment of which the strawberries form part is accompanied by a Plant Health Certificate that certifies these measures have been satisfied:
 - (a) the strawberries are packed in a packhouse, and
 - (b) the consignment of which the strawberries are part was inspected at the greater of these rates and found to be free of tomato potato psyllid:
 - (i) 2 percent of the consignment, or
 - (ii) 600 items, and
 - (c) the strawberries are packed in secure conditions which prevent infestation of tomato potato psyllid.
- (2) A person must not move TPP carrier that satisfies clause 13(1) into the Tomato Potato Psyllid Control Zone unless the consignment of which the strawberries form part remains in secure conditions which prevent infestation of tomato potato psyllid and until it is moved into the Tomato Potato Psyllid Control Zone.

14. Control Measures – TPP Carriers that are fruit or vegetables with leaves, green calyx or other green plant material

- (1) A person may move, or cause to be moved, TPP carriers that are fruit or vegetables with leaves, green calyx or other green plant material into the Tomato Potato Psyllid Control Zone if the person undertakes the control measures in paragraphs (a) to (d) and the consignment of which the fruit or vegetables form part is accompanied by a Plant Health Certificate that certifies these measures have been satisfied:
 - (a) the fruit or vegetables are packed in a packhouse, and

- (b) the fruit or vegetables are washed using any of these washing measures:

Washing measures	Minimum Time
Hydro-cooled with continuously agitated sanitised water	20 minutes
Dipped in continuously agitated sanitised water containing a food grade surfactant at the rates specified on the label for the surfactant	3 minutes
Washed with sanitised water on rotating roller bushes	30 seconds
Pressure washed in sanitised water under water nozzles with a water pressure above 200kPa (29 psi)	20 seconds

- (c) the consignment of which the fruit or vegetables are part was inspected at the greater of these rates and found to be free of tomato potato psyllid:
- (i) 2 percent of the consignment, or
 - (ii) 600 items, and
- (d) immediately after washing, the fruit or vegetables are packed in secure conditions which prevent infestation of tomato potato psyllid.
- (2) A person must not move, or cause to be moved, a TPP carrier that satisfies clause 14(1) into the Tomato Potato Psyllid Control Zone unless the consignment of which the fruit or vegetables forms part remains in secure conditions which prevent infestation of tomato potato psyllid until it arrives in the Tomato Potato Psyllid Control Zone.

15. Control Measures – TPP Carriers that are used equipment or used coverings

- (1) A person may move, or cause to be moved, a TPP Carrier that is used equipment or used coverings into the Tomato Potato Psyllid Control Zone if for the whole of the 12 month period before it was moved, the used equipment or used covering was located in a State or Territory that is free from tomato potato psyllid and Zebra chip as evidenced by an Area Freedom Certificate is currently in force.
- (2) A person may move, or cause to be moved, a TPP Carrier that is used equipment or used coverings into the Tomato Potato Psyllid Control Zone if the person undertakes the control measures in paragraphs (a) and (b) and the used equipment or used coverings is accompanied by a Plant Health Certificate that certifies these measures have been satisfied:
- (a) the used equipment or used covering has been thoroughly cleaned and is free from all planting media, organic material and tomato potato psyllids, and
 - (b) any used equipment has been washed with high pressure hot water heated to a temperature of at least 70°C.

Biosecurity (White Spot Disease of crustaceans) Control Order 2017

under the

Biosecurity Act 2015

I, BRUCE M CHRISTIE, Deputy Director General Biosecurity and Food Safety, in exercise of delegated authority under the *Biosecurity Act 2015*, in pursuance of section 62 of the *Biosecurity Act 2015*, reasonably believing it is necessary to prevent the biosecurity risk associated with White Spot Disease of crustaceans, make the following Control Order.

Dated this 28th day of June 2017

**BRUCE M CHRISTIE
DEPUTY DIRECTOR GENERAL
BIOSECURITY & FOOD SAFETY NSW
DEPARTMENT OF INDUSTRY**

Explanatory note

This Control Order is made under section 62 of the *Biosecurity Act 2015*. The object of this Control Order is to prevent the biosecurity risk posed or likely to be posed by the spread of White Spot Disease of crustaceans into New South Wales.

Biosecurity (White Spot Disease of crustaceans) Control Order 2017

under the

Biosecurity Act 2015

(1) Name of Order

This Control Order is the *Biosecurity (White Spot Disease of crustaceans) Control Order 2017*.

(2) Commencement and Duration

(1) This Control Order commences on 1 July 2017.

(2) This Control Order has effect for a period of 5 years from the date on which it is made.

Note: Notice of this Control Order will be given by publishing it on the Department's website and in the *NSW Government Gazette*.

(3) Definitions

Certificate of Irradiation means a Certificate that:

- (a) certifies that Gamma Irradiation Treatment was applied to the product at the Treatment Facility on the date stated in the Certificate; and
- (b) bears an individual lot number assigned by the Treatment Facility; and
- (c) describes the product that was treated including the species and total weight of the product; and
- (d) is signed by an employee of the Treatment Facility who is authorised to sign the certificate on behalf of the Treatment Facility.

Competent Authority means the relevant state government agency that regulates food safety.

Commercial fisher means a person:

- (a) who holds a current commercial fishing licence issued under Division 1 of Part 4 of the *Fisheries Management Act 1994*; or
- (b) who holds a current commercial fisher licence under the *Queensland Fisheries Act 1994*.

Cooked product means product that has been cooked at premises approved by and under the control of the Competent Authority to a minimum time and temperature standard where all the protein in the decapod crustaceans and polychaete worms is coagulated and no uncooked meat remains.

Decapod crustaceans means any crustacean of the Order Decapoda and includes, but is not limited to: school, tiger and banana prawns, yabbies or pink nippers, shrimp, slipper lobsters, crabs and hermit crabs.

Gamma Irradiation Treatment means treatment by irradiation at a gamma radiation dose of at least 50 kilo Gray (kGy).

Polychaete worm means any worm of the Class Polychaeta.

Queensland infected area means the area outlined in red in the map at Schedule 1 and includes:

- (a) the local government areas of Redland City Council, Moreton Bay Regional Council, Logan City Council, Brisbane City Council, Ipswich City Council, Gold Coast City Council and the following localities from Sunshine Coast Regional Council: Bells Creek, Beerburrum, Beerwah, Booroobin, Bribie Island North, Caloundra, Caloundra West, Coochin Creek, Crohamhurst, Kings Beach, Glass House Mountains, Golden Beach, Mount Mellum, Moffat Beach, Landsborough, Peachester, Pelican Waters and Shelly Beach; and
- (b) the waters of Moreton Bay Marine Park bounded by Redland City Council, Brisbane City Council, Moreton Bay Regional Council and a line running generally north westerly from Amity Point on North Stradbroke Island to the southern most point of Moreton Island and a line running generally westerly from Comboyuro Point Moreton Island to Skirmish Point on Bribie Island.

The Act means the *Biosecurity Act 2015*.

Treatment Facility means a treatment facility that applies Gamma Irradiation Treatment to the decapod crustaceans.

White Spot Disease of crustaceans means the disease that is caused by the virus Whispovirus (Family Nimaviridae). (Also known as infection with white spot syndrome virus).

Note: *authorised officer, Chief Veterinary Officer, control measures, deal* and *fitting* all have the same meaning as in the Act.

(4) Biosecurity Matter, Carrier and Biosecurity Risk

- (1) The biosecurity matter to which this Control Order relates is White Spot Disease of crustaceans.
- (2) The Biosecurity carrier to which this Control Order relates is uncooked decapod crustaceans and polychaete worms.
- (3) The biosecurity risk to which this Control Order relates is the risk of an adverse effect on the economy, the environment and the community posed by the spread of the disease White Spot Disease of crustaceans into New South Wales.

(5) Control Zone

- (1) Pursuant to sections 62(1)(a) and 67 of the Act, this Control Order is limited in its application to the Control Zone.
- (2) The Control Zone is the whole of the State of New South Wales.
- (3) The Control Zone is called the White Spot Disease Control Zone.

(6) The persons or class of persons to whom the control measures apply

This Control Order applies to a person dealing with, including having possession of, live or dead decapod crustaceans and polychaete worms, or fittings previously used in connection with live or dead decapod crustaceans and polychaete worms.

(7) Control measures

Pursuant to section 62(1)(b) and 68(5) of the Act, the following control measures apply.

- (1) Except as provided in subclauses (2) and (3), a person is prohibited from importing into or possessing within the White Spot Disease Control Zone the following:
 - a) live or dead decapod crustaceans and polychaete worms:
 - i. originating from any of the waters within the Queensland infected area; or
 - ii. originating from any commercial aquaculture prawn farm within the Queensland infected area; and
 - b) fittings used in connection with cultivation or commercial catch of live or dead decapod crustaceans or polychaete worms described in subclause (1) a) unless such fittings have been cleaned and disinfected to remove all traces of decapod crustaceans or polychaete worms or decapod crustaceans or polychaete worms product, in accordance with a protocol approved by the NSW Chief Veterinary Officer; and
 - c) live or dead decapod crustaceans or polychaete worms that have been in contact with either of the following:
 - i. water that has held live or dead decapod crustaceans or polychaete worms described in subclause (1) a); or
 - ii. fittings that have previously been used in connection with live or dead decapod crustaceans or polychaete worms described in subclause (1) a) unless such fittings have been cleaned and disinfected to remove all traces of decapod crustaceans or polychaete worms or decapod crustaceans or polychaete worms product in accordance with a protocol approved by the NSW Chief Veterinary Officer.

(2) Despite (1) above, decapod crustaceans taken from the Queensland infected area may be imported into the White Spot Disease Control Zone if subclauses a), b) and c) below are satisfied:

- a) they first have been processed as cooked product; and
- b) they are securely packaged; and
- c) they are transported directly to a point of sale in New South Wales.

(3) Despite (1) above, uncooked decapod crustaceans which have moved through (into, within and out of, including the loading and unloading of product into or from vehicles whilst in transit) the Queensland infected area may enter or be imported into the White Spot Disease Control Zone if subclauses a) to d) below are satisfied:

- a) the uncooked decapod crustaceans originated from outside of Queensland infected area; and
- b) any bins or packaging or coverings containing uncooked decapod crustaceans remained intact and secured throughout the period of transit and are still intact and secured; and
- c) the name, address, postcode and the State or Territory of the grower and/or the commercial fisher and the packer is clearly displayed on the outer covering of any bins or packaging; and
- d) the uncooked decapod crustaceans are transported directly to a point of sale in New South Wales for human consumption.

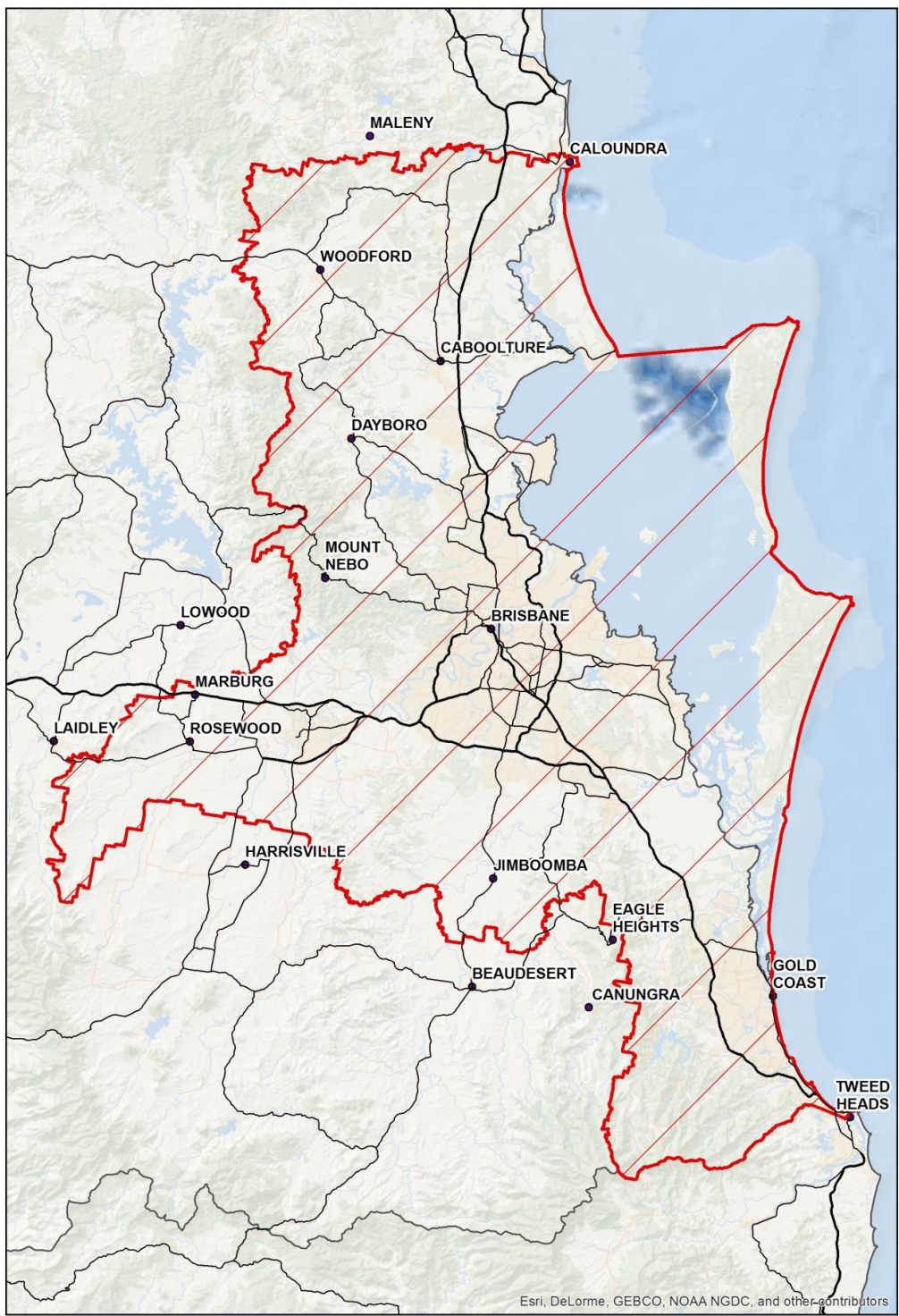
Note: For example, uncooked decapod crustaceans originating from outside of the area defined in subclause (1) a) may be, while transiting through that area, unloaded from a vehicle and then loaded onto a secondary vehicle.

(4) Despite (1) above, uncooked decapod crustaceans that have been subject to Gamma Irradiation Treatment within the Queensland infected area may be moved to a destination in NSW for the purpose of processing and on-selling if a) to b) are satisfied:

- a) a NSW authorised officer is notified no less than 48 business hours prior to the planned time of arrival of the product at the destination in NSW of:
 - i. the address of the destination of the product; and
 - ii. the description of the product including species, weight, type of packaging and number of packages; and
 - iii. the estimated date and time of arrival of the product. The date and time of arrival of the product must be on a business day during business hours; and
- b) the product is moved into NSW:
 - i. in refrigerated transport; and

- ii. in the same sealed insulated containers in which the Gamma Irradiation Treatment was applied; and
 - iii. accompanied by a copy of the relevant Certificate of Irradiation; and
 - iv. in one journey on the same day (they must not be off loaded until they reach their destination); and
 - v. subject to a permit from the Queensland Department of Agriculture and Fisheries; and
 - vi. the NSW Chief Veterinary Officer is informed in writing via email by the person receiving the product of the date and time of the arrival of the product at its destination, as soon as possible after it arrives (email details of NSW Chief Veterinary Officer: aquatic.imports@dpi.nsw.gov.au).
- (5) The decapod crustaceans (the product) may be unloaded at the destination from the sealed insulated containers, and processed as required. It may then be further transported to a point of sale in New South Wales if all of the following conditions are met with respect to the product:
- a) it is stored in a separate part of the processing facility to other products being processed; and
 - b) it remains identifiable with appropriate marks on containers and boxes with the lot number allocated to the product by the Treatment Facility and with the name of the Treatment Facility; and
 - c) a copy of the “Certificate of Irradiation” is kept with the product at all times prior to it being processed into final packaging; and
 - d) each individual container into which the processed product is packaged for final use and is clearly labelled with:
 - i. the name of the Treatment Facility; and
 - ii. the relevant lot number; and
 - iii. the details of the volume of product that was irradiated in that lot; and
 - iv. the symbols “50Kgy” to indicate that the product was irradiated with this dose; and
 - e) any waste product produced during processing (for example, water or organic matter) is disposed of to either the sewer (for water) or to general waste as appropriate.

SCHEDULE 1 - Map indicating area described in clause 7(1) a) of this Order



**Instrument of Appointment of Chief Veterinary Officer and Deputy
Chief Veterinary Officers 2017**

under the
BIOSECURITY ACT 2015

I, **BRUCE M. CHRISTIE**, Deputy Director General, Biosecurity & Food Safety, having delegated authority, make the following Instrument of Appointment in pursuance of section 377 of the *Biosecurity Act 2015* (the Act).

Dated this 28th day of June 2017

BRUCE M. CHRISTIE
Deputy Director General
Biosecurity and Food Safety
Department of Industry

Explanatory Note

This instrument is made under section 377 of the *Biosecurity Act 2015*. The objects of this Instrument are to appoint an officer employed in the Department to be the Chief Veterinary Officer and one or more other officers so employed to be Deputy Chief Veterinary Officers, for the purposes of the Act.

Instrument of Appointment of Chief Veterinary Officer and Deputy Chief Veterinary Officers 2017

under the
BIOSECURITY ACT 2015

1. Name

This Instrument is the *Biosecurity Act 2015 Instrument of Appointment of Chief Veterinary Officer and Deputy Chief Veterinary Officers 2017*.

2. Commencement

This instrument commences on 1 July 2017.

3. Interpretation

role includes office.

the Act means the *Biosecurity Act 2015*.

the Department means the Department of Industry.

title includes title of an office.

4. Appointment of officer as Chief Veterinary Officer

- 1) An officer employed in the Department who is assigned to the role having the title; Group Director Animal Biosecurity & Welfare and who is eligible for full registration as a veterinary practitioner under the Veterinary Practice Act 2003 is appointed as Chief Veterinary Officer for the purposes of the Act.
- 2) A person assigned to the role having the title listed in clause 4(1), includes any person who is for the time being acting in that role or performing the duties and responsibilities of that role.

5. Appointment of officers as Deputy Chief Veterinary Officers

- 1) Officers employed in the Department who are eligible for full registration as a veterinary practitioner under the Veterinary Practice Act 2003 and who have been assigned one of the following roles are

appointed as Deputy Chief Veterinary Officers for the purposes of the Act:

- a) Manager, Animal Biosecurity Services and Response; or
 - b) Manager, Animal Biosecurity Strategy & Standards;
- 2) A person assigned to any of the roles, having any of the titles listed in clause 5(1) includes any person who is for the time being acting in any of those roles or performing the duties and responsibilities of any of those roles.

6. Functions of officers appointed as Deputy Chief Veterinary Officers

- 1) A person appointed as Deputy Chief Veterinary Officer may exercise the functions of Chief Veterinary Officer on all terms and in all circumstances.

**Instrument of Appointment of Chief Plant Protection Officer and
Deputy Chief Plant Protection Officers 2017**

under the
BIOSECURITY ACT 2015

I, **BRUCE M. CHRISTIE**, Deputy Director General, Biosecurity & Food Safety, having delegated authority, make the following Instrument of Appointment in pursuance of section 376 of the *Biosecurity Act 2015* (the Act).

Dated this day of June 2017

BRUCE M. CHRISTIE
Deputy Director General
Biosecurity and Food Safety
Department of Industry

Explanatory Note

This instrument is made under section 376 of the *Biosecurity Act 2015*. The objects of this Instrument are to appoint an officer employed in the Department to be the Chief Plant Protection Officer and one or more other officers so employed to be Deputy Chief Plant Protection Officers, for the purposes of the Act.

Instrument of Appointment of Chief Plant Protection Officer and Deputy Chief Plant Protection Officers 2017

under the
BIOSECURITY ACT 2015

1. Name

This Instrument is the *Biosecurity Act 2015 Instrument of Appointment of Chief Plant Protection Officer and Deputy Chief Plant Protection Officers 2017*.

2. Commencement

This instrument commences on 1 July 2017.

3. Interpretation

role includes office.

the Act means the *Biosecurity Act 2015*.

the Department means the Department of Industry.

title includes title of an office.

4. Appointment of officer as Chief Plant Protection Officer

- 1) An officer employed in the Department who is assigned to the role having the title; Director, Plant Biosecurity and Product Integrity is appointed as Chief Plant Protection Officer for the purposes of the Act.
- 2) A person assigned to the role having the title listed in clause 4(1), includes any person who is for the time being acting in that role or performing the duties and responsibilities of that role.

5. Appointment of officers as Deputy Chief Plant Protection Officers

- 1) Officers employed in the Department who are assigned to any of the roles having the titles; Manager, Plant Protection Integrity Standards, Manager, Plant Pest & Disease Surveillance and Manager, Plant Biosecurity Prevention and Preparedness are appointed as Deputy Chief Plant Protection Officers for the purposes of the Act.

- 2) A person assigned to any role, having any of the titles listed in clause 5(1) includes any person who is for the time being acting in any of those roles or performing the duties and responsibilities of any of those roles.

6. Functions of officers appointed as Deputy Chief Plant Protection Officers

- 1) A person appointed as Deputy Chief Plant Protection Officer may exercise the functions of Chief Plant Protection Officer on all terms and in all circumstances.

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
access grazing dam	Reserve No. 96252 Public Purpose: future public requirements Notified: 20 August 1982 File Reference: 16/05761 Column 2 Reserve No. 753285 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 16/05761

DUBBO 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 road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date the roads specified in Schedule 1 cease to be a Crown road.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule 1

Parish - Emu; County - Ewenmar

Land District - Dubbo; LGA - Dubbo Regional Council

Crown road highlighted red on diagram hereunder.



Schedule 2

Road Authority: Dubbo Regional Council

File Ref:17/06935 - W586435

Council Ref: ED17/71050

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule 1

Parish - Wera; County - Oxley

Land District - Dubbo; LGA - Bogan Shire Council

Crown road highlighted red on diagram hereunder.



Schedule 2

Road Authority: Bogan Shire Council

File Ref:17/06991 - W586539

Council Ref: 15/06289

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
access	Reserve No. 80206 Public Purpose: quarry Notified: 6 December 1957 File Reference: 17/05252

Schedule

Column 1	Column 2
grazing	Reserve No. 94330 Public Purpose: future public requirements Notified: 20 February 1981 File Reference: 15/10374

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
community purposes	Dedication No. 530000 Public Purpose: public recreation Notified: 14 February 1873 File Reference: 17/05458

ROADS ACT 1993
ORDER
Transfer of Crown Road to a Council

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule 1

*City - Goulburn; Parish Goulburn -; County - Argyle
Land District - Goulburn
LGA - Goulburn Mulwaree Council*

Crown road/s shown coloured in red on diagram/s hereunder.

Schedule 2

Roads Authority: Goulburn Mulwaree Council

Council Reference: DocID:KW:JM

Lands Reference: W586399; 17/06909



Schedule 1

*Parish - Yarralaw; County - Argyle
Land District - Goulburn
LGA - Goulburn Mulwaree Council*

Crown road/s shown coloured in red on diagram/s hereunder.

Schedule 2

Roads Authority: Goulburn Mulwaree Council

Council Reference: DA 001/182

Lands Reference: W586400; 17/06910



GRAFTON OFFICE

ROADS ACT 1993

ORDER

Transfer of Crown Road 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 - Bywong; County - Murray
Land District - Queanbeyan*

Local Government Area - Queanbeyan-Palerang Regional

The Crown Public road on the southern boundary of Lot 1 DP 618370 and Lot 21 DP 854962 as denoted by red shading on the diagram below.

Width to be Transferred: Whole width



SCHEDULE 2

Roads Authority: Queanbeyan-Palerang Council

File Ref: 17/02369; W585747

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 - Nattery; County - Argyle
Land District - Goulburn; LGA - Goulburn Mulwaree

Road Closed: Lot 1 DP 1229804

File No: 17/00372

SCHEDULE

On closing, the land within Lot 1 DP 1229804 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - North Gundagai; County - Clarendon
Land District - Gundagai; LGA - Cootamundra-Gundagai Regional

Road Closed: Lot 2 DP 1227216

File No: 16/05259

SCHEDULE

On closing, the land within Lot 2 DP 1227216 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

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

Road Closed: Lot 2 DP 1229843

File No: 16/04895

SCHEDULE

On closing, the land within Lot 2 DP 1229843 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes - Bagot, Tubbamurra; County - Clarke
Land District - Armidale; LGA - Guyra*

Road Closed: Lots 1-2 DP 1212001

File No: 15/03877

SCHEDULE

On closing, the land within Lots 1-2 DP 1212001 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes - Cudgildool, Boonaldoon; County - Benarba
Land District - Moree; LGA - Moree Plains*

Road Closed: Lots 1-2 DP 1228780

File No: 16/06972

SCHEDULE

On closing, the land within Lots 1-2 DP 1228780 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish - Bligh; County - Fitzroy
Land District - Bellingen; LGA - Bellingen*

Road Closed: Lot 1 DP 1230866

File No: 17/00188

SCHEDULE

On closing, the land within Lot 1 DP 1230866 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish - Mardooneen; County - King
Land District - Gunning; LGA - Upper Lachlan*

Road Closed: Lot 1 DP 1230385

File No: 17/01745

SCHEDULE

On closing, the land within Lot 1 DP 1230385 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parishes - Killimicat, Wyangle; County - Buccleuch
Land District - Tumut; LGA - Snowy Valleys*

Road Closed: Lots 1-2 DP 1225949

File No: 15/05855

SCHEDULE

On closing, the land within Lots 1-2 DP 1225949 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish - Wyangle; County - Buccleuch
Land District - Tumut; LGA - Snowy Valleys*

Road Closed: Lot 3 DP 1225902

File No: 16/01310

SCHEDULE

On closing, the land within Lot 3 DP 1225902 becomes vested in the State of New South Wales as Crown Land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Tenterfield; County - Clive
Land District - Tenterfield; LGA - Tenterfield

Road Closed: Lots 1-4 DP 1188529

File No: AE06H248

SCHEDULE

On closing, the land within Lots 1, 3 and 4 DP 1188529 remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 2 DP1188529 that was formerly Council road becomes vested in the State of New South Wales as Crown Land.

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

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
grazing	Reserve No. 81823 Public Purpose: drainage Notified: 31 July 1959 File Reference: 13/14208 Reserve No. 751382 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: GF06H305 Reserve No. 1130 Public Purpose: water supply Notified: 25 February 1884 File Reference: GF06H305

Schedule

Column 1	Column 2
environmental rehabilitation	Reserve No. 84835 Public Purpose: public recreation Notified: 10 April 1964 File Reference: 17/01482 Reserve No. 1012190 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation Notified: This Day File Reference: 17/01482

Schedule

Column 1	Column 2
sporting event wharf	Reserve No. 1011748 Public Purpose: access and public requirements, rural services, tourism purposes and environmental and heritage conservation Notified: 18 August 2006 File Reference: 11/13671

Schedule

Column 1	Column 2
filming event	Reserve No. 1013249 Public Purpose: public recreation and coastal environmental protection Notified: 23 March 2007 File Reference: 17/06904

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

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
storage area	Reserve No. 750615 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 17/01592

NEWCASTLE 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 - Bulbodney; County - Kennedy
Land District - Parkes; LGA - Lachlan

Road Closed: Lot 1 DP 1226724

File No: 16/04815:JT

SCHEDULE

On closing, the land within Lot 1 DP 1226724 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Cambewarra; County - Camden
Land District - Nowra; LGA - Shoalhaven

Road Closed: Lot 1 DP1231234

File No: 15/03713

SCHEDULE

On closing, the land within Lot 1 DP1231234 remains vested in Shoalhaven City Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: 43688E (D17/97175)

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 - Bayly; County - Phillip
Land District - Mudgee; LGA - Mid-Western Regional

Road Closed: Lots 1-3 DP 1222043

File No: 09/01976 RS

SCHEDULE

On closing, the land within Lots 1-3 DP 1222043 remains vested in the State of New South Wales as Crown land.

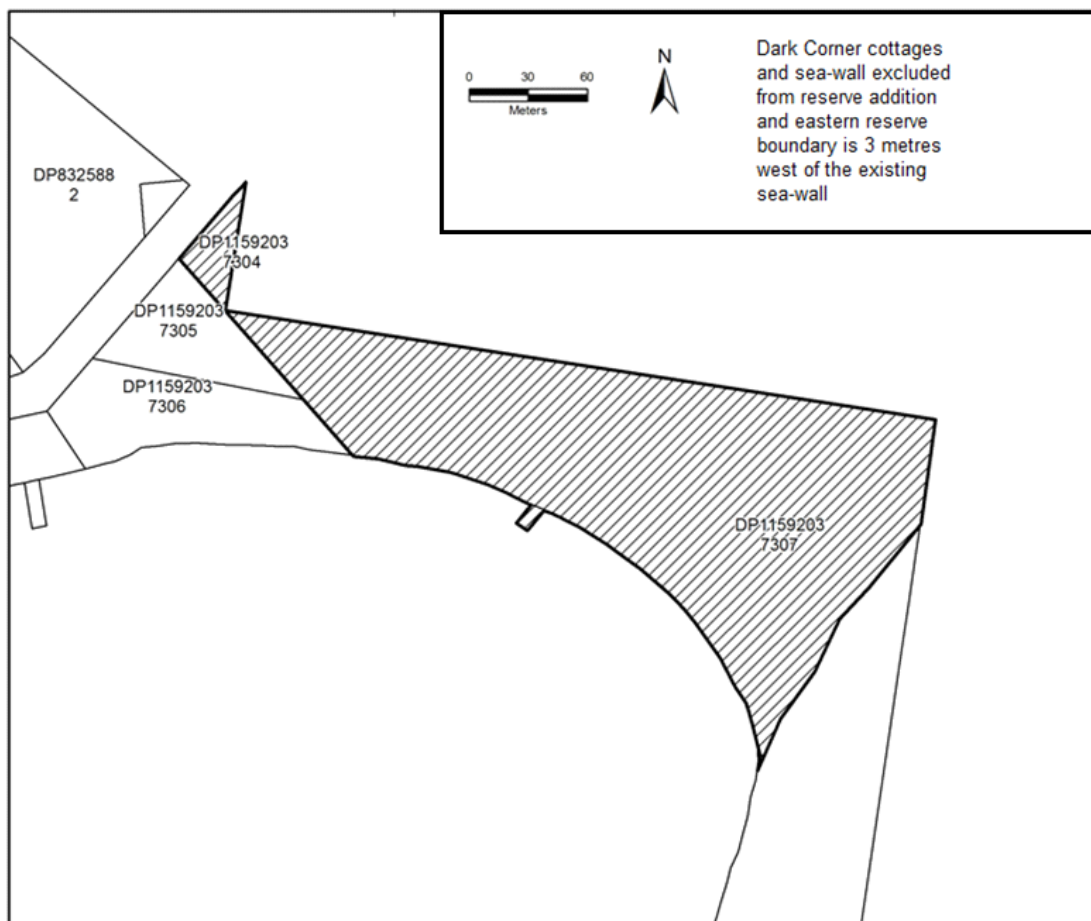
ADDITION TO RESERVED CROWN LAND

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: Gosford Local Government Area: Central Coast Council Locality: Patonga Whole Lots: Lot 7304 DP 1159203 Parish Patonga County Northumberland; Part Lots: Lot 7307 DP 1159203 Parish Patonga County Northumberland As shown by black hatching on diagram. Area: about 3.277 hectares File Reference: MD95R18	Reserve No. 63144 Public Purpose: public recreation Notified: 8 January 1932 Whole Lots: Lot 7004 DP 1056613, Lots 7176-7177 DP 1057461, Lots 7305-7306 DP 1159203 Parish Patonga County Northumberland New Area: about 15.584 hectares



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 - Manly Cove; County - Cumberland
Land District - Metropolitan; LGA - Northern Beaches

Road Closed: Lot 1 DP 1205253

File No: 10/05686

SCHEDULE

On closing, the land within Lot 1 DP 1205253 remains vested in the State of New South Wales as Crown land.

NOTIFICATION OF CLOSING OF A ROAD

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish - Bugabada; County - Ewenmar
Land District - Dubbo; LGA - Gilgandra

Road Closed: Lot 100 DP 1219885

File No: 15/01937

SCHEDULE

On closing, the land within Lot 100 DP 1219885 remains vested in Gilgandra Shire Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: RR.354.1 (JP)

NOWRA OFFICE

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

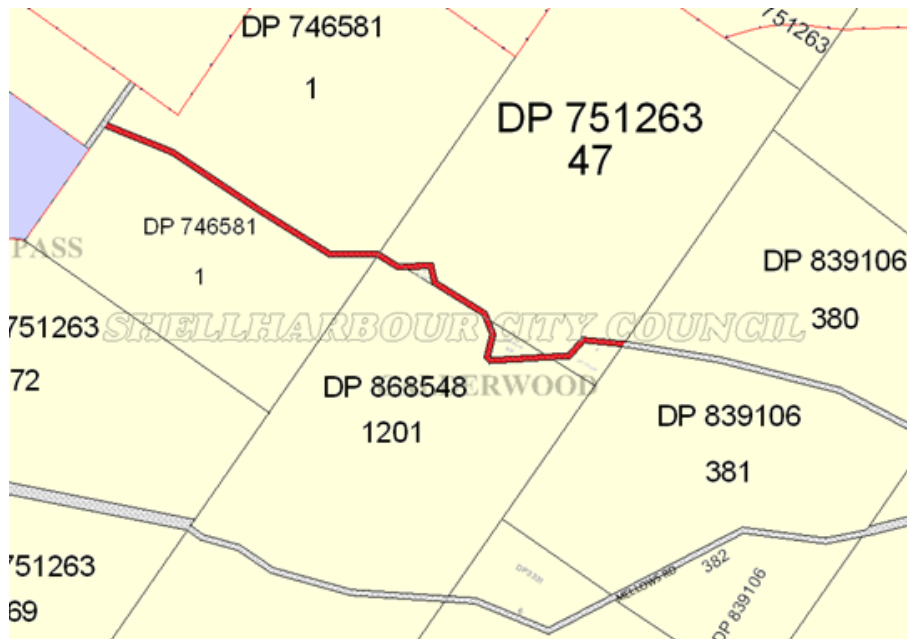
IN pursuance of the provisions of section 151, *Roads Act 1993*, the Crown roads specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date the roads specified in Schedule 1 cease to be a Crown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

The Hon PAUL TOOLE, MP
Minister for Lands and Forestry

Schedule 1

Parish - Calderwood; County - Camden
Land District - Kiama; LGA - Shellharbour

Description: Crown public road known as O'Neil's Road at Calderwood, shown by red colour in diagram hereunder.



Schedule 2

Road Authority: Shellharbour City Council
 Crown Lands File Ref: 17/06026 - W585258

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 protection	Reserve No. 84184 Public Purpose: access Notified: 8 February 1963 File Reference: 17/02434 Column 2 Reserve No. 750242 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 17/02434

SYDNEY METROPOLITAN 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
access parking	Dedication No. 500410 Public Purpose: public recreation Notified: 26 July 1911 File Reference: 09/18916

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
filming event	Reserve No. 65042 Public Purpose: public recreation Notified: 11 January 1935 File Reference: 17/06852

WAGGA WAGGA 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
access	Reserve No. 16893 Public Purpose: camping, travelling stock Notified: 25 February 1893 File Reference: 15/08730

Schedule

Column 1	Column 2
grazing	Reserve No. 48022 Public Purpose: cemetery, plantation Notified: 21 August 1912 File Reference: 17/02078

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
public recreation community purposes	Reserve No. 48746 Public Purpose: racecourse, showground Notified: 23 April 1913 File Reference: 17/05380

WESTERN REGION OFFICE

ALTERATION OF PURPOSE/CONDITIONS OF A WESTERN LANDS LEASE

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

The Hon PAUL TOOLE, MP
Minister for Lands and Forestry

*Administrative District – Wentworth
Shire – Wentworth, County – Wentworth*

The purpose of Western Lands Lease 9796, being the land contained within Folio Identifier 685/761771 has been altered from “Residence & Cultivation” to “Residence” effective from 27 June 2017.

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

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

SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 9796.

- 1) In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the *Western Lands Act 1901*, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Trade and Industry as the Minister may from time to time approve.
- 2) In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of the *Western Lands Act 1901* ("the Act") in accordance with section 4(2) of the Act.
- 3)
 - a. For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.
 - b. The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder's use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
 - c. The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
 - d. The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- 4) The rent of the lease shall be assessed in accordance with Part 6 of the *Western Lands Act 1901*.
- 5) The rent shall be due and payable annually in advance on 1 July in each year.
- 6)
 - a. "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
"GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
 - b. Notwithstanding any other provision of this Agreement:

- i. If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - ii. If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause “taxes”), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- 7) The lessee must pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- 8) The lessee must hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- 9) The lessee must not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- 10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- 11) The land leased must be used only for the purpose of “**Residence**”.
- 12) The lessee must maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and must permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- 13) The lessee must, within 12 months from the date of commencement of the lease or such further period as the Minister may allow, erect a building on the land in accordance with plans and specifications approved by the Council of the local government area.
- 14) The lessee must not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local government area.
- 15) The lessee must ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- 16) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee must leave the land in a clean and tidy condition free from rubbish and debris.
- 17) Where the Crown has paid a contribution under section 217-219 of the *Roads Act 1993* in respect of the land leased, the lessee must pay to the Crown the amount of that contribution within 3 months of being called upon to do so.
- 18) If the lessee is an Australian registered company then the following conditions shall apply:
 - a. The Lessee will advise the Commissioner of the name, address and telephone number of the Lessee's company secretary, that person being a person nominated as a representative of the company in respect of any dealings to be had with the company. The Lessee agrees to advise the Commissioner of any changes in these details.
 - b. Any change in the shareholding of the Lessee's company which alters its effective control of the lease from that previously known to the Commissioner shall be deemed an assignment by the Lessee.
 - c. Where any notice or other communication is required to be served or given or which may be convenient to be served or given under or in connection with this lease it shall be sufficiently executed if it is signed by the company secretary.
 - d. A copy of the company's annual financial balance sheet or other financial statement which gives a true and fair view of the company's state of affairs as at the end of each financial year is to be submitted to the Commissioner upon request.


File No: WLL9796-1

REVOCATION OF APPOINTMENT OF RESERVE TRUST

Pursuant to section 92(3)(c) of the *Crown Lands Act 1989*, the appointment of the reserve trust specified in Column 1 of the Schedule hereunder, as trustee of the reserve(s), or part(s) of the reserve(s), specified opposite thereto in Column 2 of the Schedule, is revoked.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Line Of Lode Reserve Trust	<p>Part Reserve No. 1029788, the part being Residences 27A and 27B Proprietary Square, Broken Hill as identified by hatched area in Diagram below. Public Purpose: heritage purposes, urban services Notified: 1 October 2010 File Reference: 10/15537</p>  <p>The diagram shows a street grid with Gillivk St at the top, Idde St on the right, and Gaffney St at the bottom. A hatched area is located at the intersection of Gaffney St and Idde St. The diagram also shows other lots with DP numbers: DP 1178911, DP 55032, DP 55032, DP 59, DP 759392, DP 59, DP 1183597 7424. A north arrow is present at the bottom center of the diagram.</p>

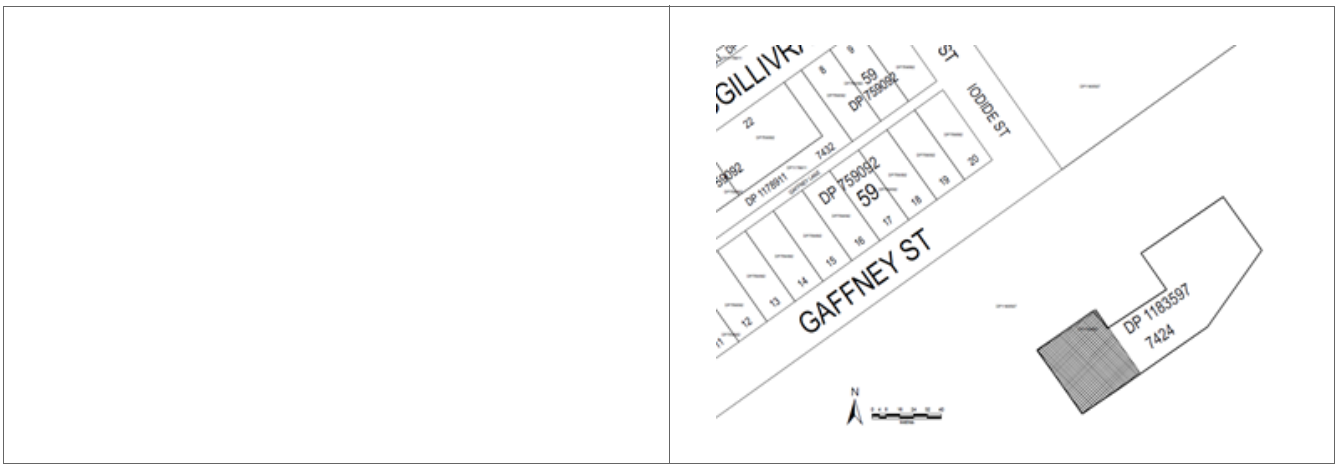
ESTABLISHMENT OF RESERVE TRUST

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2
Jamieson House Reserve Trust	<p>Part Reserve No. 1029788, the part being Residences 27A and 27B Proprietary Square, Broken Hill as identified by hatched area in Diagram below. Public Purpose: heritage purposes, urban services Notified: 1 October 2010 File Reference: 10/15537</p>




APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

Column 1	Column 2	Column 3
<p>Broken Hill Historical Society Incorporated For a term commencing the date of this notice</p>	<p>Jamieson House Reserve Trust</p>	<p>Part Reserve No. 1029788, the part being Residences 27A and 27B Proprietary Square, Broken Hill as identified by hatched area in Diagram below. Public Purpose: heritage purposes, urban services Notified: 1 October 2010 File Reference: 10/15537</p> 

Other Government Notices

ANTI-DISCRIMINATION ACT 1977

EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), an exemption is given from sections 8 and 51 of the *Anti Discrimination Act 1977* (NSW) to the New South Wales Aboriginal Land Council to designate and recruit up to 65% of management positions for Aboriginal people only.

This exemption will remain in force for 5 years.

Dated this 20th day of June 2017

Elizabeth Wing
Acting President
Anti-Discrimination Board of NSW

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of incorporation pursuant to section 74

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

CANBERRA & DISTRICT FRIENDSHIP FORCE INCORPORATED	Y2794932
KARUAH TEAGARDENS CRICKET CLUB INCORPORATED	INC9897514
NEW ERA INDEPENDENT LIVING CENTRE INC	Y0198913
NSW CENTRES SUPPORT INCORPORATED	INC9887601
SAVE LEAMINGTON AVE/FRIENDS OF THE PINES ESTATE HERITAGE CONSERVATION AREA (KNOWN AS SAVE LEAMINGTON AVE) INC	INC9893644
WOOLLAHRA COMMUNITY MARKETS INCORPORATED	INC1400884

Cancellation is effective as at the date of gazettal.

Dated this 28th day of June 2017.

Robyne Lunney
Delegate of the Commissioner
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that CONNECT CHILD & FAMILY SERVICES INCORPORATED Y2850710 became registered under the *Corporations Act 2001* as CONNECT CHILD & FAMILY SERVICES LIMITED ACN 617 948 231 a company limited by guarantee, on the 28th day of May 2017, and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Leah Neary
Delegate of the Commissioner,
NSW Fair Trading

DATE 28/06/17

CHARITABLE TRUSTS ACT 1993

ORDER UNDER SECTION 12

CY-PRES SCHEME RELATING TO THE JAMES MURPHY BURSARIES

Section 9(1) of the *Charitable Trusts Act 1993* permits the application of property *cy-pres* where the spirit of the original trust can no longer be implemented.

Perpetual Trustee Company Limited is the trustee of a charitable trust known as the 'James Murphy Bursaries'. The value of the trust property as at July 2016 was approximately \$226,319.48. The trustees applied for an order from the Attorney General to change the administration of the trust on the basis that the original trust purpose has ceased to provide a suitable and effective method of using the trust property, having regard to the spirit of the trust.

The trust was established in the 1922 Will of the late James Murphy. The trust provided for the remainder of Mr Murphy's estate to be held by the trustee for the purpose of 'educating the sons of poor Roman Catholic parents who are unable, owing to want of means, to get to the university to learn agricultural science, such as the hybridisation of plants, fruit pests, wheat breeding and kindred subjects'.

In 1931, the Supreme Court of NSW established a scheme providing for the income of the trust fund to be applied to the 'sons of poor Roman Catholic parents whose means are in the opinion of the trustees insufficient to enable their sons to study agricultural science' at either the Hawkesbury Agricultural College or the University of Sydney. The scheme provided for an advisory committee to be appointed to advise the trustees, however this committee no longer exists.

The trustee now seeks a new scheme, because the income of the trust is not sufficient to pay the full amount for the tenure of a whole course (three or four years). A further scheme is also required to update the terms of the trust because the Hawkesbury Agricultural College no longer exists and there is now an equivalent course at the Western Sydney University, Hawkesbury Campus. The proposed scheme also alters the purpose of the trust because it would allow the proposed trustee universities to grant a bursary to female students and not just 'sons'.

I have formed the view that the testator, viewing the position today, would not have restricted the gift to male students, because in the present day, the field of study in Agriculture is open equally to males and females

As delegate of the Attorney General in *Charitable Trusts Act 1993* matters, I have formed the view that the gift in the Will of James Murphy is a gift for a charitable purpose. I consider that the original charitable purpose has failed and that this is an appropriate matter in which the Attorney General should approve a *cy-près* scheme under section 12(1)(a) of the *Charitable Trusts Act 1993*.

I now hereby **order** that the gift in the will of James Murphy, known as the 'James Murphy Bursaries' is to be applied pursuant to a *cy prè*s scheme, to be distributed equally between the University of Sydney and the Western Sydney University as trustees, with the capital and income to be applied for a 'James Murphy Scholarship' to be awarded to a student in accordance with the following requirements:

- The funds be applied for a James Murphy Scholarship to be awarded to a student undertaking a degree which is the equivalent at the time to a degree in Agricultural Science (and which may include studies in sustainable agriculture and food security).
- The scholarship be applied by the student for course or other university fees, accommodation or other costs and expenses associated with attending university.
- The scholarship be awarded based on financial need, and merit, and the applicant must identify, or must have parents who identify, as Catholic.
- The applications would need to be accompanied with information to assess financial need, academic records and a letter from their parish priest that the applicant or his or her parents are known to the priest as identifying as Catholics.
- The universities can apply both capital and income in respect of their scholarships.

This Order will take effect 21 days after its publication in the Government Gazette, in accordance with section 16(2) of the *Charitable Trusts Act 1993*.

Date of Order: 20 JUNE 2017

SIGNED

MG SEXTON, SC

Solicitor General (Under delegation from the Attorney General)

CHARITABLE TRUSTS ACT 1993

NOTICE UNDER SECTION 15

PROPOSED *CY PRÈS* SCHEME RELATING TO
THE ESTATE OF THE LATE DORA ISHERWOOD

Section 9(1) of the *Charitable Trusts Act 1993* permits the application of property *cy près* where the spirit of the original trust can no longer be implemented.

In her 1998 will, Ms Dora Isherwood made the following gift: 'I give and bequeath my policy, Policy No VP410843-7 from Westpac Income Plan to be used as a grant for students with financial difficulties enabling them to do the course to be overseen by Wilfred Laurie Williams and Margaret N McEwan'.

On 19 September 2013 the Attorney General, through his delegate the Solicitor General, authorised the continuation of *Charitable Trusts Act 1993* proceedings that had been commenced by the trustee of the Dora Isherwood Foundation. On 24 April 2014, in *Maxwell James Anthony Connery v Williams Business College and Anor* [2014] NSWSC 154, orders were made referring this matter under section 13(2) of the *Charitable Trusts Act 1993*, to the Attorney General for a scheme to be established for the future application of the funds. In July 2016 these amounted to approximately \$112,000.00.

The funds had previously been applied for the benefit of students attending Williams Business College, by way of providing student loans for tuition fees for some of the College's students in financial difficulties. That arrangement had ceased sometime prior to 2014. The trustee then proposed that the funds be applied to the award of an annual scholarship to students involved in programs through Stepping Stone Inc, which is a charity for disadvantaged youth. The trustee is the chair and founder of Stepping Stone Inc.

Stepping Stone Inc's principal focus is the provision of accommodation for homeless adolescents. The evidence of the trustee, which was accepted by the Court, was that the young people who reside in the Stepping Stone Inc house have come from dysfunctional families and foster homes and refuges. Further, one of the fundamental tasks for staff is to encourage residents to improve their education. Stepping Stone Inc has paid for HSC tuition for its residents and paid TAFE or university fees in some instances.

Stepping Stone Inc entered into a declaration of trust which was executed on 6 August 2003 to create the Stepping Stone Foundation. The Foundation currently has seven trustees, pursuant to Variation to Deed of Trust (No 3), executed on 15 December 2016. The trustees own the independent living property operated by Stepping Stone Inc on trust under the Foundation's Deed. Stepping Stone Inc remains the operation arm, providing the services for the young people accommodated by it. The trustee has proposed that the Stepping Stone Foundation trustees be appointed as trustees in relation to the Dora Isherwood Foundation Trust, to hold the funds on trust.

The proposal is to apply the funds, *cy près*, to fund the award of an annual prize to students who are involved in the Stepping Stone Inc programs. This would fulfil the general charitable intention evinced by the gift in the will, by way of providing a grant to students in financial difficulties. Given the relatively low value of the remaining fund, the income to be earned on the investment of capital is likely to be insufficient to facilitate to award of a meaningful prize. There would appear to be no barrier in applying the income and the capital of the fund toward the award of the prize, in the amounts nominated by the trustee, which would ensure the prize could be awarded for at least a further decade.

This proposal for the *cy près* application of the funds appears to be the only viable option which gives effect to a purpose as close as possible to the overall charitable intention of Ms Isherwood in her testamentary gift.

The Solicitor General, as delegate of the Attorney General in *Charitable Trusts Act 1993* matters, has determined that this is an appropriate matter in which the Attorney General should approve a *cy près* scheme under section 12(1)(a) of the *Charitable Trusts Act 1993*.

The proposed scheme will allow the funds the subject of the trust, known as the Dora Isherwood Foundation, to be applied for the purpose of assisting students with financial difficulties, by awarding a scholarship to students involved in programs through Stepping Stone Inc. The scholarship is:

- a. to be awarded annually until the income and capital are exhausted;
- b. to be awarded to a recipient or recipients nominated by the Board of Stepping Stone Inc., being either a student(s) accommodated by Stepping Stone Inc. or involved in their aftercare program, who has pursued an educational course with diligence;
- c. to be a scholarship/prize of either \$7,500 for one student, or \$5,000 each for two students; and

- d. to be applied to ancillary costs such as text books, laptop computers and other student fees and expenditure, to be overseen by Stepping Stone Inc.'s management.

The trustees of the Stepping Stone Foundation, established by Declaration of Trust on 6 August 2003, will be appointed as trustees of the Dora Isherwood Foundation trust.

Take note that within one month after the publication of this notice any person may make representations or suggestions to the Attorney General in respect of the proposed scheme.

ANDREW CAPPIE-WOOD
Secretary, Department of Justice

Date: 21 June 2017

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Baines Hill for a hill situated on Nortons Basin Road, Wallacia, in the Wollondilly LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from 28 June to 31 July 2017. Alternatively, written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

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

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Kyla Park for a reserve located on Hector McWilliam Drive, Tuross Head in the Eurobodalla LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from 28 June to 31 July 2017. Alternatively, written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

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

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

Maitland Lions Park for a reserve located at the intersection of High Street and Belmore Road, Maitland.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au from Wednesday 28 June to Friday 28 July 2017. Alternatively, written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a freedom of information application and may be viewed by a third party to assist the Board in considering this proposal.

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

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to amend the locality boundaries between Cope and Ulan in the Mid-Western Regional Council area as shown on map GNB5019-3-A.

Map GNB5019-3-A may be viewed at the Mid-Western Regional Council offices at 86 Market Street, Mudgee, 109 Herbert Street, Gulgong, 77 Louee Street, Rylstone, and Council libraries at 40 Angus Avenue, Kandos and 64 Market Street, Mudgee, from Friday 30 June to Monday 31 July 2017.

The map will also be on display at the office of the Geographical Names Board, 346 Panorama Avenue, Bathurst NSW 2795 during the above dates. Details of this proposal may be viewed and submissions lodged on the Geographical Names Board website at www.gnb.nsw.gov.au.

Written submissions may also be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with Section 9 of the *Geographical Names Act 1966*, all submissions lodged may be subject to a Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

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

HEALTH SERVICES ACT 1997

Order Fixing a Scale of Fees in Respect of Non-Emergency Patient Transport (NEPT) Services

Pursuant to section 69 of the *Health Services Act 1997*, I, Elizabeth Koff, Secretary of the Ministry of Health, as the duly appointed delegate of the Minister for Health, do by this order hereby fix a scale of fees in respect of non-emergency patient transport services provided by any public health organisation to the extent and in the manner set forth in the following Schedule.

The purpose of this Order is to apply the same charges when LHD or Speciality Network patient transport vehicles are used for non-emergency patient transport as are currently applied when Ambulance Service NSW Green Fleet vehicles are used for non-emergency patient transport pursuant to a scale of fees order under section 67L of the *Health Services Act 1997* as in place from time to time.

This order has effect on and from 1 July 2017

Elizabeth Koff
Secretary, NSW Health

Schedule

1. In this order:

“**Non-emergency patient transport**” means road transport to or from a health facility such as admission to hospital from home, discharge from hospital to home, transport between hospitals and diagnostic facilities and transport to and from nursing homes. Non-emergency patient transport must be requested by clinician.

2. Fees

The fee for **non-emergency patient transport** by road shall be charged on a kilometre basis calculated pursuant to clause 3, on the scale of \$293 flag fall charge, plus an additional charge of \$1.81 for each kilometre or part thereof.

3. Calculation of Transport Kilometres

The total number of kilometres for the provision of services by non-emergency patient transport shall be calculated by determining the total number of kilometres that are travelled by road in accordance with the distance from patient pick up location, to the place where that person disembarked from the non-emergency patient transport vehicle (or, where more than one non-emergency patient transport vehicle was used in the transport, disembarked from the last vehicle used in that transport).

4. Charging criteria

- a. Where two or more persons are transported concurrently by the same non-emergency patient transport vehicle, each person shall be charged a fee calculated in accordance with clause 2.
 - b. Residents of NSW shall be charged for non-emergency patient transport services in accordance with clause 2 and 3, provided that such total fee shall not exceed \$6,069.
 - c. Public hospitals in NSW shall be charged for inter-hospital non-emergency services in accordance with clause 2, provided that such total fee shall not exceed \$5,894.
-

PARKING SPACE LEVY REGULATION 2009

CLAUSE 10

NOTICE OF BASE RATE

FINANCIAL YEAR 2017-2018

I, Andrew James Constance, Minister for Transport and Infrastructure, in accordance with clause 10 of the *Parking Space Levy Regulation 2009*, specify that the base rate of the levy determined in accordance with clause 8 of the *Parking Space Levy Regulation 2009*, being the base rate fixed for the financial year beginning 1 July 2017, is:

- (a) \$2,390, for premises within the Category 1 areas; and
- (b) \$850, for premises within the Category 2 areas.

Dated:

The Hon. Andrew Constance, MP
Minister for Transport and Infrastructure

PROFESSIONAL STANDARDS ACT 1994

Notification pursuant to Section 32

NOTICE is given that the Minister has extended the period for which The Law Society of New South Wales Professional Standards Scheme is in force to 21 November 2018, under section 32(2) of the *Professional Standards Act 1994*.

Hon MATTHEW KEAN, MP
Minister for Innovation and Better Regulation

PROFESSIONAL STANDARDS ACT 1994

Notification pursuant to Section 32

NOTICE is given that the Minister has extended the period for which the Institute of Public Accountants Professional Standards Scheme is in force to 31 December 2018, under section 32(2) of the *Professional Standards Act 1994*.

Hon MATTHEW KEAN, MP
Minister for Innovation and Better Regulation

RETENTION OF TITLE

“His Excellency the Governor has been pleased to approve of the retention of the title “The Honourable” by former Minister Mrs Jillian Gell Skinner who served as a Minister of New South Wales from 3 April 2011 to 17 April 2014 and 23 April 2014 until 23 January 2017.”

SUBORDINATE LEGISLATION ACT 1989

Proposed Criminal Procedure Regulation 2017

The object of the proposed *Criminal Procedure Regulation 2017* is to remake, with minor changes, the provisions of the existing *Criminal Procedure Regulation 2010*.

A Regulatory Impact Statement (RIS) has been prepared in relation to the proposed Regulation. Copies of both the RIS and the proposed Regulation are available at <https://www.nsw.gov.au/improving-nsw/have-your-say/> and <http://www.justice.nsw.gov.au/> or by phoning (02) 8346 1113.

Comments and submissions on the proposed Regulation are sought by 26 July 2017.

Details on how to make a submission are contained in the RIS.

WATER MANAGEMENT ACT 2000

Notice of extension of Management Plans 2017

I, the Honourable Niall Blair MLC, Minister for Regional Water, in pursuance of section 43A (6) of the *Water Management Act 2000*, do, by this Notice, extend each management plan listed in Schedule 1 until the commencement of a respective replacement management plan, or until the second anniversary of the date the plan would otherwise have expired, whichever first occurs.

In this notice, “respective replacement management plan” means a management plan that applies to any part of the water source of the relevant management plan listed in Schedule 1.

Dated this twenty seventh day of June 2017.

NIALL BLAIR, MLC
Minister for Regional Water

Explanatory note

This Notice is made under section 43A (6) of the *Water Management Act 2000*. The object of this Notice is to extend the management plans listed in Schedule 1 until the commencement of respective replacement management plans, or until the second anniversary of the date the plans would otherwise have expired, whichever occurs sooner.

Schedule 1

1. Water Sharing Plan for the Lower Gwydir Groundwater Source 2003
2. Water Sharing Plan for the Upper and Lower Namoi Groundwater Sources 2003
3. Water Sharing Plan for the Lower Macquarie Groundwater Sources 2003
4. Water Sharing Plan for the Lower Murrumbidgee Groundwater Sources 2003
5. Water Sharing Plan for the Lower Murray Groundwater Source
6. Water Sharing Plan for the Lower Lachlan Groundwater Source 2003
7. Water Sharing Plan for the Paterson Regulated River Water Source 2007

Children's Court of New South Wales

Practice Note 5

Case management in care proceedings

First issued 2 September 2011

Amended 19 September 2014

Amended 30 June 2017

1. Commencement

- 1.1** This amended Practice Note commences on 3 July 2017.

2. Overriding objective

- 2.1** This Practice Note has the overriding objective of enabling the Children's Court of New South Wales to deal with cases in its care and protection jurisdiction justly. Dealing with a case justly includes, so far as is practicable:

- a) ensuring that in all decisions and determinations made with respect to the conduct of the case, the safety, welfare and well-being of the child or young person, the subject of the proceedings, are paramount;
- b) that it is dealt with expeditiously and fairly;
- c) dealing with the case in a manner which is proportionate to the nature, importance and complexity of the issues;
- d) ensuring that the parties are on an equal footing;
- e) ensuring appropriate levels of expenditure of public funds; and
- f) allotting to it an appropriate share of the Court's resources, while taking into account the need to allot resources to other cases

- 2.2** The Court must seek to give effect to the overriding objective when it interprets any provision of this Practice Note.

- 2.3** The just determination of cases before the Court requires that the parties and their legal representatives fully comply with this Practice Note.

3. “Children’s Magistrate”

- 3.1** A reference in this Practice Note to a “Children’s Magistrate” includes a reference to the President of the Children’s Court and a Local Court Magistrate exercising the jurisdiction of a Children’s Magistrate.

4. Powers and discretions of Children’s Magistrates and Children’s Registrars not affected

- 4.1** This Practice Note does not limit or interfere in any way with the powers and discretions of a Children’s Magistrate or Children’s Registrar under the *Children and Young Persons (Care and Protection) Act 1998* (the Care Act), the *Children’s Court Act 1987* and the *Children’s Court Rules 2000* either generally or in a particular case.

5. Time standards

- 5.1** The Children’s Court aims to complete 90% of care cases within 9 months of commencement and to complete all cases within 12 months of commencement.

6. Dispensing with requirements on terms or conditions

- 6.1** Where a Children’s Magistrate or Children’s Registrar may give leave or dispense with any requirements under any Act including the Care Act, the *Children’s Court Act 1987*, the *Children’s Court Rules 2000* or a Practice Note (including this Practice Note), he or she may do so on such terms or conditions as he or she determines.

7. Representation

- 7.1** If a party is legally represented, a legal practitioner with adequate knowledge of the case must represent that party whenever the case is listed before the Court including a dispute resolution conference conducted under section 65 or an external alternative dispute resolution conference conducted under section 65A of the Care Act. A legal practitioner (other than the independent legal representative of a child) must have sufficient instructions to answer the Court’s questions and to enable the Court to make all appropriate orders and directions.
- 7.2** If a party is represented by an agent, that agent should have adequate instructions to deal with any questions asked by the Court.

- 7.3** In the event that a legal practitioner acts as agent for a party, the agent must forward a copy of all court orders and directions to the principal legal practitioner as soon as possible after the orders or directions are made.

8. Guardian ad litem

- 8.1** In the event that a legal representative for a child or young person or of a parent of a child or young person becomes aware of any circumstance or circumstances which may warrant the appointment by the Court of a guardian ad litem under section 100 or 101 of the Care Act, the legal practitioner must bring the circumstance or circumstances to the attention of the Court as soon as is reasonably possible following the legal practitioner becoming aware of the circumstance or circumstances.

9. Waiver of address for service requirements

- 9.1** A legal practitioner acting for a party in care proceedings on a duty basis only is excused from complying with clause 30F of the *Children's Court Rules 2000*, unless the Court orders otherwise.

10. Representation of children and young persons in care proceedings

- 10.1** The appointment of a legal representative to act for a child or young person under section 99(1) of the Care Act shall be deemed to have been made to a solicitor or barrister employed or engaged by Legal Aid NSW on the filing of a care application.
- 10.2** When a legal practitioner has appeared on the record as the legal representative of a child or young person in an application for an emergency care and protection order (ECPO) that legal practitioner is taken to be the child's or young person's representative for all future proceedings and must be notified by the applicant of any subsequent care applications regarding that child or young person.
- 10.3** When a legal practitioner has filed a **Notice of acting** as a child's or young person's legal representative in any proceedings concerning or relating to a care application, that legal practitioner is taken to be the child's or young person's representative for all future proceedings and must be notified by the applicant of any subsequent care applications regarding the child or young person.

- 11. Explanation pursuant to s 45 of the Care Act – “First available opportunity”**
- 11.1** An explanation provided to the Court by the Secretary pursuant to section 45(3) of the Care Act shall be provided within **7 days** of the removal of the child or the assumption of care of the child.
- 12. Listing of certain care applications (ss 43, 44, 45 & 46)**
- 12.1** An application for an emergency care and protection order under section 46 of the Care Act or a care application made following removal of a child or young person under section 43 of the Care Act or following assumption of a child or young person into care under section 45 of the Care Act is, in the ordinary course, to be listed before a Magistrate the next sitting day after the application is filed but no later than **3 working days** after the application is filed.
- 12.2** If a care application referred to in paragraph 12.1 is filed in a court registry and the Magistrate is not sitting, the application should be listed within the timeframe referred to in paragraph 12.1 at the nearest court where a Magistrate is sitting. Where parents cannot attend the alternative court location, arrangements may be made for the parents to appear by way of AVL or telephone.
- 12.3** The Secretary is to serve a care application referred to in paragraph 12.1 on the person or persons who have parental responsibility for the child as soon as possible and an affidavit of service or attempted service is to be filed with the Court registry before the application is determined.
- 12.4** The Secretary is to also notify any legal representative who has previously filed a **Notice of acting** for the child or young person in previous care proceedings that an application as referred to in paragraph 12.1 has been filed.
- 12.5** If it is necessary to adjourn the application to allow:
- a) the person or persons with parental responsibility to be located or served with the application, or
 - b) the person or persons with parental responsibility to prepare for the hearing, or
 - c) the legal representative of the child or children who are the subject of the application to obtain instructions or prepare for the hearing,
- then the adjournment for any of those purposes should not exceed **5 working days**.

13. Application to extend an Emergency Care and Protection Order (ECPO)

- 13.1** An application for an extension of an emergency care and protection order (ECPO) under section 46(4) of the Care Act is to be filed in the registry of the Court which granted the original ECPO unless the Court directs otherwise.
- 13.2** The Secretary in making an application for an extension of an ECPO shall give at least **48 hours'** notice to the Court, the other parties, and the legal representative who appeared for the child or young person in the application for the original ECPO.
- 13.3** The requirement to provide such notice may be dispensed with (or the 48 hour time period shortened) by the Court.

14. Party seeking leave to amend or withdraw application to give notice

14.1 A party intending to apply for leave to:

- a) amend a care application (including the grounds on which the order is sought);
- b) amend the order or orders sought in the care application following the making of a determination that the child or young person is in need of care and protection; or
- c) withdraw a care application,

shall give at least **24 hours'** notice to the other parties of that application, unless such requirement is dispensed with by the Court.

15. Subpoenas to produce

- 15.1** Parties must issue subpoenas as soon as is practicable after the proceedings are commenced so that documents can be produced and inspected in a timely manner and are available for the proper preparation of the case, including submission to experts.
- 15.2** The issuing party must endorse on the subpoena the proposed access orders sought by the party.
- 15.3** The parties should confirm with the Court registry prior to the return date that the documents under subpoena have been produced to the Court.

- 15.4** Where the subpoena has not been served or where no documents have been produced the issuing party may seek a further return date from the Court on the return of subpoena or the Registrar of the Court following the mention of the return of subpoena.
- 15.5** Where an application is to be made to set aside the subpoena by the producer or any other party or person with sufficient interest, written notice of the application stating the grounds for the application in broad terms only is to be provided to the Court and the issuing party prior to the return date. No particular form of notice is required. Where an application to set aside the subpoena is to be made the applicant and the issuing party is to attend the Court on the return date.
- 15.6** Where the producer or any other party objects to the access orders proposed by the issuing party written notice of the objection is to be provided to the Court and the issuing party prior to the return date but no particular form of notice is required. Where an objection to the proposed access orders is made and agreement is not reached between the parties prior to the return date the issuing party and the objecting party are to attend the Court on the return date.
- 15.7** Where the documents have been produced and no objection to the proposed access orders has been raised the Court may make orders in accordance with the proposed access orders in the absence of the parties subject to any application to set aside the subpoena.
- 15.8** Where proposed access orders have not been endorsed on the subpoena and no objection to access has been raised the Court may make the following **standard access orders** in the absence of the parties subject to any application to set aside the subpoena:
- 'The issuing party is to have first access within **3 working days** and thereafter access to all parties. Leave is granted to a legal practitioner of a party to uplift documents for **3 working days** and photocopy documents that the party proposes to rely on at the hearing or to be forwarded to the Children's Court Clinic or other expert.'*
- 15.9** Before making an order for access in the absence of the parties under paragraph 15.7 or 15.8 the Court must be satisfied that Rule 30A(8) of the *Children's Court Rules 2000* has been complied with. Written notice of compliance by a legal practitioner for the issuing party will in the ordinary course be regarded as sufficient.
- 15.10** Where a party is not represented by a legal practitioner access is to take place in the presence of a member of the registry staff. Photocopy access may only be provided to an unrepresented party with leave of the Court.

- 15.11** If photocopy access is granted to any document produced on subpoena, it shall be a condition of photocopy access that the copy shall not be used for any purpose other than the proceedings for which the document has been produced, unless the Court otherwise directs.
- 15.12** A **subpoena for production** cannot be issued after the matter has been listed for a contested final hearing, except with the leave of the Court.
- 15.13** The producer may produce a copy of any document instead of the original document unless the issuing party has clearly indicated in the schedule of documents that the original document is required to be produced.
- 15.14** Where copies of documents have been produced on subpoena and those documents are not admitted into evidence during the course of the proceedings, the documents will be destroyed by the Registrar of the Court **42 days** after the conclusion of the matter unless arrangements have been made with the Registrar to collect the documents.
- 15.15** Original documents produced on subpoena and not admitted into evidence during the course of the proceedings will be returned to the producer at the conclusion of the matter.
- 15.16** Original documents produced on subpoena and admitted into evidence during the course of the proceedings will be returned to the producer on request at the completion of proceedings on the understanding that the documents may be required in future proceedings and should not be destroyed.

16. Standard directions in care proceedings

- 16.1** The following **standard directions** will apply to an application by the Secretary for a care order (other than an application for an ECPO or an application for an assessment order) except where the listing arrangements at a particular regional or country court do not allow strict compliance with the standard directions or where the special circumstances of a particular case (for example, where the case falls within the Short Term Care Orders Pilot Project) warrant departure from the standard directions.
- 16.2** The Court may direct that relevant standard directions be given in an application under section 90 of the Care Act where the Secretary seeks variation or rescission of an order allocating parental responsibility.

- 16.3** The standard directions may be departed from to allow for the conducting of a dispute resolution conference under section 65 of the Care Act, or the referral of the proceedings by the Court to an alternative dispute resolution service under section 65A of the Care Act.
- 16.4** In relation to ADR procedures in the Children's Court generally, see *Practice Note 3 "Alternative dispute resolution procedures in the Children's Court."*
- 16.5** Directions by the Court as to filing of affidavits and other documents must be complied with. Should a party, without satisfactory explanation, fail to comply with a direction to file material, the Court may order that the party will have no further opportunity to file the material.

16.6 Standard directions

16.6.1. Establishment stage

- a) When a care application first comes before the Court (the first return date) the Court may grant leave to the respondent mother/father or any other party to file and serve evidence in reply to the Secretary's **Application and report initiating care proceedings** within **24 days**.
- b) At the first return date (following consideration of any application for an interim order) the Court will adjourn the proceedings to a date that is not to exceed **28 days** after the first return date.
- c) In all cases, the Secretary must, within **14 days** of the first return date, file and serve upon the parties a **Summary of the proposed plan for the child/young person**.
- d) The parties are to advise the Court (no later than the next court date) whether the issue of establishment is contested.
- e) If the Court is advised that the issue of establishment is not contested and the Court makes a finding that the child/young person is in need of care and protection then the Court will immediately make directions in relation to the placement stage.
- f) If the Court is advised that the issue of establishment is contested then the Court:
 - i. may grant leave to the Secretary to file and serve further evidence on the issue of establishment within **14 days**, and

- ii. direct (or grant leave to) the respondent mother/father/other party to file and serve evidence in reply within **14 days** after the filing of the Secretary's further evidence, and
 - iii. if appropriate, list the matter for a dispute resolution conference on the issue of establishment at the earliest opportunity following service of any further evidence by the Secretary and the respondent mother/father/other party.
- g) If following the filing of further evidence and the conducting of any dispute resolution conference the Court is advised that the issue of establishment is still contested then the parties are to file an **Application for hearing date to be set** and the Court will list the matter for hearing on the issue of establishment on the first available date to be heard expeditiously.
- h) For the purposes of this paragraph, the **Summary of the proposed plan for the child/young person** should briefly and succinctly set out the following:
- i. the alleged risk and/or safety concern(s) for the child/young person
 - ii. whether the Secretary is presently of the view that restoration is a realistic possibility
 - iii. the tasks and demonstrated changes the parents need to undertake in order for the child/young person to be returned to their parents safely (including relevant timeframes for the tasks/changes to occur)
 - iv. the kind of placement presently proposed (both on an interim basis and long-term)
 - v. the kind of contact presently proposed (including frequency and duration of proposed contact and whether contact is to be supervised both on an interim basis and long-term).

16.6.2. Placement stage

- a) If an application is to be made for an assessment order under section 53 or 54 of the Care Act the application should be filed as soon as possible after establishment.

Refer to Practice Note 6 "Children's Court Clinic assessment applications and attendance of Authorised Clinicians at hearings, dispute resolution conferences and external mediation conferences" as to the procedures for the making of an assessment application, providing all relevant documents to the Children's Court Clinic following the making of an assessment order and making arrangements for the Authorised Clinician of the Children's Court Clinic (or an assessor appointed under section 58(2) of the Care Act) to attend court to give evidence

or to attend a dispute resolution conference under section 65 or an external mediation conference under section 65A of the Care Act.

- b) After the receipt of any assessment report and prior to the preparation of a final care plan the Court will consider referring the matter to a Children's Registrar to conduct a dispute resolution conference.
- c) The Secretary is to file and serve a final care plan and permanency plan, a draft minute of order and a copy of the birth certificate for each child within **28 days**, or such other period as the Court directs, of the receipt of a Clinic assessment report, or if no assessment report is ordered, within **28 days** of establishment.
- d) The respondent mother/father/ or any other party is to file and serve evidence replying to the care plan and permanency plan within **14 days** of the filing of the care plan and permanency plan.

17. Listing a case for hearing

17.1 A matter may only be listed for hearing by a judicial officer or by a Children's Registrar at the direction of a judicial officer.

17.2 The parties are to provide to the Court an **Application for hearing date to be set** which is to be completed by or on behalf of one of the parties and signed by or on behalf of all the other parties. In the application the parties are to advise the Court, inter alia, the names of witnesses required for cross-examination, the availability of all witnesses required for cross-examination (including an Authorised Clinician or assessor appointed under section 58(2) of the Care Act and other expert witnesses), whether a joint conference of experts has been convened in the case of competing experts, the suitability of witnesses to give evidence via AVL or telephone, the need for any interpreter, the estimated length of the hearing and the issues that are in dispute.

17.3 A case will not be listed for hearing unless the Court is satisfied that all directions of the Court have been complied with (including any direction under section 65 of the Care Act that the parties attend an alternative dispute resolution conference or under section 65A of the Care Act that the parties attend an alternative dispute resolution service) and that the matter is otherwise ready for hearing.

17.4 In the event that more than one expert witness is to be called to give evidence in relation to a particular issue or issues, the parties are to raise with the Court whether directions should be made for the taking

of the evidence under concurrent evidence procedures such as a joint conference of witnesses.

- 17.5** Where an Authorised Clinician (or an assessor appointed under section 58(2) of the Care Act) is required for cross-examination, the party seeking such attendance must in accordance with *Practice Note 6* notify the Court of the clinician's availability.
- 17.6** Unless otherwise specified the Authorised Clinician will be required to attend on the first day of hearing. The Registrar of the Court is to send a **Notice to Authorised Clinician to attend Court** to the Director of the Children's Court Clinic within **7 days** following the matter being set down for hearing.
- 17.7** At the same time as the Court lists the matter for hearing it will list the matter for a **Readiness Hearing 1 month** before the hearing date.
- 17.8 Further standard directions**
- 17.8.1** The following **further standard directions** will apply in all contested hearings (other than a contested hearing on an interim order application or a contested hearing for leave under section 90) unless the Court otherwise directs.
- 17.8.2** The Secretary will serve on the other parties a bundle of any documents produced under subpoena upon which the Secretary proposes to rely at the hearing, including by way of cross examination at least **14 days** before the **Readiness Hearing**.
- 17.8.3** Any other party will serve on all the other parties a bundle of documents produced under subpoena upon which the party proposes to rely at the hearing and that have not been already served by the Secretary pursuant to paragraph 17.8.2 at least **7 days** before the **Readiness Hearing**.
- 17.8.4** The parties, other than the independent legal representative of a child, shall, at least **7 days** before the **Readiness Hearing**, file and serve on the other parties a proposed minute of order.
- 17.8.5** All parties shall, at least **7 days** before the **Readiness Hearing**, file and serve on the other parties a **Case management document** which contains:
- a) a list of all affidavits (and other documents) to be relied upon by the party at the hearing,

- b) a schedule of all documents produced under subpoena upon which a party proposes to rely at the hearing, including by way of cross-examination,
- c) a **detailed** statement of the real issues in dispute (for example, a statement that an issue in dispute is “*whether there is a realistic possibility of restoration*” is not sufficient), and
- d) confirmation of the witnesses required for cross-examination.

17.9 At the **Readiness Hearing** all legal representatives and unrepresented parties have a collective responsibility to assist the Court by ensuring that:

- a) all relevant applications, affidavits and reports have been filed,
- b) the application(s), affidavits and any reports have been reviewed and there is no need to amend the application nor file further evidence,
- c) all relevant interlocutory matters have been attended to and that the matter is ready for hearing,
- d) all possibilities of reaching agreement have been fully explored,
- e) the issues to be addressed at the final hearing are clearly identified,
- f) evidence addressing those issues is filed or otherwise available,
- g) all expert witnesses (including an Authorised Clinician or an assessor appointed under section 58(2) of the Care Act) who are required for cross-examination are available to attend the hearing **and** that the witness has been provided with all relevant material including all relevant material (as agreed by the parties) that has been filed since their report was prepared. Any further agreed additional material may only be provided to the witness after the Readiness Hearing with leave of the Court. any directions made concerning the taking of expert evidence under concurrent evidence procedures have been complied with,
- h) all other parties have been notified of which witnesses are required for cross-examination,
- i) the length of time required for the cross-examination of each witness has been estimated,
- j) all witnesses have been timetabled and are available,
- k) expert witnesses in particular have been allotted specific dates and times for their evidence, and the length of time allocated for their evidence must be carefully assessed to ensure that it can be given without the expert witnesses being required to give evidence on a further occasion,
- l) all documents, the production of which is sought upon subpoena, have been produced,

- m) a schedule of all documents produced under subpoena upon which a party proposes to rely at the hearing (including by way of cross-examination) has been filed and served on all the parties and the documents referred to in that schedule have been served on all of the parties,
- n) a chronology of relevant events will be filed a week before the hearing. In the usual course the chronology is to be prepared by the independent legal representative or, if there is no independent legal representative, by a party nominated by the Court,
- o) care plans and permanency plans have been filed and served on other parties,
- p) copies of birth certificates for each child have been filed,
- q) (where applicable) all Children's Court Clinic assessments have been carried out,
- r) the attendance of the Authorised Clinician, (or an Assessor appointed under section 58 (2) of the Care Act), if required, has been requested by the Registrar of the Court in accordance with *Practice Note 6*,
- s) arrangements have been made for the appearance of any party or witness at the hearing by AVL and, where required, a remote witness room is available,
- t) arrangements have been made for the playing of any evidence by video or other special equipment (for example, a JIRT interview), and
- u) where required, a request has been made for the attendance of an interpreter at the hearing.

17.10 Although all relevant evidence must be filed by the parties prior to the Readiness Hearing the Court may at the Readiness Hearing grant leave to a party to file prior to the hearing an affidavit which updates an affidavit previously filed.

17.11 If at the Readiness Hearing the Court is satisfied that all parties have complied with all Court directions and is satisfied that the matter is ready for hearing then the Court will confirm the hearing date.

17.12 If at the Readiness Hearing the Court finds that a party has failed to prepare their case in accordance with court directions and relevant Practice Notes (including this Practice Note), a hearing date may nevertheless still be confirmed in the best interests of the child or young person. However, the defaulting party will be given specific, detailed directions, and compliance with those specific directions will be compelled.

17.13 Failure to comply with such a specific direction will usually result in the proceedings being determined on the evidence that has been filed in compliance with the Court's timetable and directions.

18. Order for costs

- 18.1** Failure to comply with directions of the Court or this Practice Note may result in an order for costs being made against the non-complying party in accordance with section 88 of the Care Act.

19. Re-listing for non-compliance with directions

- 19.1** If any direction of the Court is not complied with, the case may be re-listed before the Court by any party on **48 hours'** notice for further directions. The Court may re-list a matter for further directions on its own motion if any direction is not complied with.

20. Application to vacate hearing

- 20.1** If it appears to a party that a hearing date is in jeopardy as a result of non-compliance with orders or directions of the Court or because of intervening events, the party must immediately approach the Court for the urgent re-listing of the matter before a judicial officer.
- 20.2** Any application to vacate a hearing date must be in writing on the prescribed form **Application to vacate a hearing date** and must state the reasons for the application.
- 20.3** The party bringing the application to vacate a hearing must give reasonable notice to all other parties that an application to vacate is being made.
- 20.4** When a hearing date has been allocated, it will not be vacated unless the party seeking to vacate the hearing provides cogent and compelling reasons.

21. Explanation of proceedings

- 21.1** The Court may, in proceedings in which a legal practitioner represents a child or young person, request the legal practitioner to advise the Court of the steps taken to ensure the child or young person understands:

- a) the proceedings;
- b) the nature of any assertions made in the proceedings; and
- c) the legal implications of any such assertions,

for the purpose of enabling the Court to perform the duties imposed upon it by section 95(1) of the Care Act.

22. Consolidation of applications

- 22.1** The Court may direct that multiple applications concerning the same child or young person or other children or young persons be heard together. The Court may give such directions as are necessary for the expeditious conduct of all those proceedings.

23. Evidence on affidavit

- 23.1** Except for the following documents, evidence on behalf of a party shall be filed in affidavit form unless the Court otherwise directs:
- a) a written report under section 61(2) of the Care Act
 - b) a report from an Authorised Clinician
 - c) any other report containing expert opinion evidence to be admitted into evidence pursuant to paragraph 29.1 of this Practice Note
 - d) documents produced under subpoena that are specified in the schedule of documents referred to at paragraph 17.8.5(b) of this Practice Note.
- 23.2** An affidavit shall be made in the first person.
- 23.3** The body of an affidavit shall be divided into paragraphs numbered consecutively, each paragraph being as far as possible confined to a distinct portion of subject matter.
- 23.4** Where an affidavit contains or annexes an extract from a document, it shall be a fair extract and the original document shall be made available for inspection by the Court or another party at the direction of the Court.

24. Evidence of witnesses

- 24.1** At a contested hearing where a witness is required for cross-examination, the usual procedure will be for each witness to be called and the affidavit or affidavits of that witness will be identified and formally read as the witness's evidence in chief.
- 24.2** If no party wishes to cross-examine a witness, the affidavit of that witness may be formally read as the evidence of the witness and the witness is to be advised prior to the hearing that his or her attendance at court is not required.
- 24.3** The Court will not usually permit a witness to be called if no affidavit of that witness has been filed. The Court may, however, give leave

for such a witness to be called and give oral evidence. In determining whether to grant such leave, the Court will consider the interests of justice, the interests of the child or young person who is the subject of the proceedings, the opportunity the party has had to place the evidence otherwise before the Court and any prejudice caused to another party.

- 24.4** The Court may grant leave to enable a party to supplement the affidavit evidence of the witness called by that party with further oral evidence or to clarify matters within the written evidence by further oral evidence. In determining whether to grant such leave, the Court will consider the interests of justice, the interests of the child or young person who is the subject of the proceedings, the opportunity the party has had to place the evidence otherwise before the Court and any prejudice caused to another party.

25. Orders and directions agreed between the parties in proceedings

- 25.1** Parties are encouraged to consult and determine the best way of resolving any issues in dispute. If a common position is reached by the parties as to what orders, undertakings and/or directions should be made by the Court, the parties should record those agreed orders, undertakings and/or directions in the form of a draft minute of order.
- 25.2** Any agreements reached by the parties must reflect the objects and principles of the Care Act. The Court is not obliged to make any orders or directions that are recorded in a draft minute of order.

26. Hearing of interim and leave applications

- 26.1** The hearing of a contested application for an interim order or a contested leave application under section 90(1) of the Care Act must be no longer than **2 hours** except in exceptional circumstances.
- 26.2** Cross-examination will be allowed at such a hearing only in exceptional circumstances.

27. Duration of interim orders

- 27.1** If an interim order does not specify the duration of the order or the date upon which it expires, then the interim order will be taken to continue until the Court makes a further order which is contrary to that interim order.

28. Excusing personal attendance of child or young person from hearing

28.1 The Court is taken to have excused the attendance of a child or young person who is the subject of the proceedings unless a direction to the contrary is given.

29. Facilitating admission and admissibility of expert evidence

29.1 A report containing expert opinion evidence, whether prepared for the purpose of the proceedings or otherwise, may be admitted into evidence if:

- a) a copy of the report has been served (or filed and dealt with pursuant to clause 18 or 36 of the *Children's Court Rules 2000*); and
- b) no party required the author of the report to attend for cross-examination; or
- c) the author is available for cross-examination either in person or by audio or visual link; or
- d) the Court excuses the attendance of the author for cross-examination.

29.2 The Court may excuse the author from attending for cross-examination where it appears to the Court that:

- a) the author is unfit to attend;
- b) the author is outside the jurisdiction of the Court and it is not reasonably practical to secure his or her attendance; or
- c) having regard to all the circumstances of the case, undue delay or expense would be caused by calling the author to testify.

30. Expert opinion in proceedings

30.1 A document to be tendered in evidence in proceedings that includes matters of expert opinion shall also state the author's qualification to express that expert opinion including the author's relevant qualifications, training and experience.

30.2 This paragraph does not apply to a document produced on subpoena or as an annexure to an affidavit or to a document, which includes expert opinion, which is not contested.

31. Expert Witness Code of Conduct

- 31.1** The Expert Witness Code of Conduct as set out in Schedule 7 to the *Uniform Civil Procedure Rules 2005* is to apply to all expert reports referred to in this Practice Note. The expert report must expressly state that there has been compliance with the Code of Conduct in the preparation of their report. Non-compliance with this requirement does not prevent the expert report from being admitted into evidence.

32. Emotionally damaging material in reports – child under 12 years of age

- 32.1** The Court may direct that a report or other documentary evidence (or any part thereof) not be given, or its contents disclosed, to a child who is under 12 years of age and the subject of a care application. In making that determination the Court may take into account the prejudicial effect on the child of not becoming aware of the information contained in the report or document, and any psychological or emotional harm that is likely to be occasioned to the child if the child is made aware of that information.

- 32.2** If the Court determines that the report or other documentary evidence (or any part thereof) should not be disclosed to the child, the Court shall give such directions as the Court considers necessary to prevent the child becoming aware of such information contained in the report or document.

- 32.3** If the Court determines that the report or other documentary evidence (or any part thereof) should be disclosed to the child, the Court may nonetheless delay the release of the information or give further directions which, in the Court's opinion, may minimise any likely psychological/emotional harm to the child.

33. Emotionally damaging material in reports – child over 12 years of age

- 33.1** The Court may make directions to ensure a child/young person who is over 12 years of age receives any information that has the potential to cause psychological or emotional harm in an appropriate setting and from a suitably qualified person.

Judge Peter Johnstone
President, Children's Court of NSW
30 June 2017

Children's Court of New South Wales

Practice Note 6

Children's Court Clinic assessment applications and attendance of Authorised Clinicians at hearings, dispute resolution conferences and external mediation conferences

First issued 2 September 2011

Amended 30 June 2017

1. Commencement

- 1.1 This amended Practice Note commences on 3 July 2017.

2. Objective

- 2.1 The Children's Court Clinic (the Clinic) is established under section 15B of the *Children's Court Act 1987*. Pursuant to its functions under sections 52-59 of the *Children and Young Persons (Care and Protection) Act 1998* (the Care Act) the Clinic assists the Children's Court in care and protection matters, by providing independent expert clinical assessments of:
- children and young persons, and
 - the capacity of parents and others to carry out parental responsibility
- 2.2 An assessment report by the Clinic is an independent report to the Court rather than evidence tendered by a party (section 59 of the Care Act). The Children's Court Clinic Authorised Clinician (Authorised Clinician) who prepares a report is nevertheless available for cross-examination at the hearing if required.
- 2.3 It is in the best interests of the child or young person to ensure that the most comprehensive relevant documentation, on which to base the assessment, is provided to the Authorised Clinician conducting the assessment, as soon as possible. It is the objective of this Practice Note to ensure that:
- all assessment applications are brought expeditiously, and the Clinic is provided with all relevant documentation needed to carry out the assessment without delay, and
 - when an Authorised Clinician is required to give evidence at a hearing, or to attend a dispute resolution conference or external mediation conference, their attendance is organised efficiently, and any updating documents are provided to the Clinician early enough prior to a hearing to be properly considered by the Authorised Clinician.

3. Nature of Clinic assessments

- 3.1 Whilst the Care Act states that the Children's Court may make orders for '*the physical, psychological, psychiatric or other medical examination of a child or young person*' (section 53(a)), the Clinic is not currently resourced to provide physical or medical examinations.

4. Examination and assessment of children and young persons

- 4.1 A child or young person who is the subject of care proceedings must not be examined or assessed for the purpose of placing evidence before the Court without the leave of the Court, except pursuant to an assessment order made under section 53 or 54 of the Care Act.
- 4.2 If the Court gives leave for such assessment, the Court may make such directions as it considers appropriate for the provision of any report of that assessment.

5. Application for assessment order

- 5.1 An assessment application under section 53 and section 54 of the Care Act must be in the prescribed form, **Application for Assessment Order**. The assessment application is to:
- a) consolidate multiple children in a sibling group into the one application, while allowing for separate questions for individual children, if required,
 - b) outline the reasons why an assessment order is required,
 - c) outline the circumstances of the persons to be assessed,
 - d) include a brief list of issues to be addressed by the Authorised Clinician (no prejudicial comments or adverse opinions should be expressed about the person to be assessed),
 - e) identify any specific expertise required of the Authorised Clinician conducting the assessment,
 - f) include contact details for parties to be assessed, their legal representatives, and the relevant caseworker or casework manager, and
 - g) list all the documents upon which the assessment is to be based, including all relevant previous clinical assessments undertaken of the child, children or family.
- 5.2 An assessment application is to be made to the Court as soon as possible after establishment, and is to be filed and served on all other parties no later than **2 days** before the application is made to the Court.

6. Provision of documents to the Clinic or to an assessor appointed pursuant to Section 58(2) of the Care Act

- 6.1 When the Court orders an assessment by the Clinic, the order will be taken to contain a direction that the applicant for the assessment order (or other party as directed by the Court) will, within **7 days** of the making of the assessment order, provide all the documents listed in the application (the file of documents) to the Clinic.
- 6.2 When the Court makes an order appointing a person to prepare an assessment report pursuant to section 58(2) of the Care Act, it will request the Clinic to forward the file of documents to the assessor.
- 6.3 The file of documents must contain the following:
- a) all relevant applications and orders in the current proceedings,
 - b) relevant documentary or other evidence filed in the proceedings, as agreed between the parties,
 - c) any relevant documents that have not been filed in the proceedings but that all parties agree should be included in the file of documents, including the specified documents referred to in *Practice Note 2 "Initiating report and service of the relevant portion of the Community Services file in care proceedings"*, relevant subpoenaed documents, or those that the Court has ordered for inclusion. These will include copies of previous clinical assessments undertaken of the child, children or family (e.g. paediatric, psychological, psychiatric, social work assessments or reports, school reports, Clinic assessments, Karitane/Tresillian/hospital discharge summaries) relevant to terms of the assessment order, and
 - d) relevant current court orders, including those made by courts other than the Children's Court (e.g. Apprehended Violence Orders, Family Court Orders).
- 6.4 If practicable, the file of documents is to be sent to the Clinic by email. If it is not practicable for the file of documents to be sent by email due to the size of the file **2 copies** of the file of documents are to be provided to the Clinic. Written documents are not to be provided on CD or DVD.
- 6.5 All documents provided to the Clinic are to be properly described and indexed.
- 6.6 In the event that a party objects to a document being forwarded (or not being forwarded) to the Clinic as part the file of documents, then that objection is to be determined by the Court at the time the assessment application is made, and the Court is to determine whether the document is to be sent to the Clinic as part of the file of documents.
- 6.7 Any further relevant documents in addition to the original file of documents should be forwarded to the Clinic as soon as they become available, and with the agreement of all parties. However, if all parties do not agree to a particular additional document being forwarded to the Clinic, the party

seeking to rely on the additional document is not precluded from seeking to cross-examine the Authorised Clinician in relation to the document at the hearing.

7. Time needed to complete Clinic assessments

- 7.1 Assessment reports usually take approximately **6 weeks** to complete from the time the Clinic has received the assessment order **and** the file of documents. Time required to complete the assessment report may need to be extended due to case complexity, availability of clinicians, missed appointments or other factors.

8. Authorised Clinicians' attendance at Court

- 8.1 Where an Authorised Clinician is required for cross-examination at the hearing, the party seeking such attendance should consult the Authorised Clinician, by contacting the Children's Court Clinic and the other parties to determine the most appropriate date and time the Authorised Clinician is to attend. The party seeking the attendance of the Authorised Clinician must then notify the Court of the Authorised Clinician's availability when seeking a hearing date.
- 8.2 The Registrar of the Court is to send a **Notice to Authorised Clinician to Attend Court** (the Notice) to the Children's Court Clinic in the prescribed form within **7 days** of the matter being set down for hearing.
- 8.3 Upon receipt of the Notice, the Authorised Clinician is to confirm his or her availability by signing and returning a copy of the Notice to the Registrar.
- 8.4 If the Authorised Clinician is requested to attend Court to give evidence, then the party requesting that attendance (or another party as directed by the Court) shall send to the Clinic a copy of all relevant evidence, care and permanency plans, as agreed by all parties, and not previously sent to the Clinic. Any additional material must be sent to the Clinic **prior to the Readiness Hearing**. Where practicable, copies of the additional material are to be sent to the Clinic by email and if not practicable **2 copies** of the additional material are to be provided to the Clinic.
- 8.5 At the Readiness Hearing, the availability of the Authorised Clinician to attend the hearing is to be confirmed including a specific date and time. The parties should also inform the Court whether the Authorised Clinician has been provided with all relevant material as described in paragraph 17.9(g) of *Practice Note 5 "Case management in care proceedings."*
- 8.6 If all parties do not agree to a particular additional document being forwarded to the Clinic in relation to the Authorised Clinician's attendance at Court, the party seeking to rely on the additional document is not precluded from seeking to cross-examine the Authorised Clinician in relation to it at the hearing.

- 8.7 The requirements of paragraphs 8.1 to 8.5 above also apply to the provision of information to an assessor appointed under section 58(2) of the Care Act.

9. Authorised Clinicians' attendance at dispute resolution conferences and external mediation conferences

- 9.1 An Authorised Clinician who has prepared an assessment report may attend a dispute resolution conference under section 65 of the Care Act or external mediation conference under section 65A of the Care Act (a conference), but only with the agreement of all parties.
- 9.2 The purpose of the attendance of an Authorised Clinician at a conference is to:
- a) assist the parties to understand the recommendations made by the Authorised Clinician in an assessment report,
 - b) explain the reasons for the recommendations in the assessment report and
 - c) assist the parties to develop or consider a care plan by providing advice as to the suitability of arrangements with reference to the assessment report.
- 9.3 An Authorised Clinician attends a conference in an advisory capacity only, and not as a witness. Questions are not to be asked of the Authorised Clinician that are in the nature of cross-examination.
- 9.4 A party may apply to the Court or a Children's Registrar for a direction requesting an Authorised Clinician to attend a conference.
- 9.5 When a case is referred to a conference, the Court is to be informed by the parties whether an Authorised Clinician is being requested to attend.
- 9.6 Before a matter is referred for a conference, a party requesting the attendance of an Authorised Clinician should enquire either through the Clinic or directly with the Authorised Clinician as to the clinician's availability and be in a position to inform the Court. Authorised Clinicians have been requested to provide details of their availability at the end of their assessment reports.
- 9.7 If the Court or Children's Registrar has determined that an Authorised Clinician will attend a conference, the Court or Children's Registrar, when allocating a conference date, will give consideration to allowing adequate time for the Authorised Clinician to prepare for the conference, having regard to the nature of the issues to be addressed.
- 9.8 The party requesting the participation of the Authorised Clinician must prepare a document in which specific agreed discussion points arising from the clinician's assessment report will be outlined. This document should be provided to the Children's Court Conference Coordinator no later than **3 working days** after the conference date has been set. The information

contained in the document will be provided to the Authorised Clinician as part of the **Notice to Authorised Clinician to attend a Dispute Resolution Conference or External Mediation Conference** (the Conference Notice), prior to the conference. This will allow the clinician to prepare for the conference.

- 9.9 The Conference Notice is to be issued by a Children's Registrar to the Children's Court Clinic within **3 working days** after the conference date has been set.
- 9.10 Upon receipt of the notice, the Authorised Clinician is to confirm his or her availability by signing and returning a copy of the Conference Notice to, in the case of a dispute resolution conference, the Children's Court Conference Coordinator, or, in the case of an external mediation conference, the Registrar of the Court or such other person nominated in the Conference Notice.
- 9.11 The party requesting the participation of the Authorised Clinician must prepare and file with the Children's Registrar a list of agreed additional material to be provided to the Authorised Clinician within **7 days** after the conference date has been set or such longer period as the Children's Registrar determines.
- 9.12 The party requesting the participation of the Authorised Clinician is to forward by email the agreed additional material properly described to the Clinic by a date not less than **1 week** prior to the conference date.
- 9.13 The Children's Registrar/mediator will contact the Authorised Clinician prior to the conference to confirm his/her attendance at the conference and to explain the purpose of the conference and the way in which it will proceed.
- 9.14 An Authorised Clinician may attend the conference by telephone.
- 9.15 An Authorised Clinician who has been requested to attend a conference may attend all or part of the conference at the discretion of the Children's Registrar or mediator.
- 9.16 The requirements of paragraphs 9.1 to 9.15 above also apply to attendance at a conference of an assessor appointed under section 58(2) of the Care Act, or any other expert who has written a report relevant to the case whose attendance is required at the conference.

Judge Peter Johnstone
President, Children's Court of NSW
30 June 2017

COUNCIL NOTICES

CAMPBELLTOWN CITY COUNCIL

ROADS ACT 1993

Naming of Roads

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

Name	Locality
WOODBURY STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
WHITTINGHAM STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
WESTVIEW STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
POULTON TERRACE	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
PLUNKET STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
O'ROURKE STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
MULHOLAND AVENUE	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
MCGUANNE STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	

Name	Locality
MARLBOROUGH STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	
Name	Locality
CRITCHLEY STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	
Name	Locality
COSGROVE STREET	Campbelltown
Description	
A new road within Stage 4 of the Macarthur Heights residential development.	
Name	Locality
ADDY LANE	Campbelltown
Description	
A new laneway within Stage 4 of the Macarthur Heights residential development.	

LINDY DEITZ, General Manager, Campbelltown City Council, PO Box 57, CAMPBELLTOWN NSW 2560

GNB Ref: 0110

[9194]

CENTRAL COAST COUNCIL

Water Management Act 2000

Water, Sewerage and Drainage Service Charges for 2017-18

In accordance with Sections 315 and 316 of the *Water Management Act 2000*, Central Coast Council does hereby determine the fees and charges set out in sections 1 to 3 below (applicable for the former Gosford City LGA and Wyong Shire LGA) for the period 1 July 2017 to 30 June 2018 based on the determination of the authority set out in A, B and C below:

- A. The amount of money estimated by the Authority that is proposed to be raised by way of service charges levied uniformly on all land that is capable of being connected to the Authority's water supply pipes, sewerage service discharge pipes and is within the stormwater drainage area are \$122,137,000 from the Council for the period 1 July 2017 to 30 June 2018.
- B. All land that is capable of being connected to the Authority's water supply pipes and sewerage service discharge pipes is classified for the purpose of levying service charges on the basis of the following factors:
 - a. Whether the land is residential or non residential and
 - b. The nature and extent of the water and sewerage service connected to each individual allotment.
- C. Service charges shall be uniformly levied on the following basis:
 - a. The nominal size of the water service supply pipe supplying water to the land or to which it is reasonably practicable for water to be supplied to the land, expressed as a charge determined by the nominal diameter of the service connection attaching to the Authority's meter.
 - b. By charge following an assessment of the cost of supplying water and sewerage services by the Authority, and
 - c. Where water pressure requires larger sizes of service connections a charge as assessed by the Authority.

Part A - Applicable to the former Gosford City LGA

1. Water Supply Service Charges

Table 1: Water service charge for:

- (i) Metered Residential Properties;

- (ii) Residential Properties within a Multi Premises with one or more Common Meters;
- (iii) Non-Residential Properties with a single Individual Meter of 20mm;
- (iv) Non-Residential Properties within a Mixed Multi Premises with one or more Common Meters;
- (v) Unmetered Properties;
- (vi) Properties not connected but reasonably available for connection

Basis of Charge	Maximum charge \$
Water service charge (per property per annum)	197.72

Table 2: Water service charge for:

- (i) Non-Residential Properties with an Individual Meter of 25mm or greater or multiple Individual Meters (of any size);
- (ii) Non-Residential Multi Premises with one or more Common Meters

Basis of Charge Water Service Charge (per meter per annum) Meter Size	Maximum charge \$
25mm	275.94
32mm	452.10
40mm	706.42
50mm	1,103.80
80mm	2,825.74
100mm	4,415.22
150mm	9,934.26
200mm	17,660.92
For meter diameter sizes not specified above, the following formula applies: $(\text{Meter size})^2 \times (25\text{mm water service charge}) \div 625$	

Table 3: Water service charge for Retirement Villages with one or more Common Meters

Basis of Charge - Meter Size Water Service Charge (per meter per annum)	Maximum charge \$
25mm	228.15
40mm	584.09
50mm	912.63
80mm	2,336.34
100mm	3,650.54
150mm	8,213.70
200mm	14,602.14
For meter diameter sizes not specified above, the following formula applies: $(\text{Meter size})^2 \times (25\text{mm water service charge}) \div 625$	

2. Sewerage Supply Service Charges

Table 4: Sewerage service charge for:

- (i) Metered Residential Properties;
- (ii) Residential Properties within a Multi Premises with one or more Common Meters;
- (iii) Non-Residential Properties within Mixed Multi Premises with one or more Common Meters;
- (iv) Unmetered Properties;
- (v) Non-Residential Properties with a single Individual Meter of 20mm;

(vi) Properties not connected but reasonably available for connection

Charge	Maximum charge \$
Sewerage service charge (per property per annum)	672.42

Table 5: Sewerage service charge for:

- (i) Non-Residential Properties with an Individual Meter of 25mm or greater or multiple Individual Meters (of any size);
- (ii) Non-Residential Multi Premises with one or more Common Meters

Basis of Charge Sewerage Service Charge (per meter per annum) Meter Size	Maximum charge \$
25mm	1,541.80
32mm	2,526.08
40mm	3,947.02
50mm	6,167.22
80mm	15,788.10
100mm	24,668.90
150mm	55,505.04
200mm	98,675.64
For meter diameter sizes not specified above, the following formula applies: $(\text{Meter size})^2 \times (25\text{mm water service charge}) \div 625$	

Table 6: Sewerage service charge for Retirement Villages with one or more Common Meters

Basis of Charge - Meter Size Sewerage Service Charge (per meter per annum)	Maximum charge \$
25mm	443.99 x DF
40mm	1,136.61 x DF
50mm	1,775.95 x DF
80mm	4,546.43 x DF
100mm	7,103.80 x DF
150mm	15,983.55 x DF
200mm	24,415.20 x DF
For meter diameter sizes not specified above, the following formula applies: $(\text{Meter size})^2 \times (25\text{mm water service charge}) \div 625$	

3. Stormwater Drainage service charges

Table 7: Stormwater drainage charge

Basis of Charge	Maximum charge \$
Stormwater drainage charge (per property per annum)	124.64

Part B - Applicable to the former Wyong Shire LGA

1. Water Supply Service Charges

Council levies the water supply service charge on the owners of all properties for which there is an available water supply service. This covers the full cost of supplying water.

For those properties that become chargeable or non-chargeable during the year a proportional charge or fee calculated on a daily basis is applied.

Meter type/size	Maximum charge \$
Residential property service charge	164.63
Multi Premises	164.63
Water availability	164.63
Unmetered properties	577.49
Non Res single 20mm	164.63
20mm meter	146.02
25mm meter	228.15
40mm meter	584.09
50mm meter	912.63
80mm meter	2,336.34
100mm meter	3,650.54
150mm meter	8,213.70
200mm meter	14,602.14
Non specified pipe/meter size	$(\text{meter size})^2/625 \times 228.15$

2. Sewerage Supply Service Charges

Council levies this charge to cover the cost of supplying sewerage services on all properties for which there is a sewerage service either connected or available.

Non Residential properties will be levied a sewerage service charge based on meter size and a sewerage usage charge. Where the sum of these charges is less than the non-residential minimum sewerage charge, the non-residential minimum will be charged instead.

A discharge factor in accordance with Council's Trade Waste Policy is applied to the charge based on the volume of water discharged into Council's sewerage system.

Meter type/size	Maximum charge \$
Residential property service charge	483.28
Multi Premises	483.28
Sewer availability	483.28
Non-residential property service charge	483.28
20mm meter	284.16 x DF
25mm meter	443.99 x DF
40mm meter	1,136.61 x DF
50mm meter	1,775.95 x DF
80mm meter	4,546.43 x DF
100mm meter	7,103.80 x DF
150mm meter	15,983.55 x DF
200mm meter	28,415.20 x DF
Non specified pipe/meter size	$(\text{meter size})^2/625 \times 443.99 \times \text{DF}$

3. Drainage charges

This charge is levied by Council for the provision of drainage services, and covers the cost of maintaining the Shire's drainage network.

Meter type/size	Maximum charge \$
Residential property service charge	128.32
Multi premises	96.24
20mm meter	128.32
25mm meter	200.50
40mm meter	513.28
50mm meter	802.01
80mm meter	2,053.14
100mm meter	3,208.03
150mm meter	7,218.05
200mm meter	12,832.09
Non specified pipe/meter size	$(\text{meter size})^2/625 \times 200.50$

[9195]

DUBBO REGIONAL COUNCIL

ERRATUM

In the notice referring to the naming of road in the Dubbo Local Government Area, Folio 2985, 21 June 2013, the road name Fountain Court was assigned with the incorrect road type. The correct road type for this private road name is Fountain Circuit. This notice corrects that error. MARK RILEY, Interim General Manager, Dubbo Regional Council, PO Box 81, Dubbo NSW 2830.

[9196]

LAKE MACQUARIE CITY COUNCIL

ROADS ACT 1993

SECTION 10

DEDICATION OF LAND AS PUBLIC ROAD

In accordance with Section 10 of the *Roads Act 1993*, Council dedicates the land held by it and described in the Schedule below as Public Road. MORVEN CAMERON, Acting General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point 2284.

Schedule

Lot 101 DP 1212134, Lot 34 DP 659638, Lot 200 DP 625381.

[9197]

NORTH SYDNEY COUNCIL

ROADS ACT 1993

ERRATUM

The notification of dedication (resumption) as a Public Road published in the New South Wales Government Gazette No. 49 of 13 April 2017, Folio 1376 contained an error. The following corrects that error and the Gazettal date remains 13 April 2017.

Item 1 of the Descriptions, "Part Lot 1182 in Deposited Plan 824044 at Union Street, McMahons Point, Parish of Willoughby, County of Cumberland" should read "Part Union Street being part of the Land vested in Conveyance Book 29 No. 841 and Conveyance Book 84 No. 374".

[9198]

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
BUNYIP DRIVE	Googong
Description	
Arterial Road - Googoong Township	

Name	Locality
CARVER STREET	Googong
Description	
New Street - Googoong Township	

Name	Locality
HANNS STREET	Googong
Description	
New Street - Googoong Township	

Name	Locality
HAWES STREET	Googong
Description	
New Street - Googoong Township	

Name	Locality
HEAZLETT STREET	Googong
Description	
New Street - Googoong Township	

Name	Locality
QUIGLEY STREET	Googong
Description	
New Street - Googoong Township	

Name	Locality
SPARROW STREET	Googong
Description	
New Street - Googoong Township	

Name	Locality
TERENCE LANE	Googong
Description	
New Street - Googoong Township	

Name	Locality
WELLSVALE DRIVE	Googong
Description	
Arterial Road - Googoong Township	

MICHAEL THOMPSON, Portfolio General Manager, Queanbeyan-Palerang Regional Council, PO Box 90,
QUEANBEYAN NSW 2620

GNB Ref: 0111

[9199]

PRIVATE NOTICES



MASTER OF DIGITAL INFORMATION MANAGEMENT

By 2020 all Australian government agencies will transition to entirely digital work processes that require knowledge and capabilities in digital information management, particularly user experience-led design and metadata, records and interoperability standards, as set out in the National Archives of Australia's policy, Digital Continuity 2020.

This degree is designed to equip you with the expertise to meet these challenges.

To find out more visit:

<http://www.uts.edu.au/future-students/find-a-course/courses/c04298>

Or contact: Dr Bhuva Narayan bhuva.narayan@uts.edu.au +61 2 9514 2718

[9200]

TRANSGRID

ELECTRICITY NETWORK ASSETS (AUTHORISED TRANSACTIONS) ACT 2015

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

ERRATUM

The Notice of Compulsory Acquisition of Land published in the Government Gazette No. 111 of 11 December 2015, page 4074 contained an error in Table 1, Column 2 relating to the Description of Easement acquired over land being Lot 3 in DP 1197639. The Description of the Easement in Column 2 of the notice should have stated:

AN EASEMENT FOR ENERGY TRANSMISSION affecting that part of the land shown as "EASEMENT PROPOSED TO BE ACQUIRED" on Deposited Plan 268557 on the terms contained in Memorandum AE891814 registered at Land & Property Information.

The Gazettal date remains 11 December 2015.

Dated this 7th 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

[9201]

Schedule of Water & Sewerage Charges Effective from 1 July 2017

Under Section 310 of the *Water Management Act 2000* and Regulations, Essential Energy is required to set the maximum scale of charges to apply for the 12 months commencing on 1 July 2017 (in accordance with the IPART Determination and Final Report dated June 2014), as follows:

SCHEDULE 1 - WATER SUPPLY CHARGES

RESIDENTIAL - BROKEN HILL, MENINDEE, SUNSET STRIP and SILVERTON			
Access Charge	Annual Access Charge (\$)	Usage Charge	Charge cents / kL
Water Service Charge			
All meter sizes	\$327.68	Treated Water. Usage Charge Any measured amount	180 c/kL
		Untreated Water Usage Charge Any measured amount	158 c/kL
		Chlorinated Water Usage Charge Any measured amount	116 c/kL
VACANT LAND			
All properties to be levied \$327.68 per property per annum			

PIPELINE CUSTOMERS			
Access Charge	Annual Access Charge (\$)	Usage Charge	Charge cents / kL
Nominal Size of Water Service		Untreated Water Usage Charge Any measured amount	78 c/kL
20mm	\$327.68		
25mm	\$512.00		
32mm	\$838.86		
40mm	\$1,310.72		
50mm	\$2,048.00		
80mm	\$5,242.88		
100mm	\$8,192.01		
150mm	\$18,432.01		
For meter sizes not specified above:	$(\text{Meter Size})^2 \times (20\text{mm service charge}) \div 400$		

NON RESIDENTIAL - BROKEN HILL, MENINDEE, SUNSET STRIP and SILVERTON			
Access Charge	Annual Access Charge (\$)	Usage Charge	Charge cents / kL
Nominal Size of Water Service		Treated Water Usage Charge Any measured amount	180 c/kL
20mm	\$327.68		
25mm	\$512.00		
32mm	\$838.86	Untreated Water Usage Charge Any measured amount	158 c/kL
40mm	\$1,310.72		
50mm	\$2,048.00		
80mm	\$5,242.88	Chlorinated Water Usage Charge Any measure amount	116 c/kL
100mm	\$8,192.01		
150mm	\$18,432.01		
For meter sizes not specified above:	$(\text{Meter Size})^2 \times (20\text{mm service charge}) \div 400$		

VACANT LAND
All properties to be levied \$327.68 per property per annum

OPERATING MINES

<i>Operating Mine</i>	<i>Annual Access Charge (\$)</i>
Perilya Broken Hill Ltd	\$2,301,545.57
CBH Resources Ltd	\$555,166.26

Water Usage Charge

Water usage charge of 180 cents/kL for all treated water usage.

Water usage charge of 158 cents/kL for all untreated water usage.

SCHEDULE 2 – SEWERAGE and TRADE WASTE CHARGES

SEWERAGE SERVICE CHARGES CITY OF BROKEN HILL

Residential Land: The service charge shall be a fixed charge of \$535.73 per customer service connection per year. In respect of any chargeable land used as the site of a block of company or community title units or flats shall be treated as a single non-residential assessment.

Non Residential Land:

Sewer Access Charge	
<i>Nominal Size of Service</i>	<i>Annual Access Charge (\$)</i>
20mm	\$765.00
25mm	\$1,195.22
32mm	\$1,958.40
40mm	\$3,060.01
50mm	\$4,780.91
80mm	\$12,240.05
100mm	\$19,125.08
150mm	\$43,031.08
For meter sizes not specified above:	$(\text{Meter Size})^2 \times (20\text{mm service charge}) \div 400$

Sewer Usage Charge

All kilolitres 128 c/kL

Sewer Discharge Factor

An appropriate sewer discharge factor is applied to the final sewerage calculation for non-residential customers.

Vacant Land: The service charge shall be a fixed charge of \$535.73 per property or customer service connection per year, whichever is greater.

SEWERAGE AND TRADE WASTE CHARGES FOR EACH OPERATING MINE

Residential: The sewerage service charge for mining company houses shall be \$535.73 per house.

Non-residential: The sewerage service charge shall be the non-residential service charge based on the water supply service connection meter size. The sewer usage charge shall be 128 cents/kL of non-residential discharge to the sewerage system.

Trade waste: Annual trade waste fee shall be \$1,608.55 for each operating mine.

Applicable trade waste usage charge or excess mass charge as detailed below.

These charges will apply until a liquid trade waste agreement has been implemented.

WATER AND SEWERAGE CHARGES IN RESPECT OF LANDS EXEMPT UNDER SCHEDULE 4

- i) **Water** - Land which is exempt from service access charges under Schedule 4 of the Act; shall be charged as follows:
 - Treated Water Usage Charge**
 - any measured amount 180 cents/kL

 - Untreated Water Usage Charge**
 - any measured amount 158 cents/kL

 - Chlorinated Water Usage Charge**
 - any measured amount 116 cents/kL

- ii) **Sewer** - Land which is exempt from service access charges under Schedule 4 of the Act; shall be charged on the sewer usage charge of 128 cents/kL times by the relevant Sewer Discharge Factor as per the NOW Liquid Trade Waste Management Guidelines 2009.

TRADE WASTE CHARGES FOR NON-RESIDENTIAL CUSTOMERS CITY OF BROKEN HILL

Trade Waste Charges

Category 1 (Low Risk. Nil or only minimal liquid trade waste pre-treatment equipment required)

Application fee*	\$236.48
Annual Trade Waste Fee	\$109.69
Re-inspection Fee	\$102.57

Category 1a (Low Risk. Require more sophisticated prescribed liquid trade waste pre-treatment equipment)

Application fee*	\$236.48
Annual Trade Waste Fee	\$109.69
Re-inspection Fee	\$102.57
Non-Compliant Trade Waste Usage Charge**	\$2.05/kL

Category 2 (Medium Risk. Require prescribed liquid trade waste pre-treatment equipment)

Application fee*	\$236.48
Annual Trade Waste Fee	\$735.09
Re-inspection Fee	\$102.57
Trade Waste Usage Charge	\$2.05/kL
Non-Compliant Trade Waste Usage Charge***	\$18.81/kL

Category 3 (High Risk. Industrial and large volume dischargers)

Application fee*	\$236.48
Annual Trade Waste Fee	By quote
Re-inspection Fee	\$102.57
Food Waste Disposal	\$29.91/bed
Approved pH Range	Essential Energy Policy for Discharge of Liquid Trade Waste
Approved BOD Range	Essential Energy Policy for Discharge of Liquid Trade Waste

* Not applicable to those dischargers exempted from obtaining an approval for liquid trade waste discharge as per the Essential Energy Policy for the Discharge of Liquid Trade Waste

** Applicable to dischargers who have not installed or properly maintained pre-treatment equipment

*** Applicable to dischargers who have not installed or properly maintained pre-treatment equipment

Excess Mass Charge	\$/kg
Acid demand, pH>10	\$0.92
Alkali demand, pH<7	\$0.92
Aluminium (Al)	\$0.92
Ammonia (as Nitrogen)	\$2.81
Arsenic (As)	\$92.60
Barium (Ba)	\$45.59
Biochemical oxygen demand (BOD)	\$0.92
Boron (B)	\$0.92
Bromine (Br ₂)	\$18.43
Cadmium (Cd)	\$427.37
Chloride	No charge
Chlorinated hydrocarbons	\$45.59
Chlorinated phenolic	\$1,846.26
Chlorine (Cl ₂)	\$1.93
Chromium (Cr)	\$30.97
Cobalt (Co)	\$19.18
Copper (Cu)	\$19.18
Cyanide	\$92.60
Fluoride (F)	\$4.56
Formaldehyde	\$1.93
Grease and Oil (total)	\$1.65
Herbicides/defoliant	\$923.12
Iron (Fe)	\$1.93
Lead (Pb)	\$45.59
Lithium (Li)	\$9.26
Manganese (Mn)	\$9.26
Mercaptans	\$92.60
Mercury (Hg)	\$3,077.11
Methylene blue active substances (MBAS)	\$0.92
Molybdenum (Mo)	\$0.92
Nickel (Ni)	\$30.97
Nitrogen (N) (Total Kjeldahl Nitrogen)	\$0.24
Organoarsenic compounds	\$923.12
Pesticides general (excludes organochlorines and organophosphates)	\$923.12
Petroleum hydrocarbons (non-flammable)	\$3.09
Phenolic compounds (non-chlorinated)	\$9.26
Phosphorous (Total P)	\$1.93
Polynuclear aromatic hydrocarbons (PAH)	\$19.18
Selenium (Se)	\$64.86
Silver (Ag)	\$1.49
Sulphate (SO ₄)	\$0.18
Sulphide (S)	\$1.93
Sulphite (SO ₃)	\$2.06
Suspended Solids (SS)	\$1.17
Thiosulphate	\$0.32
Tin	\$9.26
Total Dissolved Solids (TDS)	\$0.06
Uranium	\$9.26
Zinc (Zn)	\$18.87
Non-compliant Excess Mass Charge	Essential Energy Policy for the Discharge of Liquid Trade Waste

ANCILLARY AND MISCELLANEOUS CHARGES		
Service No.	Description	2017/2018 Charge (No GST)
1	Conveyancing Certificate Statement of outstanding charges (s 41 Conveyancing (General) Regulation 2008) (a) Full Certificate with Meter Read (b) Updated Meter Read Request (Special Meter Read) (c) Full Certificate with History Search (d) Urgent Full Certificate with Meter Read (within 48 hours)	\$73.85 \$55.35 \$130.00 \$128.00
2	Meter Test (Refunded if meter is +/- 3%)	\$76.75
3	Drainage Diagram	\$21.65
4	Plumbing Inspection	\$35.80
5	Plumbers Application	\$38.25
6	Site inspection for water and sewerage	\$123.00
7	Statement of available water pressure	\$178.00
8	Building plan approval - extension	\$34.55
9	Building plan approval – new connection	\$52.20
10	Fire Service application	\$91.30
11	Relocation/Increase in size of water service (Tapping Fee)	\$88.40
12	Backflow Prevention Device Testing and Certification (Per Hour plus Materials)	\$74.00 per hour
13	Install Water Service (a) 20mm Service up to 3 metres (b) 20mm Service over 3 metres and less than 30 metres (c) All Others	\$758.00 \$1,956.00 By Quotation
14	Alter Existing Water Service Actual Cost Relocate Existing Service	By Quotation Charge for Install Water service (charge no. 13) plus Charge for Water Disconnect (charge no. 19)
15	Downgrade Meter Size (a) 25mm to 20mm (b) All Others	\$97.45 By Quotation
16	Repair Damaged Water Service (a) First repair with five year period (b) Second and subsequent repairs (Per Hour plus Materials)	Nil \$97.45 per hour
17	Rectification of Illegal Service	Greater of \$237.00 or actual cost

18	Replace Damaged Water Meter (a) First replacement in a five year period (b) 20mm (c) 25mm (d) 32mm (e) 40mm (f) 50mm (g) 80mm (h) 100mm or greater	Nil \$114.00 \$225.00 \$327.00 \$788.00 \$983.00 \$1,080.00 By Quotation
19	Water Service Disconnection (a) First disconnect in a one year period (b) Capping (c) 20mm to 25mm (d) 32mm or greater (e) Bitumen Repairs (minimum 1 metre)	Nil \$95.05 \$159.00 By Quotation \$18.50 per metre
20	Water Service Reconnection (a) First reconnect in a one year period (b) Un-Capping (c) 20mm to 25mm (d) 32mm or greater (e) Bitumen Repairs (minimum 1 metre)	Nil \$102.00 \$171.00 By Quotation \$18.50 per metre
21	Asset Location (a) Major or Critical Infrastructure (b) Minor or Non Critical Initial Location (c) Re-inspect Asset Location	\$97.45 per hour Nil \$97.45 per hour
22	Relocate Existing Stop Valve or Hydrant	By Quotation
23	Replace Water Main before Customer Installations	By Quotation
24	Standpipe Hire (a) Monthly (Minimum Charge) (b) Annually (c) Water Usage Charges i. Treated ii. Untreated	\$31.50 \$378.00 \$1.80 per kL \$1.58 per kL
25	Personal Service of Final Warning Notice	\$21.55
26	Water Reconnections – after restrictions (a) During business hours (b) After business hours	\$93.00 \$129.00

[9202]