



Government Gazette

of the State of

New South Wales

Number 78

Friday, 17 August 2018

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

From 1 January 2018, each notice in the Government Gazette has a unique identifier that appears in square brackets at the end of the notice and that can be used as a reference for that notice (for example, [n2018-14]).

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To submit a notice for gazettal – see Gazette Information.

GOVERNMENT NOTICES

Rural Fire Service Notices

TOTAL FIRE BAN ORDER

Prohibition on the Lighting, Maintenance and Use of Fires in the Open Air

Being of the opinion that it is necessary or expedient in the interests of public safety to do so, I direct by this order that the following parts of the State for the periods specified the lighting, maintenance or use of any fire in the open air is prohibited (subject to the exemptions specifically listed hereunder and further set out in the *Schedule of standard exemptions to total fire bans* published in the NSW Government Gazette No 16 of 9 February 2018):

| Fire Weather Area | Classes of Exemption |
|-----------------------|--|
| Greater Hunter | 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 |
| Greater Sydney Region | |
| Illawarra/Shoalhaven | |

This direction shall apply for the periods specified hereunder:

11:00 hours to 23:59 hours on Wednesday 15 August 2018.

SHANE FITZSIMMONS AFSM

Commissioner

By delegation from the Minister for Emergency Services

[n2018-2647]

Appointments

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Serious Offenders Review Council

Appointment of Deputy Chairperson

His Excellency the Governor, on the advice of the Executive Council and pursuant to the provisions of the *Crimes (Administration of Sentences) Act 1999*, has approved the appointment of Mr Keith Alder as Deputy Chairperson of the Serious Offenders Review Council for a period of three years from 8 August 2018.

David Elliott MP
Minister for Corrections

[n2018-2648]

Planning and Environment Notices

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under clause 6 of Schedule 2 to the Environmental Planning and Assessment
(Savings, Transitional and Other Provisions) Regulation 2017

Under delegation from the Minister for Planning, I declare the development specified in column 1 of the table in Schedule 1 to this Order on the land specified in the corresponding row in column 2 of the table in Schedule 1 to this Order to be State significant development under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*, for the purposes of the *Environmental Planning and Assessment Act 1979* (the Act).

This Order takes effect upon publication in the New South Wales Government Gazette.

Dated: 15/8/18

Mike Young
A/Executive Director
Resource and Energy Assessments

SCHEDULE 1

| Column 1 Development | Column 2 Land |
|---|--|
| Development known as the 'Tarrawonga Coal Mine' (MP 11_0047), approved by a delegate of the Minister under section 75J of the Act on 22 January 2013 as subsequently modified under 75W of the Act. | All land identified in Appendix 1 of the approval to carry out the development known as the 'Tarrawonga Coal Mine' (MP 11_0047) as in force on the date of this Order. |

[n2018-2649]

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under clause 6 of Schedule 2 to the *Environmental Planning and Assessment*
(*Savings, Transitional and Other Provisions*) Regulation 2017

Under delegation from the Minister for Planning, I declare the development specified in column 1 of the table in Schedule 1 to this Order on the land specified in the corresponding row in column 2 of the table in Schedule 1 to this Order to be State significant development under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*, for the purposes of the *Environmental Planning and Assessment Act 1979* (the Act).

This Order takes effect upon publication in the New South Wales Government Gazette.

Dated: 15/8/18

Mike Young
A/Executive Director
Resource and Energy Assessments

SCHEDULE 1

| Column 1 Development | Column 2 Land |
|---|---|
| Development known as the 'Narrabri Coal Project – Stage 2' (MP 08_0144), approved by a delegate of the Minister under section 75J of the Act on 26 July 2010 as subsequently modified under 75W of the Act. | All land identified in Appendix 1 of the approval to carry out the development known as the Narrabri Coal Project – Stage 2' (MP 08_0144) in force on the date of this Order. |

[n2018-2650]

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under clause 6 of Schedule 2 to the *Environmental Planning and Assessment*
(*Savings, Transitional and Other Provisions*) Regulation 2017

Under delegation from the Minister for Planning, I declare the development specified in column 1 of the table in Schedule 1 to this Order on the land specified in the corresponding row in column 2 of the table in Schedule 1 to

this Order to be State significant development under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*, for the purposes of the *Environmental Planning and Assessment Act 1979* (the Act).

This Order takes effect upon publication in the New South Wales Government Gazette.

Dated: 15/8/18

Mike Young
A/Executive Director
Resource and Energy Assessments

SCHEDULE 1

| Column 1 Development | Column 2 Land |
|---|--|
| Development known as the 'Maules Creek Coal Project' (10_0138), approved by a delegate for the Minister under section 75J of the Act on 23 October 2012, as subsequently modified under section 75W of the Act. | All land identified in Schedule 1 of the approval to carry out the development known as the 'Maules Creek Coal Project' (10_0138) as in force on the date of this Order. |

[n2018-2651]

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*

Under delegation from the Minister for Planning, I declare the development specified in column 1 of the table in Schedule 1 to this Order on the land specified in the corresponding row in column 2 of the table in Schedule 1 to this Order to be State significant development under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*, for the purposes of the *Environmental Planning and Assessment Act 1979* (the Act).

This Order takes effect upon publication in the New South Wales Government Gazette.

Dated: 15/8/2018

Mike Young
A/Executive Director
Resource and Energy Assessments

SCHEDULE 1

| Column 1 Development | Column 2 Land |
|---|--|
| Development known as the 'Rocglen Extension Project' (10_0015), approved by the Minister for Planning under section 75J of the Act on 27 September 2011, as subsequently modified under section 75W of the Act. | All land identified in Schedule 1 of the approval to carry out the development known as the 'Rocglen Extension Project' (10_0015) as in force on the date of this Order. |

[n2018-2652]

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Order under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*

Under delegation from the Minister for Planning, I declare the development specified in column 1 of the table in Schedule 1 to this Order on the land specified in the corresponding row in column 2 of the table in Schedule 1 to this Order to be State significant development under clause 6 of Schedule 2 to the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017*, for the purposes of the *Environmental Planning and Assessment Act 1979* (the Act).

This Order takes effect upon publication in the New South Wales Government Gazette.

Dated: 15/8/18

Mike Young
 A/Executive Director
 Resource and Energy Assessments

SCHEDULE 1

| Column 1 Development | Column 2 Land |
|--|--|
| Development known as the ‘Werris Creek Mine Extension Project’ (10_0059), approved by a delegate of the Minister under section 75J of the Act on 25 October 2011, as subsequently modified under section 75W of the Act. | All land identified in Schedule 1 of the approval to carry out the development known as the ‘Werris Creek Mine Extension Project’ (10_0059) as in force on the date of this Order. |

[n2018-2653]

NATIONAL PARKS AND WILDLIFE ACT 1974

Gollion Ochre Quarry Aboriginal Place

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as the Gollion Ochre Quarry is, and was, of special significance to Aboriginal culture, declare the lands described in schedule “A” as an Aboriginal Place.

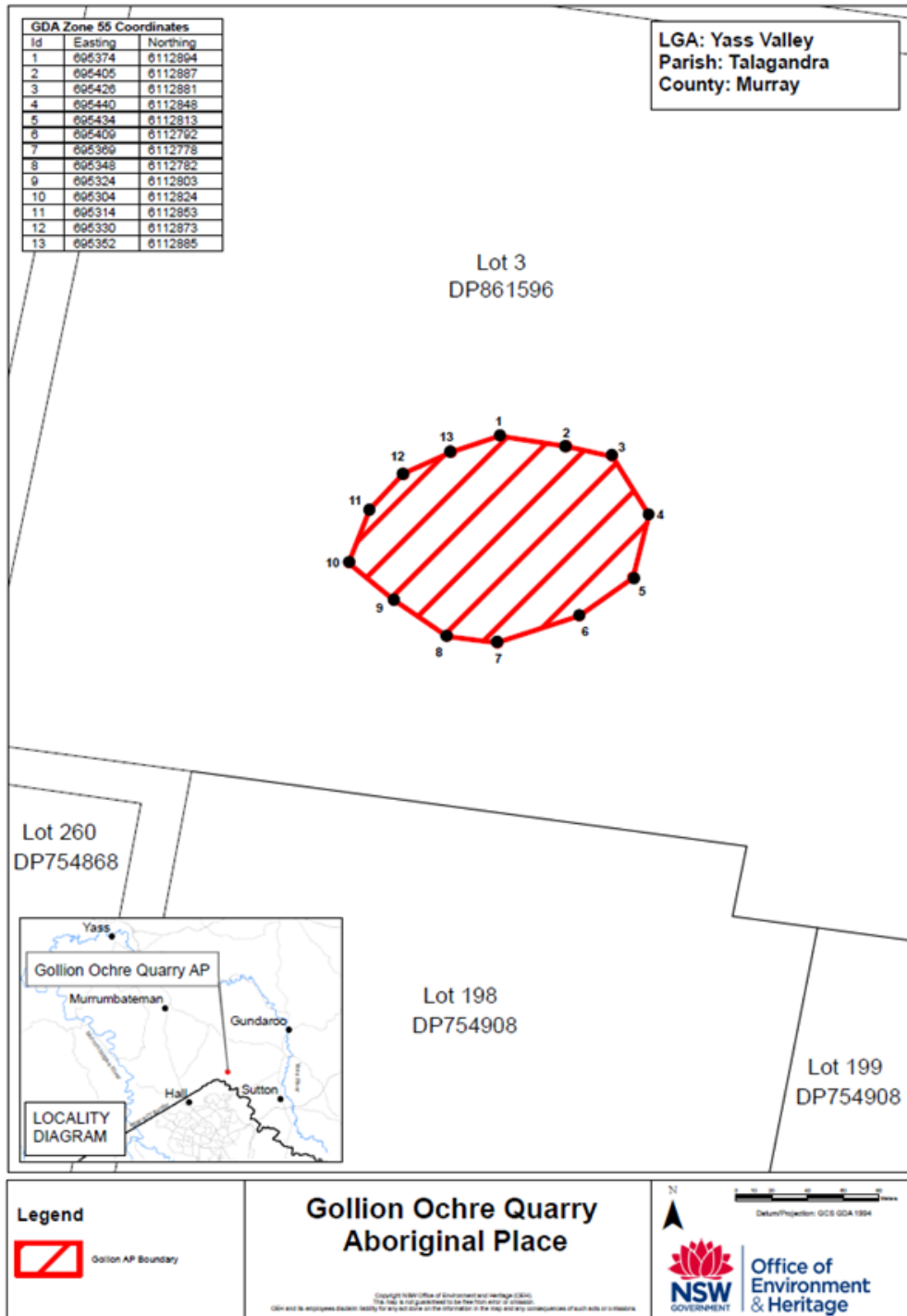
The values for which the Gollion Ochre Quarry Aboriginal Place has been assessed as being significant to Aboriginal culture include, but are not limited to, the site being an important source of rare yellow, red and purple ochre which is highly sought after as a pigment used for decorative purposes, such as body decoration, rock art, bark painting, weapon decoration, preserving animal skins and mortuary practices. The ochre, being a highly prized resource, would have been exchanged and traded during the large intertribal gatherings of Aboriginal groups that passed through the area for such events as the feasting of the Bogong moths.

The Hon Gabrielle Upton MP
 Minister for the Environment

Sydney this 6th day of August 2018

SCHEDULE “A”

All those pieces or parcels of land known as Lot 3 DP 861596, in the County of Murray, Parish of Talagandra, being the hatched area shown in the following diagram of approximately 1 and a half hectares.



[n2018-2654]

Roads and Maritime Notices

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Oran Park in the Camden Council Area

Roads and Maritime Services by its delegate declares, with the approval of His Excellency the Governor, that the land described in Schedule 1 and the interests in land described in Schedule 2 below are acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purposes of the *Roads Act 1993*.

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule 1

All that piece or parcel of land situated in the Camden Council area, Parish of Cook and County of Cumberland, shown as Lot 62 Deposited Plan 1232525, being part of the land in Certificate of Title 674/1207029, excluding any existing easements from the compulsory acquisition of the said Lot 62.

The land is said to be in the possession of Camden Council.

Schedule 2

An easement in gross to drain water over the land situated in the Camden Council area, Parish of Cook and County of Cumberland, described below:

Land Burdened

The site designated [S] on Deposited Plan 1232525 and described thereon as “proposed easement for drainage 5 wide”, and the site designated [T] on Deposited Plan 1232525 and described thereon as “proposed easement for drainage var. width”, being parts of the land in Certificate of Title 674/1207029.

The land is said to be in the possession of Camden Council.

(RMS Papers: SF2018/188323; RO SF2017/075664)

[n2018-2655]

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Cataract in the Wollongong City Council Area

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

K DURIE

Manager, Compulsory Acquisition & Road Dedication
Roads and Maritime Services

Schedule

All that piece or parcel of land situated in the Wollongong City Council area, Parish of Woonona and County of Camden, shown as Lot 153 Deposited Plan 1218884.

(RMS Papers: SF2018/194938; RO SF2015/084501)

[n2018-2656]

ROADS ACT 1993

Order – Section 52

City of Sydney and Inner West Council Areas

Declaration as tollway of the proposed WestConnex Stage 3A (Mainline Tunnel) being the new multi-lane road link connecting the M4 East Motorway at Wattle Street, Haberfield with the New M5 Motorway at St Peters Interchange.

We, the Minister for Roads, Maritime and Freight, and Minister for WestConnex, respectively pursuant to Section 52 of the *Roads Act 1993*, by this order jointly declare to be a tollway the road described in the schedule under.

HON MELINDA PAVEY MP
MINISTER FOR ROADS, MARITIME AND FREIGHT

HON STUART AYRES MP
MINISTER FOR WESTCONNEX

Schedule

The road proposed to be constructed on land owned or to be owned by Roads and Maritime Services shown on Roads and Maritime Plan No 6013 010 AC 4001 (in 11 sheets) as being proposed road to be declared tollway.

(RMS Papers: SF2018/263731; SF2016/020923 LA)

[n2018-2657]

ROADS AND MARITIME SERVICES

ORDER – EPPING SPECIAL TOW-AWAY AREA

Section 143
Road Transport Act 2013

By this Order, pursuant to section 143 of the *Road Transport Act 2013*, I, **Ken Kanofski**, Chief Executive, Roads and Maritime Services, establish special tow-away areas:

- (i) As depicted in the diagrams in Part 1 of Schedule 1 to this Order and bounded by the roads listed in Part 2 of Schedule 1 to this Order; and
- (ii) From 30 September 2018 until 30 May 2019 and
- (iii) Which does not apply to a vehicle standing lawfully in the area.

This special tow-away area may be referred to as the Epping special tow-away area.

Dated this 31st day of July 2018

Chief Executive
Roads and Maritime Services

SCHEDULE 1

Part 1 – Diagram depicting Epping special tow-away area



For further information:
mysydney.nsw.gov.au

For service and timetable information
for Train, Bus, Ferry and Light Rail
please visit transportnsw.info



Part 2 – List of roads bounding the Epping special tow-away area

The **Epping special tow-away area** is the area bounded by the roads or lines listed below. Except as indicated, each road forms part of the area.

List of roads:

- Chester Street from Essex Street to Cambridge Street
- Cambridge Street from Chester Street to a point level with the intersection between Carlingford Road and Beecroft Road
- The line drawn from Cambridge Street to a point level with Beecroft Road at the intersection with Carlingford Road
- Beecroft Road from Carlingford Road to Langston Place- forms part of the boundary but is only partially part of the area
- Langston Place from Beecroft Road to Pembroke Street
- Pembroke Street from Langston Place to Smith Street
- Smith St along its length from Pembroke Street to Epping Road as a projection from the remainder of the area
- Pembroke Street from Smith Street to Essex Street
- Essex Street along its length from Pembroke Street to Epping Road as a projection from the remainder of the area
- Pembroke Street along its length from Essex Street to Epping Road as a projection from the remainder of the area
- Essex Street from Pembroke Street to Chester Street

ROADS AND MARITIME SERVICES

ORDER – BEECROFT SPECIAL TOW-AWAY AREA

Section 143
Road Transport Act 2013

By this Order, pursuant to section 143 of the *Road Transport Act 2013*, I, **Ken Kanofski**, Chief Executive, Roads and Maritime Services, establish special tow-away areas:

- (i) As depicted in the diagrams in Part 1 of Schedule 1 to this Order and bounded by the roads listed in Part 2 of Schedule 1 to this Order; and
- (ii) From 30 September 2018 until 30 May 2019 and
- (iii) Which does not apply to a vehicle standing lawfully in the area.

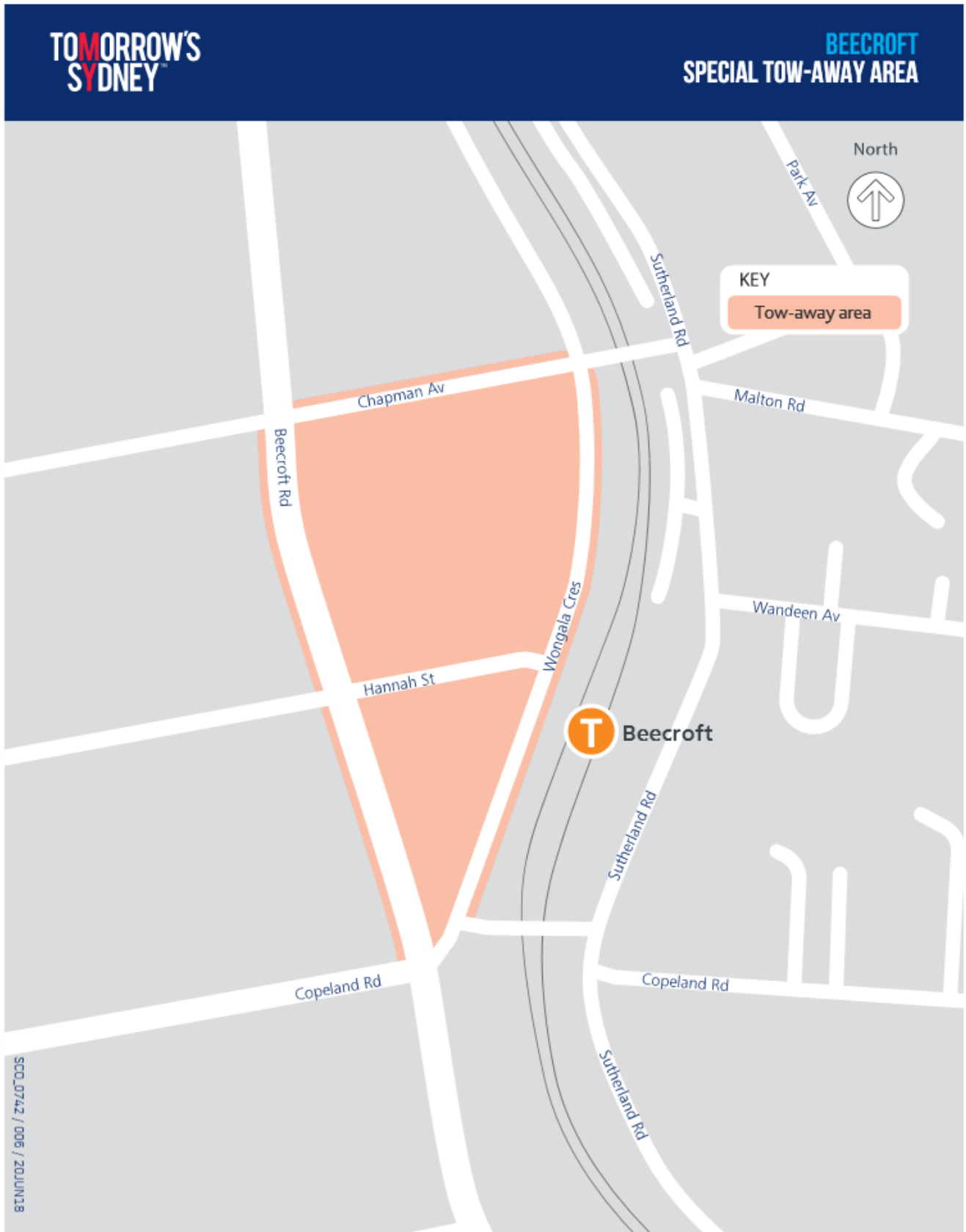
This special tow-away area may be referred to as the Beecroft special tow-away area.

Dated this 31st day of July 2018

Chief Executive
Roads and Maritime Services

SCHEDULE 1

Part 1 – Diagram depicting Beecroft special tow-away area



For further information:
mysydney.nsw.gov.au

For service and timetable information
for Train, Bus, Ferry and Light Rail
please visit transportnsw.info



Part 2 – List of roads bounding the Beecroft special tow-away areas

The **Beecroft special tow-away area** is the area bounded by the roads or lines listed below. Except as indicated, each road forms part of the area.

List of roads:

- Wongala Crescent from Copeland Road to the Fire Station driveway– forms part of the boundary but is not part of the area
- Wongala Crescent from the Fire Station driveway to Chapman Avenue
- Chapman Avenue from Wongala Crescent to Beecroft Road
- Beecroft Road from Chapman Avenue to Wongala Crescent

ROADS AND MARITIME SERVICES

ORDER – MACQUARIE PARK SPECIAL TOW-AWAY AREA

Section 143
Road Transport Act 2013

By this Order, pursuant to section 143 of the *Road Transport Act 2013*, I, **Ken Kanofski**, Chief Executive, Roads and Maritime Services, establish special tow-away areas:

- (i) As depicted in the diagrams in Part 1 of Schedule 1 to this Order and bounded by the roads listed in Part 2 of Schedule 1 to this Order; and
- (ii) From 30 September 2018 until 30 May 2019 and
- (iii) Which does not apply to a vehicle standing lawfully in the area.

These special tow-away areas may be referred to as the Macquarie Park special tow-away areas.

Dated this 31st day of July 2018

Chief Executive
Roads and Maritime Services

SCHEDULE 1

Part 1 – Diagram depicting Macquarie Park special tow-away area



For further information:
mysydney.nsw.gov.au

For service and timetable information
for Train, Bus, Ferry and Light Rail
please visit transportnsw.info



Part 2 – List of roads bounding the Macquarie Park special tow-away areas

The **Macquarie Park special tow-away area** is the area bounded by the roads or lines listed below. Except as indicated, each road forms part of the area.

List of roads:

- Lane Cove Road from Epping Road to Talavera Road – forms part of the boundary but is only partially part of the area
- Talavera Road from Lane Cove Road to Herring Road
- Talavera Road capturing southbound traffic along its length from Herring Road to a point across the driveway entrance of 99 Talavera Road as a projection from the remainder of the area
- Herring Road from Talavera Road to Epping Road
- Epping Road from Herring Road to Lane Cove Road – does not form part of the boundary and is not part of the area

ROADS AND MARITIME SERVICES

**ORDER – CHATSWOOD, ARTARMON AND ARTARMON-ST LEONARDS SPECIAL TOW-
AWAY AREAS**

Section 143
Road Transport Act 2013

By this Order, pursuant to section 143 of the *Road Transport Act 2013*, I, **Ken Kanofski**, Chief Executive Roads and Maritime Services, establish special tow-away areas:

- (i) As depicted in the diagrams in Part 1 of Schedule 1, Schedule 2 and Schedule 3 to this Order and bounded by the roads listed in Part 2 of Schedule 1, Schedule 2 and Schedule 3 to this Order; and
- (ii) From 30 September 2018 until 30 May 2019 and
- (iii) Which does not apply to a vehicle standing lawfully in the area.

This special tow-away areas may be referred to as the Chatswood, Artarmon and Artarmon-St Leonards special tow-away area.

Dated this 31st day of July 2018

Chief Executive
Roads and Maritime Services

SCHEDULE 1

Part 1 – Diagram depicting Chatswood special tow-away area



For further information:
mysydney.nsw.gov.au

For service and timetable information
for Train, Bus, Ferry and Light Rail
please visit transportnsw.info



Part 2 – List of roads bounding the Chatswood special tow-away area

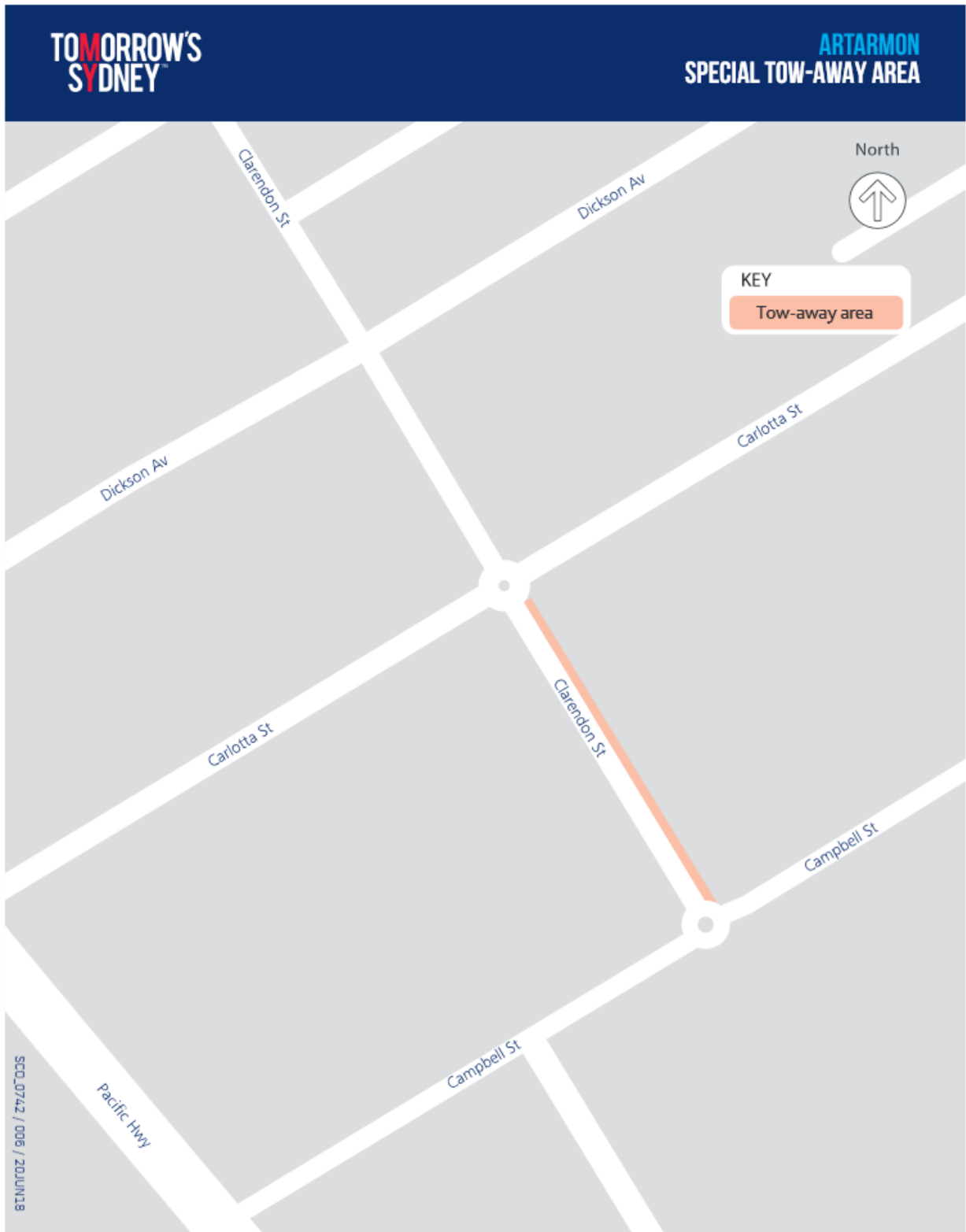
The **Chatswood special tow-away area** is the area bounded by the roads or lines listed below. Except as indicated, each road forms part of the area.

List of roads:

- Victoria Avenue from Pacific Highway to Railway Street
- Railway Street from Victoria Avenue to Pacific Highway
- Pacific Highway from Railway Street to Victoria Avenue- forms part of the boundary but is not part of the area.

SCHEDULE 2

Part 1 – Diagram depicting Clarendon Street special tow-away area



SC0_0742 / 006 / 20JUN18

For further information:
mysydney.nsw.gov.au

For service and timetable information
for Train, Bus, Ferry and Light Rail
please visit transportnsw.info



Part 2 – List of roads bounding the Artarmon special tow-away area

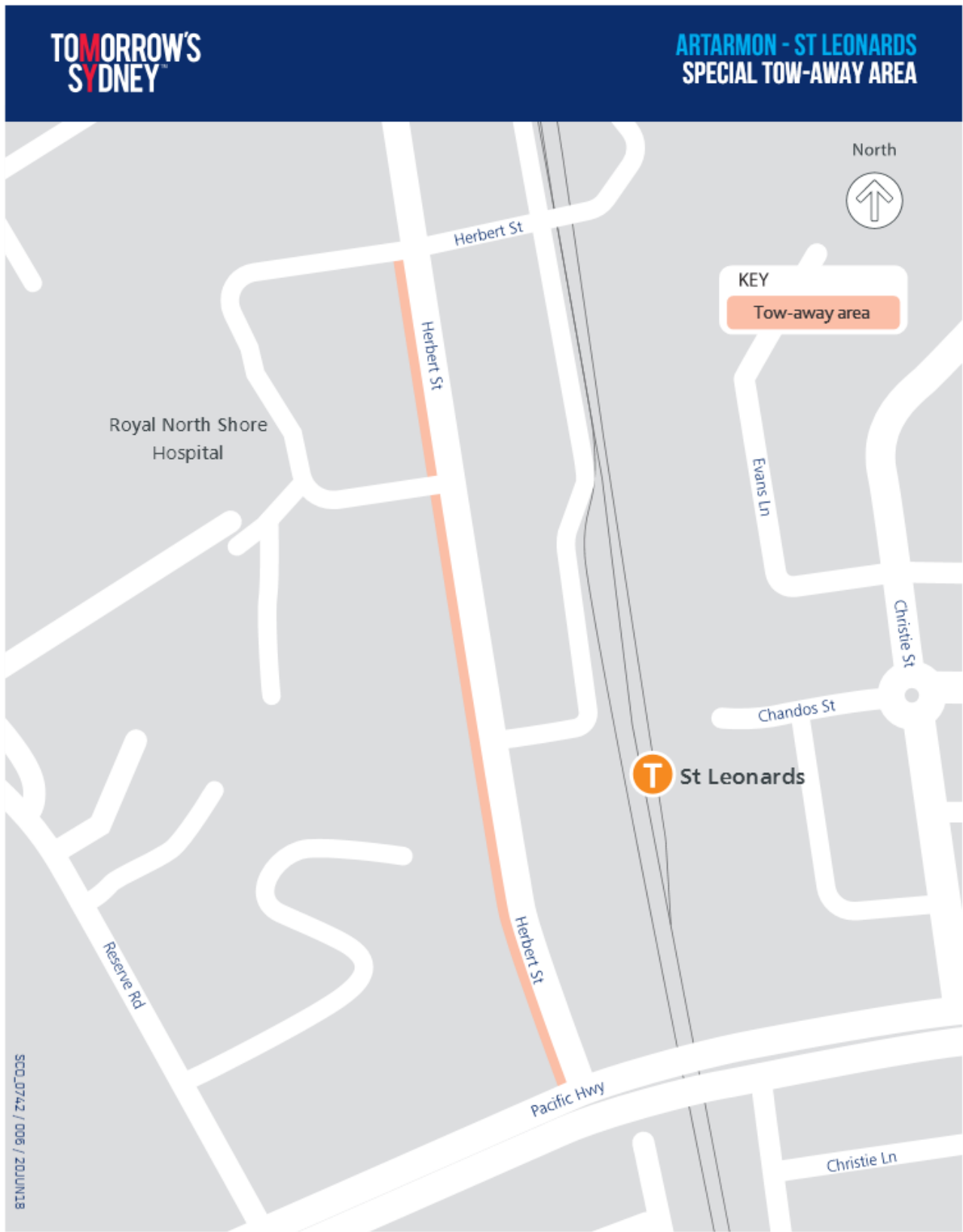
The **Artarmon special tow-away area** is the area bounded by the roads or lines listed below. Except as indicated, each road forms part of the area.

List of roads:

- Clarendon Street from Campbell Street to Carlotta Street – only capturing southbound traffic along its length

SCHEDULE 3

Part 1 – Diagram depicting Herbert Street special tow-away area



For further information:
mysydney.nsw.gov.au

For service and timetable information
for Train, Bus, Ferry and Light Rail
please visit transportnsw.info



Part 2 – List of roads bounding the Artarmon-St Leonards special tow-away area

The **Artarmon-St Leonards special tow-away area** is the area bounded by the roads or lines listed below. Except as indicated, each road forms part of the area.

List of roads:

- Herbert Street from Pacific Highway to northern intersection with Herbert Street- only capturing northbound traffic along its length

Mining and Petroleum Notices

Pursuant to section 136 of the *Mining Act 1992* and section 16 of the *Petroleum (Onshore) Act 1991*

NOTICE is given that the following application has been received:

EXPLORATION LICENCE APPLICATION (ELA)

ELA5716, TRITTON RESOURCES PTY LTD, dated 13 August 2018.

[n2018-2662]

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE (EL)

ELA4402, now EL8782, AGRICULTURAL EQUITY INVESTMENTS PTY LIMITED, dated 31 July 2018.

ELA5650, now EL8780, EVOLUTION MINING (COWAL) PTY LIMITED, dated 25 July 2018.

ELA5651, now EL8781, EVOLUTION MINING (COWAL) PTY LIMITED, dated 25 July 2018.

ELA5652, now EL8778, NOMAD EXPLORATIONS PTY LTD, dated 24 July 2018.

[n2018-2663]

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS (ELA)

ELA5592, NEW ENGLAND BLUE PTY LTD. Withdrawal took effect on 9 August 2018.

ELA5593, NEW ENGLAND BLUE PTY LTD. Withdrawal took effect on 9 August 2018.

ELA5680, EASTERN COBALT PTY LTD. Withdrawal took effect on 3 August 2018.

[n2018-2664]

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

EXPLORATION (PROSPECTING) LICENCE (EPL)

EPL3661, PERILYA BROKEN HILL LIMITED. Application for renewal received 10 August 2018.

[n2018-2665]

PART CANCELLATION REQUESTS RECEIVED

Notice is given that the following applications for part cancellation have been received:

EXPLORATION LICENCE (EL)

GLOUCESTER RESOURCES LIMITED has applied for approval to part cancel EL6523. Application received 7 August 2018.

[n2018-2666]

Primary Industries Notices

BIOSECURITY ACT 2015

Erratum

The notice placed in the Government Gazette No. 126 of 24 November 2017, page 7286

Where the appointed name was published as listed, should read as per the following:

| Published in Gazette No 126 | Corrected appointed name |
|-----------------------------|--------------------------|
| Felicity Willis | Felicity Wills |

[n2018-2667]

FISHERIES MANAGEMENT (SPECIAL APPROVAL FOR TAKING MURRAY COD FROM BLOWERING DAM) ORDER 2018

under the

Fisheries Management Act 1994

I, PETER TURNELL, Acting Deputy Director General Fisheries, with the delegated authority of the Minister for Primary Industries under section 227 of the *Fisheries Management Act 1994* (“the Act”) and the Secretary of the Department of Industry under section 228 of the Act, in pursuance of section 37 of the Act, make the following Order.

Dated this 10th day of August 2018

PETER TURNELL,
A/Deputy Director General Fisheries
Department of Primary Industries
(an office within the Department of Industry)

FISHERIES MANAGEMENT (SPECIAL APPROVAL FOR TAKING MURRAY COD FROM BLOWERING DAM) ORDER 2018

under the

Fisheries Management Act 1994.

1 Name of Order

This Order is the *Fisheries Management (Special Approval for Taking Murray Cod from Blowering Dam) Order 2018*.

2 Commencement and Duration

- (1) This Order commences on the date it is published in the NSW Government Gazette.
- (2) This Order will remain in force for 2 years.

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

3 Definitions

- (1) In this Order:

the Act means the *Fisheries Management Act 1994*.

the Regulation means the *Fisheries Management (General) Regulation 2010*.

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

4 The taking and possession of Murray Cod from Blowering Dam

- (1) Pursuant to section 37(1)(f) and section 37(3)(b) of the Act, this Order authorises the taking and possession of Murray Cod from Blowering Dam between 1 September and 30 November in each year, provided that fish are taken in accordance with the following limitations:

- (a) The minimum and maximum measurements specified in Part 2 Division 3 of the Regulation, and
- (b) The daily bag limits and possession limits specified in Part 2, Division 4 of the Regulation.

[n2018-2668]

MARINE ESTATE MANAGEMENT ACT 2014

Marine Estate Management Strategy Order 2018 No. 1

We, the Hon. Niall Blair MLC, Minister for Primary Industries, and the Hon. Gabrielle Upton MP, Minister for the Environment, pursuant to section 15 of the *Marine Estate Management Act 2014* make the following Order.

The Hon. Niall Blair MLC
Minister for Primary Industries

Dated: 1.8.2018

The Hon. Gabrielle Upton MP
Minister for the Environment

Dated: 13.8.2018

MARINE ESTATE MANAGEMENT STRATEGY ORDER 2018 No. 1

under the

Marine Estate Management Act 2014

1 Name of Order

This Order is the *Marine Estate Management Strategy Order 2018 No. 1*.

2 Approval of marine estate management strategy

This Order approves the marine estate management strategy titled *NSW Marine Estate Management Strategy 2018-2028* (the **Strategy**).

3 Commencement of the Strategy

The Strategy will take effect from date of publication of this Order.

Explanatory notes

1. This Order approves a draft marine estate management strategy pursuant to section 15 of the *Marine Estate Management Act 2014*.
2. The Strategy will remain in force until a copy of an amendment, replacement or revocation of the Strategy is published in the Gazette.
3. The Strategy will be published on the website of the Department of Industry and the website of the Marine Estate Management Authority.

[n2018-2669]

Crown Land Notices

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

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of Section 152I of the *Roads Act 1993*, the Crown road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE 1

Parish: Byron

County: Arrawatta

Land District: Inverell

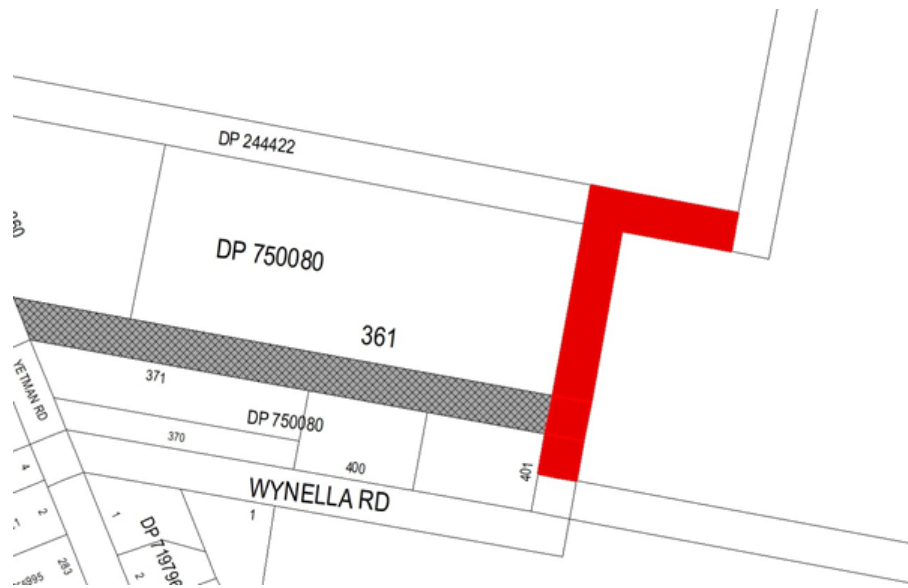
LGA: Inverell Shire

DESCRIPTION: East of Lot 1 DP 244422, Lot 361 DP 750080, Lot 401 DP 750080 and west of Lot 78 DP 750082 as shown on diagram below.

SCHEDULE 2

Roads Authority: Inverell Shire Council

DoI Ref: 18/04373



[n2018-2670]

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of Section 152I of the *Roads Act 1993*, the Crown road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE 1

Parish: Ashford and Egerton

County: Arrawatta

Land District: Inverell

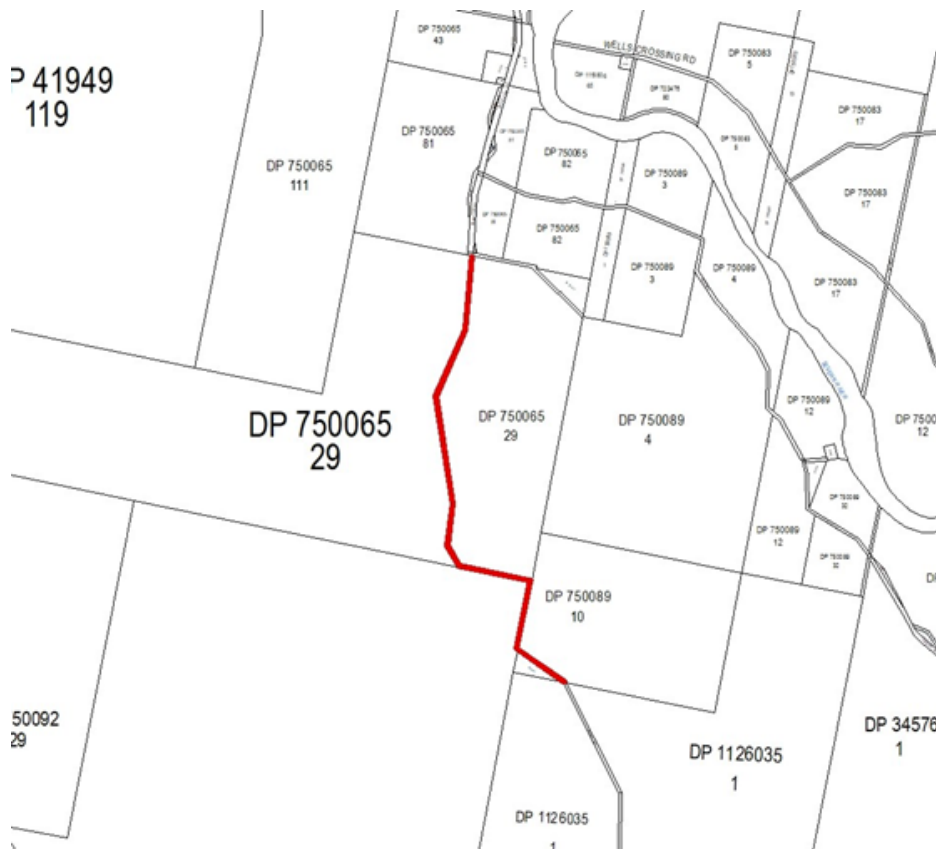
LGA: Inverell Shire

DESCRIPTION: Traverses Lot 29 DP 750065, north of Lot 16 DP 750092, west of Lot 10 DP 750089 as shown on diagram below.

SCHEDULE 2

Roads Authority: Inverell Shire Council

DoI Ref: 18/04373



[n2018-2671]

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of Section 152I of the *Roads Act 1993*, the Crown road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

The Hon Paul Toole, MP
Minister for Lands and Forestry

SCHEDULE 1

Parish: Hay

County: Waradgery

Land District: Hay

LGA: Hay

DESCRIPTION: Road west of Lots 2, 4, 5 & 117 DP756755 and Lot 1 DP772314 as shown on diagram below.

SCHEDULE 2

Roads Authority: Hay Shire Council

Council's Ref: G18/118

DoI Ref: 18/06162



[n2018-2672]

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 are 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 Crown roads.

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

SCHEDULE 1

Parishes – Krumbach, Marsh, Bindera, Cureeki, Bachelor, Fens, Khatambuhl

County – Gloucester, Macquarie

Land District – Taree

Local Government Area – MidCoast Council

DESCRIPTION:

1. RD2802 Kings Creek Rd, Krumbach, Parish Kundibakh from north western bank of Kings Creek to angle in western boundary Lot 160 DP753182, approximately 40 metres.
2. RD3321 Moorall Creek Rd, Moorall Creek, Parish Marsh 56.325 metres fronting southern boundary Lot 142 DP862335.
3. RD15796 Mount Mooney Rd, Cobark, Parish Bindera and Parish Kornga from northern boundary Lot 77 DP753147 via western boundary Lot 134 DP753181 and southern boundary Lot 11 DP1129308 to Council Public road within Lot 72 DP753181, approximately 2.7 km.
4. RD34694a Locketts Crossing Rd, Coolongolook, Parish Cureeki from north western corner Lot 2 DP1135315 to north western bank of Coolongolook River, where southern boundary of Lot 71 DP753160 meets river bank, approximately 730 metres.
5. RD34694b Locketts Crossing Rd, Coolongolook, Parish Bachelor from south western corner Lot 26 DP753141 being bank of Coolongolook River to south eastern corner Lot 24 DP753141, approximately 980 metres.
6. RD34694c Locketts Crossing Rd, Coolongolook, Parish Bachelor from northern boundary Lot 24 DP753141 to fork in road reserve within Lot 1 DP1061546, approximately 260 metres.
7. RD34694d Locketts Crossing Rd, Coolongolook, Parish Bachelor from northern boundary Lot 1 DP1061546 through Lot 4 DP753141, Lot 2 DP1061546 and Lot 22 DP753141, to southern boundary Lot 21 DP753141, approximately 790 metres.
8. RD34694e Locketts Crossing Rd, Coolongolook, Parish Bachelor from northern boundary Lot 21 DP753141 through southern part of Lot 1 DP1229208, Lot 2 DP1061546 & abutting northern Lot 20 DP753141 to north western Lot 141 DP753141, approximately 1165 metres
9. RD34855 Mungo Brush Rd, Hawkes Nest, Parish Fens from northern boundary Lot 3 DP 843951 to the northerly extension of the eastern boundary Lot 100 DP 608403.
10. RD2746a Khatambuhl Creek Rd, Khatambuhl, Parish Khatambuhl along southern and western boundary of Lot 16 DP754421, approximately 680 metres.
11. RD2746b Khatambuhl Creek Rd, Khatambuhl, Parish Khatambuhl Crown Public road within Lot 154 DP754421 from southern boundary to Council Public road, approximately 350 metres.
12. RD2746c Khatambuhl Creek Rd, Khatambuhl, Parish Khatambuhl Crown Public road crossing common boundary of Lot 67 and Lot 93 DP754421, approximately 240 metres.

SCHEDULE 2

| | |
|----------------------|--|
| Roads Authority: | Mid-Coast Council |
| Council's Reference: | RD2802, RD3321, RD15796, RD34694a, RD34694b, RD34694, RD34694e, RD34855, RD2746a, RD2746b and RD2746c. |
| DoI Lands Reference: | TE03H237#01 |

[n2018-2673]

ROADS ACT 1993

ORDER

Transfer of Crown Roads to Council

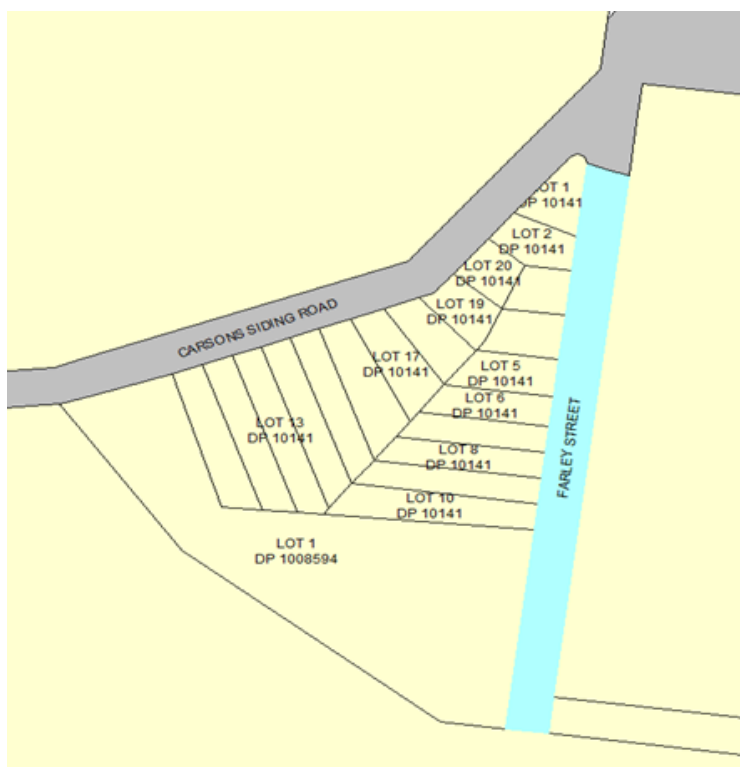
IN pursuance of the provisions of Section 152I, *Roads Act 1993*, the Crown public roads specified in Schedules 1-7 are transferred to the Roads Authority specified in Schedule 8 hereunder, and as from the date of publication of this notice, the road specified in Schedules 1 – 7 cease to be Crown public roads.

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

SCHEDULE 1

*Parish – Cullen Bullen; County – Roxburgh
Land District –Lithgow; Village of Cullen Bullen
Local Government Area – Lithgow City Council*

That part of the Crown Public road known as Farley Street as denoted by blue shading in the diagram below.



SCHEDULE 2

*Parish – Hartley; County – Cook
Land District –Lithgow; Village of Hartley Vale
Local Government Area – Lithgow City Council*

That part of the Crown Public road known as Fields Road as denoted by blue shading in the diagram below.



SCHEDULE 3

*Parish – Lidsdale; County – Cook
Land District –Lithgow; Village of Rydal
Local Government Area – Lithgow City Council*

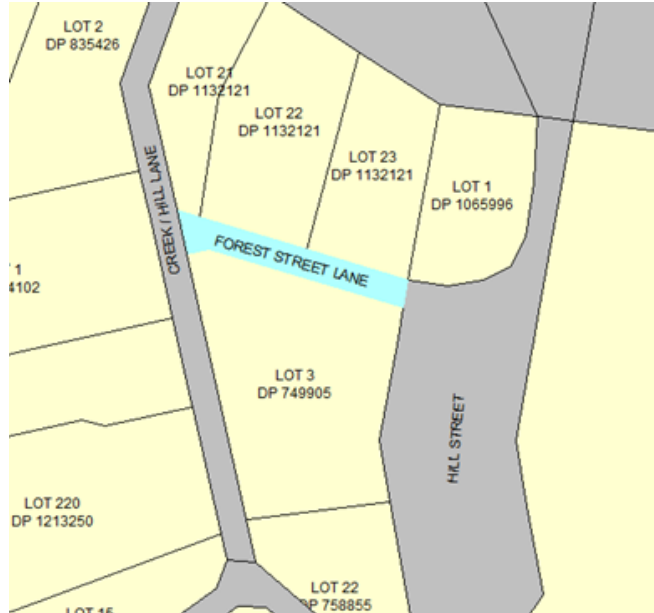
That part of the Crown Public road known as Ford Street as denoted by blue shading in the diagram below.



SCHEDULE 4

*Parish – Cullen Bullen; County – Roxburgh
Land District –Lithgow; Town of Portland
Local Government Area – Lithgow City Council*

That part of the Crown Public road known as Forest Street Lane as denoted by blue shading in the diagram below.



SCHEDULE 5

*Parish – Cullen Bullen; County – Roxburgh
Land District –Lithgow; Town of Portland
Local Government Area – Lithgow City Council*

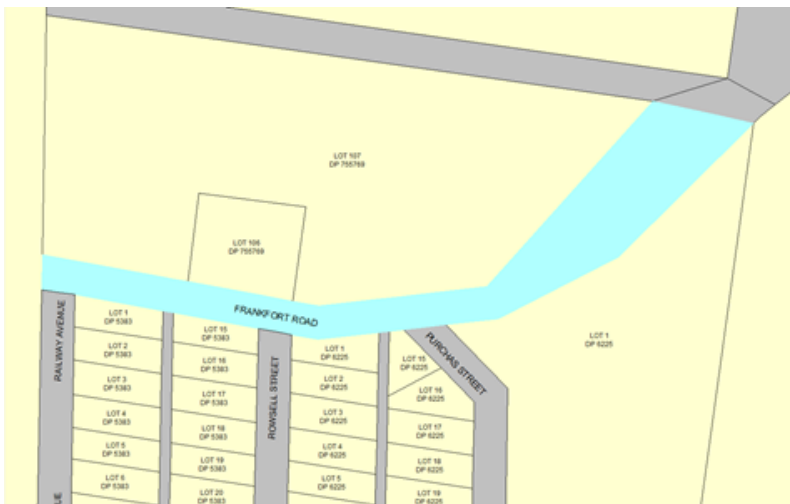
That part of the Crown Public road known as Frankfort/Thompson Lane as denoted by blue shading in the diagram below.



SCHEDULE 6

*Parish – Cullen Bullen; County – Roxburgh
Land District –Lithgow; Town of Portland
Local Government Area – Lithgow City Council*

That part of the Crown Public road known as Frankfort Road as denoted by blue shading in the diagram below.



SCHEDULE 7

*Parish – Hartley; County – Cook
Land District –Lithgow; Locality of Little Hartley
Local Government Area – Lithgow City Council*

That part of the Crown Public road known as Fregars Road as denoted by blue shading in the diagram below.



SCHEDULE 8

Roads Authority: Lithgow City Council
Council Ref: Leanne Kearney
File Ref: 18/04318#04; W598653

[n2018-2674]

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of section 37 of the *Roads Act 1993* and clause 19A of Schedule 7 to the *Crown Land Management Act 2016*, the road hereunder described is closed. The lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Macquarie; County – Macquarie
Land District – Port Macquarie; LGA – Port Macquarie-Hastings

Road Closed: 101-102 DP 1244390

File No: 17/06003

SCHEDULE

On closing, the land within Lot/s 101-102 DP 1244390 will remain vested in Port Macquarie-Hastings Council as operational land for purposes of the *Local Government Act 1993*.

Council Reference: SF14/2505

[n2018-2675]

NOTIFICATION OF CLOSING OF A ROAD

In pursuance of section 37 of the *Roads Act 1993* and clause 19A of Schedule 7 to the *Crown Land Management Act 2016*, the road hereunder described is closed. The lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Lismore; County – Rous
Land District – Lismore; LGA – Lismore City

Road Closed: Lot 1 DP1245091:

File No: 18/03152

SCHEDULE

On closing, the land within Lot 1 DP 1245091 will remain vested in Lismore City Council as operational land for purposes of the *Local Government Act 1993*.

In accordance with Section 44 of the *Roads Act 1993*, the Crown consents to the land in Lot 1 DP 1245091 being vested in Lismore City Council as operational land, to be given by the Council as compensation for other land acquired by the Council for the purpose of the *Roads Act*.

Council Reference: OM:CDR17/415

[n2018-2676]

ROADS ACT 1993, SECTION 257 ORDER

Correction of Defective Instrument

As per the “Notification of Closing of a Road” 14/20657 which appeared in Government Gazette No 74 dated 27 May 2016, folio 4947, part of the description is hereby amended. Under heading of “Notification of closing of a Road” the words “The provisions of the *Roads Act 1993*”; are deleted and replaced with “section 37 of the *Roads Act 1993* and clause 19A of Schedule 7 to the *Crown Land Management Act 2016*”.

[n2018-2677]

**NOTICE OF PURPOSE OTHER THAN THE
DECLARED PURPOSE PURSUANT TO SECTION
2.18(2)(b) OF THE CROWN LANDS MANAGEMENT ACT 2016**

Pursuant to section 2.18(2)(b) of the *Crown Lands Management Act 2016*, the Crown reserve(s) specified in Column 2 of the Schedule is proposed to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the following Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

| Column 1 | Column 2 |
|--|--|
| Jetty, oyster farming activities (relevant interest – Licence 569797) | Reserve No.: 1012048 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation. Notified: 4 August 2006 File Reference: 11/13281 |

Schedule

| Column 1 | Column 2 |
|--|--|
| Jetty, oyster farming activities (relevant interest – Licence 569797) | Reserve No.: 56146 Public Purpose: Generally Notified: 11 May 1923 File Reference: 11/13281 |

Schedule

| Column 1 | Column 2 |
|--|--|
| Jetty, oyster farming activities (relevant interest – Licence 569797) | Reserve No.: 754405 Public Purpose: Future Public Requirements Notified 29 June 2007 File Reference: 11/13281 |

[n2018-2678]

**ROADS ACT 1993
SECTION 257
ORDER**

Correction of Defective Instrument

As per the **Notification of Closing of a Road** which appeared in Government Gazette dated 27 July 2018, Folio 4947, part of the text is hereby amended. Under heading of “Notification of Closing of a Road” the words “In pursuance of the provisions of the *Roads Act 1993*”; are deleted and replaced with the words “In pursuance of section 37 of the *Roads Act 1993* and clause 19A of Schedule 7 to the *Crown Land Management Act 2016*”. Ref: 15/02037 Council’s Ref: OCR20158/8/CAS-18725-4YXJ/jjg

[n2018-2679]

**ROADS ACT 1993
SECTION 257
ORDER**

Correction of Defective Instrument

As per the **Notification of Closing of a Road** which appeared in Government Gazette dated 3 August 2018, Folio 5096, part of the text is hereby amended. Under heading of “Notification of Closing of a Road” the words “In pursuance of the provisions of the *Roads Act 1993*”; are deleted and replaced with the words “In pursuance of section 37 of the *Roads Act 1993* and clause 19A of Schedule 7 to the *Crown Land Management Act 2016*”. Ref: 17/09097 Council Ref C000830

[n2018-2680]

ROADS ACT 1993 – ORDER

NOTIFICATION OF CLOSING OF ROAD

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

The Hon PAUL TOOLE, MP
Minister for Lands and Forestry

Description

Parish – Armidale; County – Sandon

Land District – Armidale; LGA – Armidale Regional

Roads Closed: Lot 1 DP 1244811

DOI File Reference: 13/09758

Schedule

On closing, the land within Lot 1 DP 1244811 remains vested in Armidale Regional Council as operational land for the purposes of the *Local Government Act 1993*.

Council's reference: A13/5956 – A13/5925

[n2018-2681]

ALTERATION OF PURPOSE/CONDITIONS OF A WESTERN LANDS LEASE

It is hereby notified that in pursuance of the provisions of Part 7, Division 7.2 of the *Crown Land Management Act 2016*, 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 – Broken Hill

Shire – Broken Hill, County – Yancowinna

The purpose of Western Lands Lease 3359, being the land contained within Folio Identifier 5844/757298 has been altered from "Garden & and Piggery" to "Residence" effective from 7 August 2018.

As a consequence of the alteration of purpose/conditions rent will be assessed annually in line with the *Crown Land Management Act 2016* and Regulations.

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

SPECIAL CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 3359

- 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.

[n2018-2682]

NOTIFICATION OF DISPOSAL OF A CROWN ROAD

Section 152B Roads Act 1993

The road hereunder described has been disposed of under section 152B of the *Roads Act 1993*. In accordance with section 152H of that Act, the road comprised therein has ceased to be a Crown road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon disposal, title to the land, comprising the former Crown road, is transferred to freehold.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Shelving; County – Vernon
Land District – Walcha; LGA – Walcha

Road Disposed: Lot 1 DP1242564

File No: 17/11386

[n2018-2683]

NOTIFICATION OF DISPOSAL OF A CROWN ROAD

Section 152B Roads Act 1993

The road hereunder described has been disposed of under section 152B of the *Roads Act 1993*. In accordance with section 152H of that Act, the road comprised therein has ceased to be a Crown road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon disposal, title to the land, comprising the former Crown road, is transferred to freehold.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – Aberaldie; County – Vernon
Land District – Walcha; LGA – Walcha

Road Disposed: Lot 1 DP1243249

File No: 18/02496

[n2018-2684]

NOTIFICATION OF DISPOSAL OF A CROWN ROAD

Section 152B Roads Act 1993

The road hereunder described has been disposed of under section 152B of the *Roads Act 1993*. In accordance with section 152H of that Act, the road comprised therein has ceased to be a Crown road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon disposal, title to the land, comprising the former Crown road, is transferred to freehold.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

Parish – King; County – Selwyn
Land District – Tumbarumba; LGA – Snowy Valleys

Road Disposed: 1/1242407

File No: 18/00587

[n2018-2685]

NOTIFICATION OF DISPOSAL OF A CROWN ROAD

Section 152B Roads Act 1993

The road hereunder described has been disposed of under section 152B of the *Roads Act 1993*. In accordance with section 152H of that Act, the road comprised therein has ceased to be a Crown road and the rights of passage and access that previously existed in relation to the road are extinguished. Upon disposal, title to the land, comprising the former Crown road, is transferred to freehold.

The Hon Paul Toole, MP
Minister for Lands and Forestry

DESCRIPTION

*Parish – North Lismore; County – Rous
Land District – Lismore; LGA – Lismore*

Road Disposed: 2/1241964

File No: 17/10665

[n2018-2686]

APPOINTMENT OF STATUTORY LAND MANAGER BOARD MEMBERS

Pursuant to clause 4(1) of Schedule 5 to the *Crown Land Management Act 2016*, the persons specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as board members for the statutory land manager specified opposite in Column 2, which has been appointed as Crown land manager of the land referred to in Column 3 of the Schedule.

It is a condition of the appointment that the board member must comply with the Department of Industry *Crown reserve code of conduct: For non-council Crown land managers and commons trusts* (as may be amended or replaced from time to time).

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

| Column 1 | Column 2 | Column 3 |
|--|---|---|
| Shelley Margaret Chandler (re-appointment) Mark Wesley Lavis (re-appointment) Andrew John Mitchell (re-appointment) Peter James Wilson (re-appointment) For a term commencing 25 October 2018 and expiring 24 October 2023 | Balldale Recreation Reserve Land Manager | Dedication No. 620011 Public Purpose: public recreation Notified: 21 September 1917 File Reference: WA79R27-02 |

[n2018-2687]

NOTICE – CROWN LAND TO BE USED OR OCCUPIED FOR OTHER PURPOSE UNDER S 2.18(2)(b)

Pursuant to section 2.18(2)(b) of the *Crown Land Management Act 2016*, the Crown land specified in Column 2 of the following Schedule is proposed to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the following Schedule.

The Hon Paul Toole, MP
Minister for Lands and Forestry

Schedule

| Column 1 | Column 2 |
|---|--|
| pipeline (relevant interest – Licence 586035) pump site (relevant interest – Licence 586035) | Reserve No. 1681 Public Purpose: travelling stock Notified: 15 December 1884 File Reference: 17/05633 |

Schedule

| Column 1 | Column 2 |
|---|--|
| grazing (relevant interest – Licence 586035) pipeline (relevant interest – Licence 586035) | Reserve No. 32542 Public Purpose: travelling stock Notified: 20 April 1901 File Reference: 17/05633 |

Schedule

| Column 1 | Column 2 |
|---|--|
| grazing (relevant interest – Licence 586035) pipeline (relevant interest – Licence 586035) | Reserve No. 44571 Public Purpose: travelling stock Notified: 3 November 1909 File Reference: 17/05633 |

Schedule

| Column 1 | Column 2 |
|---|---|
| grazing (relevant interest – Licence 596160) | Reserve No. 44700 Public Purpose: public buildings Notified: 29 December 1909 File Reference: 18/03233 |

Schedule

| Column 1 | Column 2 |
|--|---|
| communication facilities (relevant interest – Licence 598835) | Reserve No. 756676 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 08/6163 |

Schedule

| Column 1 | Column 2 |
|---|---|
| pipeline (relevant interest – Licence 586035) pump site (relevant interest – Licence 586035) wharf (relevant interest – Licence 587821) walkway (relevant interest – Licence 587821) steps (relevant interest – Licence 587821) public recreation (relevant interest – Licence 587821) | Reserve No. 56146 Public Purpose: generally Notified: 11 May 1923 File Reference: 17/10617 |

| Column 1 | Column 2 |
|---|----------|
| pontoon (relevant interest – Licence 587821) | |
| mooring site (relevant interest – Licence 587821) | |
| marina (relevant interest – Licence 587821) | |
| concrete ramp (relevant interest – Licence 587821) | |
| business purposes (relevant interest – Licence 587821) | |
| jetty (relevant interest – Licence 591113) | |
| seawall (relevant interest – Licence 591113) | |
| slipway (relevant interest – Licence 591113) | |
| jetty (relevant interest – Licence 587979) | |
| jetty (relevant interest – Licence 585242) | |
| reclamation (relevant interest – Licence 585242) | |
| seawall (relevant interest – Licence 585242) | |
| slipway (relevant interest – Licence 585242) | |
| jetty (relevant interest – Licence 590703) | |
| boatshed (relevant interest – Licence 576141) | |
| deck (relevant interest – Licence 576141) | |
| piles (relevant interest – Licence 576141) | |
| reclamation (relevant interest – Licence 576141) | |
| seawall (relevant interest – Licence 576141) | |
| sliprails (relevant interest – Licence 576141) | |
| concrete ramp (relevant interest – Licence 556611) | |

| Column 1 | Column 2 |
|---|----------|
| reclamation (relevant interest – Licence 556611) | |
| sliprails (relevant interest – Licence 556611) | |
| jetty (relevant interest – Licence 569551) | |
| pontoon (relevant interest – Licence 569551) | |
| ramp (relevant interest – Licence 569551) | |

Schedule

| Column 1 | Column 2 |
|---|--|
| pump site (relevant interest – Licence 586035) | Reserve No. 1011268 Public Purpose: future public requirements Notified: 3 February 2006 File Reference: 17/10617 |
| wharf (relevant interest – Licence 587821) | |
| walkway (relevant interest – Licence 587821) | |
| pipeline (relevant interest – Licence 586035) | |
| steps (relevant interest – Licence 587821) | |
| public recreation (relevant interest – Licence 587821) | |
| pontoon (relevant interest – Licence 587821) | |
| mooring site (relevant interest – Licence 587821) | |
| marina (relevant interest – Licence 587821) | |
| concrete ramp (relevant interest – Licence 587821) | |
| business purposes (relevant interest – Licence 587821) | |
| jetty (relevant interest – Licence 591113) | |
| seawall (relevant interest – Licence 591113) | |
| slipway (relevant interest – Licence 591113) | |
| jetty (relevant interest – Licence 587979) | |

| Column 1 | Column 2 |
|---|----------|
| jetty (relevant interest – Licence 585242) reclamation (relevant interest – Licence 585242) slipway (relevant interest – Licence 585242) jetty (relevant interest – Licence 590703) boatshed (relevant interest – Licence 576141) deck (relevant interest – Licence 576141) piles (relevant interest – Licence 576141) reclamation (relevant interest – Licence 576141) seawall (relevant interest – Licence 576141) sliprails (relevant interest – Licence 576141) concrete ramp (relevant interest – Licence 556611) reclamation (relevant interest – Licence 556611) sliprails (relevant interest – Licence 556611) jetty (relevant interest – Licence 569551) ramp (relevant interest – Licence 569551) pontoon (relevant interest – Licence 569551) | |

[n2018-2688]

APPOINTMENT OF STATUTORY LAND MANAGER BOARD MEMBERS

Pursuant to clause 4(1) of Schedule 5 to the *Crown Land Management Act 2016*, the persons specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as board members for the statutory land manager specified opposite in Column 2, which has been appointed as Crown land manager of the land referred to in Column 3 of the Schedule.

It is a condition of the appointment that the board member must comply with the Department of Industry *Crown reserve code of conduct: For non-council Crown land managers and commons trusts* (as may be amended or replaced from time to time).

The Hon Paul Toole, MP
 Minister for Lands and Forestry

Schedule

| Column 1 | Column 2 | Column 3 |
|---|--|--|
| Graeme Arthur Hicks (re-appointment) Greg Leahy (re-appointment) Alastair David Robb (re-appointment) For a term commencing 18 October 2018 and expiring 17 October 2023 | Buraja Recreation Reserve Land Manager | Reserve No. 85438 Public Purpose: public recreation Notified: 03 September 1965 File Reference: WA82R6-02 |

[n2018-2689]

APPOINTMENT OF STATUTORY LAND MANAGER BOARD MEMBERS

Pursuant to clause 4(1) of Schedule 5 to the *Crown Land Management Act 2016*, the persons specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as board members for the statutory land manager specified opposite in Column 2, which has been appointed as Crown land manager of the land referred to in Column 3 of the Schedule.

It is a condition of the appointment that the board member must comply with the Department of Industry Crown reserve code of conduct: For non-council Crown land managers and commons trusts (as may be amended or replaced from time to time).

The Hon Paul Toole, MP
 Minister for Lands and Forestry

Schedule

| Column 1 | Column 2 | Column 3 |
|--|--|--|
| Suzanne Joyce Baker (new member) Daniel Ian Cowperthwaite (new member) Corey Joel Maskey-Turner (new member) Jean Muggleton (new member) Harley Jade Turner (new member) Charles Thomas Baker (new member) For a term commencing the date of this notice and expiring 16 August 2023 | Long Plain Public Hall & Recreation Reserve Land Manager | Reserve No. 88812 Public Purpose: public hall, public recreation Notified: 22 December 1972 File Reference: AE82R27-002 |

[n2018-2690]

APPOINTMENT OF STATUTORY LAND MANAGER BOARD MEMBERS

Pursuant to clause 4(1) of Schedule 5 to the *Crown Land Management Act 2016*, the persons specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as board members for the statutory land manager specified opposite in Column 2, which has been appointed as Crown land manager of the land referred to in Column 3 of the Schedule.

It is a condition of the appointment that the board member must comply with the Department of Industry Crown reserve code of conduct: For non-council Crown land managers and commons trusts (as may be amended or replaced from time to time).

The Hon Paul Toole, MP
 Minister for Lands and Forestry

Schedule

| Column 1 | Column 2 | Column 3 |
|---|---|--|
| Stephen Neil Martin (new member) Andrew Philip Bryce Dunn (re- appointment) Eric Robert Lavis (re-appointment) Olive Mary Shearer (re- appointment) For a term commencing 6 September 2018 and expiring 5 September 2023. | Bungowannah Public Hall Land Manager | Reserve No. 47781 Public Purpose: public hall Notified: 8 May 1912 File Reference: WA80R28-03 |

[n2018-2691]

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 Aboriginal Community Housing Ltd to designate and recruit the position of non- executive director for an Aboriginal and/or Torres Strait Islander person only.

This exemption will remain in force for 2 years.

Dated this 15 day of August 2018

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

[n2018-2692]

APPRENTICESHIP AND TRAINEESHIP ACT 2001

Vocational Training Order

I, Tricia O'Donovan, A/Director Training Market Operations, in pursuance of section 5 of the *Apprenticeship and Traineeship Act 2001* **make** the following Order for the Commissioner for Vocational Training.

10 August 2018

Tricia O'Donovan, A/Director Training Market Operations

1 Vocational Training Order

Information Technology – Cyber Security

2 Commencement

This Order commences on 17 August 2018 the day on which it is published in the NSW Government Gazette and the Training Services NSW website.

[n2018-2693]

APPRENTICESHIP AND TRAINEESHIP ACT 2001

Vocational Training Orders

I, Tricia O'Donovan, A/Director Training Market Operations, in pursuance of section 5 of the *Apprenticeship and Traineeship Act 2001* **make** the following Orders for the Commissioner for Vocational Training.

14 August 2018

Tricia O'Donovan, A/Director Training Market Operations

1 Vocational Training Orders

Apprenticeship Vocations established:

- Maritime – Marine Engineering (Engineer Watchkeeper)
- Maritime – Maritime Operations (Deck Watchkeeper)

Traineeship Vocations established:

- Maritime – Coastal Maritime Operations (Regulated)
- Maritime – Marina Operations
- Maritime – Ocean Going Maritime Operations (Regulated)
- Racing Services – Administration Integrity

Apprenticeship Vocations repealed:

- Transport and Logistics – Marine Engineering (Engineer Watchkeeper)
- Transport and Logistics – Maritime Operations (Deck Watchkeeper)

Traineeship Vocations repealed:

- Transport and Logistics – Coastal Maritime Operations (Regulated)
- Transport and Logistics – Marina Operations
- Transport and Logistics – Ocean Going Maritime Operations (Regulated)
- Racing – Harness Race Driver
- Racing Services – Racing Administration
- Racing Services – Track Management

2 Commencement

These Orders commence on 17 August 2018 the day on which it is published in the NSW Government Gazette and take effect when published on the same day on the Training Services NSW website https://www.training.nsw.gov.au/cib_vto/index.html

[n2018-2694]

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **AUSTRALIAN ASSOCIATION FOR INFANT MENTAL HEALTH INC – Y0619035** became registered under the *Corporations Act 2001* as **AUSTRALIAN ASSOCIATION FOR INFANT MENTAL HEALTH LIMITED (ACN 625 753 522)**, a company limited by guarantee, on 24 April 2018, and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Robyne Lunney
Delegate of the Commissioner,
NSW Fair Trading
8 August 2018

[n2018-2695]

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **MSC MISSION OFFICE AUSTRALIA INCORPORATED – Y2985335** became registered under the *Corporations Act 2001* as **MSC MISSION OFFICE AUSTRALIA LIMITED (ACN 627 777 244)**, a company limited by guarantee, on 30 July 2018, and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Robyne Lunney
Delegate of the Commissioner,
NSW Fair Trading
8 August 2018

[n2018-2696]

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **TWEED VALLEY EARLY CHILDHOOD INTERVENTION SERVICE INCORPORATED – Y0229002** became registered under the *Corporations Act 2001* as **TWEED VALLEY EARLY CHILDHOOD INTERVENTION SERVICE LTD (ACN 625 799 500)**, a company limited by guarantee, on 10 May 2018, and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Robyne Lunney
Delegate of the Commissioner,
NSW Fair Trading
8 August 2018

[n2018-2697]

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **WAGGA WAGGA CHRISTIAN COLLEGE INCORPORATED – Y0909808** became registered under the *Corporations Act 2001* as **WAGGA WAGGA CHRISTIAN COLLEGE LIMITED (ACN 627 347 246)**, a company limited by guarantee, on 6 July 2018, and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Robyne Lunney
 Delegate of the Commissioner,
 NSW Fair Trading
 8 August 2018

[n2018-2698]

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **SUTHERLAND SHIRE MONTESSORI SOCIETY INCORPORATED Y0161211** became registered under the *Corporations Act 2001* as **SYDNEY MONTESSORI SCHOOL LIMITED ACN 627 725 473**, a company limited by guarantee on 25 July 2018, and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Janine Cross
 Delegate of the Commissioner,
 NSW Fair Trading
 13 August 2018

[n2018-2699]

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*.

| | |
|--|------------|
| CAMPBELLTOWN AREA HIGH SCHOOLS MINISTRYS INCORPORATED | INC9894619 |
| FERNHILL TAVERN SOCIAL CLUB INCORPORATED | INC9891390 |
| FORBES ASSOCIATION FOR CHRISTIAN EDUCATION INCORPORATED | INC9895366 |
| ILLAWARRA EDUCATION CENTRE PARENTS AND FRIENDS ASSOCIATION INCORPORATED | INC9881967 |
| SHOALHAVEN COUNTRY LINE DANCERS INCORPORATED | Y2352631 |
| ST LUKES PRE SCHOOL NORTHMEAD INCORPORATED | Y2372917 |
| TINTENBAR COMMUNITY AID NETWORK INCORPORATED | INC9887043 |

Cancellation is effective as at the date of gazettal.

Dated this 15 August 2018.

Robyne Lunney
 Delegate of the Commissioner
 NSW Fair Trading

[n2018-2700]

DISTRICT COURT CRIMINAL PRACTICE NOTE 12

READINESS HEARINGS

COMMENCEMENT

1. This Practice Note revises the version published 17 November 2017.

APPLICATION

2. This Practice Note applies to proceedings on indictment with an estimated duration of *6 days or more*. It will take effect from 28 September 2018, so that trials with estimates of 6 days or more listed to commence from 12 November 2018 will be listed for readiness hearing.

DEFINITIONS

3. In this Practice Note:

“accused person” includes an Australian legal practitioner representing an accused person

“court” means the District Court

“Judge” has the same meaning as in the *District Court Act 1973*

“pre-trial conference” means a conference held under s 140 of the *Criminal Procedure Act 1986*

“pre-trial hearing” means a hearing held under s 139 of the *Criminal Procedure Act 1986*

“prosecutor” has the same meaning as in the *Criminal Procedure Act 1986*

“readiness hearing” means a hearing to ascertain the readiness of the trial to proceed on the allocated trial date

INTRODUCTION

4. The purpose of this Practice Note is to reduce delays in proceedings on indictment with an estimated duration of *6 days or more* by enabling the court to order the prosecutor and the accused person to attend one or more readiness hearings.
5. This Practice Note responds to the provisions of the *Criminal Procedure Act 1986*, Part 3, Division 3 (‘Case management provisions and other provisions to reduce delays in proceedings’).

PROCESS

6. At the first mention of proceedings in the court or at any other time, the court may order the prosecutor and the accused person to attend one or more readiness hearings before the court.
7. The prosecutor must file and serve the Crown Case Statement at least five days prior to the readiness hearing.
8. During the readiness hearing, the court may make any such orders, determinations or findings, or give such directions or rulings, as it thinks appropriate to identify the issues in contention and for the efficient management and conduct of the trial.
9. Case management measures available to the court during the readiness hearing include the ordering of pre-trial hearings, pre-trial conferences and further pre-trial disclosure. The court has discretion in determining which (if any) measures are suitable in the proceedings concerned.
10. The following persons must be present during the readiness hearing:
 - a. the prosecutor,
 - b. the Australian legal practitioner representing the accused person, and
 - c. the accused person, if not represented by an Australian legal practitioner and not in custody.
11. The accused person is not required and is not expected to be present at the readiness hearing provided he or she is represented by an Australian legal practitioner.
12. The readiness hearing will be vacated and the matter listed for directions in the arraignment list where the accused person is not represented by an Australian legal practitioner and is in custody.
13. The prosecutor and the accused person’s legal representatives are to be present at the readiness hearing with full knowledge of the state of the proceedings.

14. Readiness hearings will normally be fixed at least six weeks prior to the date set for trial and held in courtroom 21A, Level 21, John Maddison Tower, 86 Goulburn Street, Sydney, NSW 2000.

The Hon Justice D M Price AM
Chief Judge of the District Court
10 August 2018

[n2018-2701]

DISTRICT COURT CRIMINAL PRACTICE NOTE 14
AVL READINESS HEARINGS FOR CIRCUIT SITTINGS

INTRODUCTION

1. This Practice Note revises the version “Telephone Readiness Hearings for Circuit Sittings” published 25 August 2017.
2. The purpose of this Practice Note is to reduce delays in circuit sittings by enabling the court to order the prosecutor and the accused person to attend one or more AVL Readiness Hearings.
3. The use of AVL is intended to facilitate the efficiency and effectiveness of the Readiness Hearings.
4. At all times, AVL Readiness Hearings constitute formal Court hearings.

APPLICATION

5. This Practice Note applies to all trials listed for hearing with estimates of *five days or more* in circuit sittings, with the exceptions of Newcastle, Lismore, Tamworth, Armidale, Dubbo, Gosford, Wollongong, and Wagga Wagga.
6. Applicable trials will usually be given an AVL Readiness Hearing date at least 6 weeks before the date of the trial.
7. AVL Readiness Hearings will supplement, not replace, call overs conducted by presiding Judges in circuit sittings (Practice Note 13) and telephone country call overs (conducted on Wednesdays of each week at 9 am).

PROCESS

8. The following persons must be present during the AVL Readiness Hearing:
 - a. the prosecutor,
 - b. the Australian legal practitioner representing the accused person, and
 - c. the accused person, if not represented by an Australian legal practitioner and not in custody.
9. The prosecutor and the accused person’s legal representatives are to be present at the AVL Readiness Hearing with full knowledge of the state of the proceedings.
10. The accused person is not required and is not expected to be present at the AVL Readiness Hearing provided he or she is represented by an Australian legal practitioner.
11. Practitioners will be contacted prior to the AVL Readiness Hearings with details on how to connect to the AVL Readiness Hearings. Practitioners will have the following options for connecting:
 - a. If the practitioner has access to hard coded video conferencing (AVL) facilities, he or she will be provided with the courtroom connection details.
 - b. If the practitioner does not have access to hard coded video conferencing (AVL) facilities but has a PC or tablet with camera facilities, he or she will be provided with a Jabber Guest software link and technical details on how to use the link.
 - c. If the practitioner does not have access to hard coded video conferencing (AVL) facilities or a PC or tablet with camera facilities, he or she will be provided with an option for telephone connection.
12. If an accused person is not legally represented, he or she will be provided with an option for telephone connection only.
13. AVL Readiness Hearings will be conducted on Thursdays of each week at 9 am.
14. Practitioners must commence connecting to the AVL Readiness Hearing at 8.50 am. An officer will be present to confirm the appearances of practitioners before the AVL Readiness Hearing formally commences at 9 am.

15. Practitioners will be asked to mute their audio function until their matter is called.
16. During the readiness hearing, the Court may make any such orders, determinations or findings, or give such directions or rulings, as it thinks appropriate to identify the issues in contention and for the efficient management and conduct of the trial.
17. Case management measures available to the Court during the readiness hearing include the ordering of pre-trial hearings, pre-trial conferences and further pre-trial disclosure. The Court has discretion in determining which (if any) measures are suitable in the proceedings concerned.

COMMENCEMENT

18. The first AVL Readiness Hearing will take place on Thursday 20 September 2018 at 8.50 am for trials listed to commence on 5 November 2018 in circuit sittings.

The Hon Justice D M Price AM
Chief Judge of the District Court
13 August 2018

[n2018-2702]

FLUORIDATION OF PUBLIC WATER SUPPLIES ACT 1957

Approval to Add Fluorine to a Public Water Supply (Parkes Shire Council – Parkes Water Supply)

I, Dr Kerry Chant, **Chief Health Officer**, NSW Ministry of Health, duly appointed delegate of the Secretary of the NSW Ministry of Health, pursuant to section 6 of the *Fluoridation of Public Water Supplies Act 1957*, do hereby:

- a) revoke the approval made to Parkes Municipal Council on 30 October 1964 in NSW Government Gazette No. 122 to add fluoride to the Parkes water supply, and
- b) approve Parkes Shire Council, a water supply authority, to add fluorine to the water supply under its management and control supplied from the Parkes water treatment plant (in this direction referred to as the “Parkes water supply”).

This approval is subject to the following terms and conditions:

1. Parkes Shire Council may only add fluorine to the Parkes water supply in accordance with any provisions, directions or approvals made under the *Fluoridation of Public Water Supplies Act 1957*, the *NSW Code of Practice for the Fluoridation of Public Water Supplies* made under that Act as amended from time to time, and the *Fluoridation of Public Water Supplies Regulation 2017* or any subsequent Regulation made in its place
2. Parkes Shire Council shall maintain the content of fluorine in the Parkes water supply at a target concentration level of 1.0 mg/L (ppm) with an overall accuracy of +/- 5% and within an operating range of not more than 1.5 mg/L and not less than 0.9 mg/L and generally in accordance with the relevant provisions of the *NSW Code of Practice for the Fluoridation of Public Water Supplies*.
3. Parkes Shire Council is prohibited from adding to the Parkes water supply fluorine in a form other than sodium fluoride or sodium silicofluoride.
4. Parkes Shire Council shall comply with the Conditions of Operation of the Parkes water treatment plant fluoridation system, notified by Secretary of the NSW Ministry of Health in writing, as amended from time to time.

Dr Kerry Chant
Chief Health Officer

Signed this 8th day of August 2018.

Delegation PH470

[n2018-2703]

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 following light rail stop name:

Juniors Kingsford Light Rail Stop located on Anzac Parade near the intersection with Wallace Street, Kingsford, currently named Nine Ways Light Rail Stop.

The position of this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can be viewed and submissions lodged on the Geographical Names Board website at

www.gnb.nsw.gov.au from 14 August to 14 September 2018. Alternatively, email submissions may be lodged with the Secretary, Geographical Names Board, at ss-gnb@finance.nsw.gov.au or written submissions mailed to 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

[n2018-2704]

GEOGRAPHICAL NAMES ACT 1966

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

Sunnyside Swamp for a swamp, located at the headwaters of the Wolgan River extending northward for approximately 1km between Campbells Road and Sunnyside Ridge Road, in the locality of Newnes Plateau.

Narrow Swamp for a swamp on a tributary of the Wolgan River extending northward for approximately 1.5km in the locality of Lidsdale.

Lambs Creek Swamp for a swamp, located on Lambs Creek situated approximately 600m south east of Wolgan Road extending east for approximately 1km in the locality of Lidsdale.

Angus Place Swamp for a swamp, located on Kangaroo Creek situated approximately 500m east of Wolgan Road extending eastwards for approximately 2km in the locality of Lidsdale.

Kangaroo Creek Swamp for a swamp, located in the vicinity of Red Hill Road and Glowworm Tunnel Road, on a tributary of Carne Creek extending northward for approximately 4kms in the locality of Newnes Plateau.

Wolgan Falls for a waterfall, located on the Wolgan River whose waters fall from a cliff line 30 to 35 metres above the base of the falls, in the locality of Newnes Plateau.

Murrays Swamp for a swamp, located in the vicinity of Red Hill Road and Glowworm Tunnel Road, on a tributary of Carne Creek extending northward for approximately 4kms in the locality of Newnes Plateau.

Junction Swamp for a swamp, located on the Wolgan River extending north-easterly for approximately 1km in the locality of Newnes Plateau.

Tri Star Swamp for a swamp, located on a tributary of the Wolgan River. The centre of the swamp is located approximately 1.4km west of Sunnyside Ridge Road, in the locality of Newnes Plateau.

Twin Gully Swamp for a swamp, located on a tributary of the Wolgan River, located approximately 2.2km northeast of the Sunnyside Ridge Road and Birds Rock Trail in the locality of Newnes Plateau.

Trail Six Swamp for a swamp, located approximately 1.2km north of the intersection of Sunnyside Ridge Road and Firetrail Six in the locality of Newnes Plateau.

Gang Gang Swamp for a swamp, located approximately 1.4km north east of the intersection of Old Bells Line of Road and Gang Gang Road in the locality of Newnes Plateau.

Broad Swamp for a swamp, located between North Ridge Road and Camp Road, 3.5km north east of Bungleboori Camping Ground, in the locality of Newnes Plateau.

Ida Falls for a waterfall, located on Ida Falls Creek located approximately 900m south of Top Points Railway Station in the locality of Clarence.

Marrangaroo Creek Swamp for a swamp, located approximately 1.5km north west of the junction of State Mine Gully Road and Glowworm Tunnel Road, in the locality of Marrangaroo.

Paddys Creek Swamp for a swamp, located approximately 1.7km northeast of the intersection of State Mine Gully Road and Glowworm Tunnel Road in the locality of Newnes Plateau.

Happy Valley Swamp for a swamp, located approximately 900ms north of the Old Bells Line of Road and approximately 500m south of Bungleboori Creek in the locality of Newnes Plateau.

Pagoda Swamp for a swamp, located 1km south of Waratah Ridge Road in the locality of Newnes Plateau.

Railway Swamp for a swamp, located approximately 2km east of the intersection of Petra Avenue and Donald Road in the locality of Dargan.

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

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

[n2018-2705]

POISONS AND THERAPEUTIC GOODS REGULATION 2008

ORDER – Withdrawal of Drug Authority

Notice is hereby given, under clause 175(7) of the *Poisons and Therapeutic Goods Regulation 2008*, that an order has been made on **Dr Nam Hong Phan (MED0001190477)** of **Parramatta NSW 2150**, prohibiting him until further notice, as a medical practitioner, from supplying or having possession of drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 77 of the Regulation.

This Order is to take effect on and from 14 August 2018.

Dated 10 August 2018

ELIZABETH KOFF
Secretary
NSW Health

[n2018-2706]

SURVEYING AND SPATIAL INFORMATION ACT 2002

Restoration of Name to the Register of Surveyors

PURSUANT to the provisions of the *Surveying and Spatial Information Act 2002*, Section 10A (3), the undermentioned Mining Surveyor (Unrestricted) has been restored to the Register of Surveyors.

| Name | Date of Original Registration | Removal Date | Restoration Date |
|---------------------|-------------------------------|-------------------|------------------|
| BROWN David Anthony | 08 October 2003 | 01 September 2008 | 06 August 2018 |

Narelle Underwood
President

Shane Oates
Registrar

[n2018-2707]

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land in the Local Government Area of Newcastle

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*.

Steven Troughton
Deputy Secretary
Infrastructure and Services
Transport for NSW

SCHEDULE

All that piece of land situated in the Local Government Area of Newcastle, Parish of Newcastle, County of Northumberland, comprising Lot 1 in Deposited Plan 1238761, being part of the land in Certificate of Title 1/1225922 said to be in the possession of Hunter Development Corporation.

All that piece of land situated in the Local Government Area of Newcastle, Parish of Newcastle, County of Northumberland, comprising and Lots 2 and 5 in Deposited Plan 1238761, being part of the land in Certificate of Title 1/1236735 said to be in the possession of Hunter Development Corporation.

[n2018-2708]

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land in the Local Government Area of Strathfield

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*.

Stephen Troughton
Deputy Secretary
Infrastructure and Services
Transport for NSW

SCHEDULE

All that piece of land situated in the Local Government Area of Strathfield, Parish of Liberty Plains, County of Cumberland, comprising Lot 100 in Deposited Plan 1232034, being part of The Crescent Homebush West (Pt. Volume 532 Folio 196), said to be in the possession of Strathfield Municipal Council.

Transport for NSW Document Number: 6072225_1

[n2018-2709]

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land in the Local Government Area of Northern Beaches

Transport for NSW by its delegate declares, with the approval of His Excellency the Governor, that the land described in the schedules 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*.

Peter Church
Executive Director
Precincts and Infrastructure
Infrastructure and Services
Transport for NSW

SCHEDULE 1

A lease on the terms set out in lease document TNB032017 for a term of fifty (50) years commencing on the date that this notice of compulsory acquisition is published in the New South Wales Government Gazette. The lease shall in respect of the parcel of land described in Schedule 2, be between the registered proprietor of the land described in Schedule 2 (as Lessor) and Transport for NSW (as Lessee). A copy of lease document TNB032017 is located in the office of Transport for NSW at Chatswood and in the office of the Northern Beaches Council at Dee Why.

SCHEDULE 2

Level 3 of the car park building located on part of the land situated in the Local Government Area of Northern Beaches, Parish of Manly Cove, County of Cumberland, comprising Lot 1 in Deposited Plan 1243020 (Certificate of Title Folio Identifier 1/1243020), said to be in the possession of Northern Beaches Council (registered proprietor), **but excluding from the acquisition:**

- reservations and conditions in the crown grant(s);

- A408989 covenant affecting the part shown so burdened in the title diagram;
- A412382 covenant affecting the part shown so burdened in the title diagram;
- A530989 covenant affecting the part shown so burdened in the title diagram;
- A582339 covenant affecting the part shown so burdened in the title diagram;
- A590748 covenant affecting the part shown so burdened in the title diagram;
- B63458 covenant affecting the part shown so burdened in the title diagram;
- B236688 covenant affecting the part shown so burdened in the title diagram;
- DP1243020 easement for electricity & other purposes 3.3 metre(s) wide affecting the part(s) shown so burdened in the title diagram;
- DP1243020 positive covenant referred to and numbered (2) in the s.88B instrument affecting the part shown so burdened in the title diagram;
- DP1243020 restriction(s) on the use of land affecting the part shown so burdened in the title diagram, and
- DP1243020 positive covenant referred to and numbered (4) in the s.88B instrument affecting the part shown so burdened in the title diagram.

A copy of the Lease Plan of Premises Parking Level 3, Dee Why PCYC Car Park, Surveyors reference PR133027-3 is located in the office of Transport for NSW at Chatswood and in the office of the Northern Beaches Council at Dee Why.

SCHEDULE 3

A lease on the terms set out in lease document TNB022018 for a term of thirty (30) years commencing on the date that this notice of compulsory acquisition is published in the New South Wales Government Gazette. The lease shall in respect of the parcels of land described in Schedule 4, be between the registered proprietor of the land described in Schedule 4 (as Lessor) and Transport for NSW (as Lessee). A copy of lease document TNB022018 is located in the office of Transport for NSW at Chatswood and in the office of the Northern Beaches Council at Dee Why.

SCHEDULE 4

All that piece of land situated in the Local Government Area of Northern Beaches, Parish of Manly Cove and County of Cumberland shown as Lots 1 to 8 in Deposited Plan 1244556, being part of the land in Folio Identifiers: B/445551 (Volume 7981, Folio 245), 10/12600 (Volume 4241, Folio 39), Auto-Consol 6851-156 (being Lots 11-14/12600, Volume 6851, Folio 156) and 15/12600 (Volume 3700, Folio 161), said to be in the possession of Northern Beaches Council (registered proprietor), **but excluding from the acquisition:**

- reservations and conditions in the Crown Grant(s) pertaining to the land Folio Identifier B/445551 (Volume 7981, Folio 245);
- minerals (s.134 Public Works Act 1900) pertaining to Folio Identifier B/445551 (Volume 7981, Folio 245);
- reservations and conditions in the Crown Grant(s) pertaining to the land Folio Identifier 15/12600 (Volume 3700, Folio 161);
- minerals (s.141 Public Works Act 1912) pertaining to the land Folio Identifier 15/12600 (Volume 3700, Folio 161);
- A125980 minerals (s.134 Public Works Act 1900) pertaining to the land Folio Identifier 10/12600 (Volume 4241, Folio 39);
- A125980 minerals (s.141 Public Works Act 1912) pertaining to the land Folio Identifier 10/12600 (Volume 4241, Folio 39);
- reservations and conditions in the Crown Grant(s) pertaining to the land Folio Identifier Auto-Consol 6851-156 (being Lots 11-14/12600, Volume 6851, Folio 156);
- minerals (s.134 Public Works Act 1900) pertaining to the land Folio Identifier Auto-Consol 6851-156 (being Lots 11-14/12600, Volume 6851, Folio 156), and
- minerals (s.141 Public Works Act 1912) pertaining to the land Folio Identifier Auto-Consol 6851-156 (being Lots 11-14/12600, Volume 6851, Folio 156).

Transport for NSW Document Number: 5938480_1

[n2018-2710]

Chief and
Senior
Executive
Service

Annual
Determination

*Report and determination under
section 24C of the Statutory and
Other Offices Remuneration Act
1975*

**7 August
2018**

[NSW Remuneration Tribunals website](#)

Chief and Senior Executive Service

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Chief and Senior Executive Service

Section 1

Background

1. The Chief Executive Service and Senior Executive Services¹ were employed under the provisions of the former *Public Sector Employment and Management Act 2002* (PSEM Act). That Act was repealed in 2013 and replaced with the *Government Sector Employment Act 2013* (GSE Act). The GSE Act commenced on 23 February 2014 and provided for new executive employment arrangements.
2. Senior executives (being either Public Service senior executives (PSSE), Health Service senior executives (HSSE) or Transport Service senior executive (TSSE)) are now employed in a PSSE band and will receive remuneration packages applicable to each band as determined in accordance with Part 3B of the *Statutory and Other Offices Remuneration Act 1975* (SOOR Act) and outlined in the PSSE Annual Determination.
3. There are a small number of 'transitional former senior executives' and executives employed in the NSW Police Force Senior Executive Service who continue to be eligible for remuneration packages as determined under Part 3A of the SOOR Act. For that reason the Tribunal will continue to make a determination for the SES remuneration ranges. The Tribunal will review these arrangements each year to determine whether further determinations are required.

Transitional former senior executives

4. Transitional arrangements have ceased for executives who were in the SES or who were Senior Officers or in equivalent classifications under the former PSEM Act. The exception being executives who continue to receive a remuneration package equivalent to the remuneration package of the executive immediately before the repeal of the former PSEM Act (unless the remuneration package is increased as a result of a determination

¹ Unless otherwise stated, the Chief Executive Service and the Senior Executive Service are referred to collectively in the Report and Determination as SES.

Chief and Senior Executive Service

of the Tribunal made under Part 3A of the SOOR Act). There may be executives that are covered by the following provisions under Schedule 4 of the GSE Act:

- persons continuing in office as head of a Public Service agency under clause 7(2)
 - persons holding office as head of a Public Service agency under clause 7(5)
 - the statutory officers listed in clause 8A(1).
5. This determination will apply to executives and office holders who continue to be subject to the transitional arrangements provided for in Schedule 4 of the GSE Act and the executives covered by the following arrangements in the NSW Police Force and NSW Health Service.

NSW Police Service Senior Executives

6. The *Police Act 1990* was amended on 31 October 2017 to provide for NSW Police Force senior executives to be employed in a Public Service senior executive band. The remuneration package of a NSW Police Force senior executive must be within the range determined under the SOOR Act for the band in which the executive is employed. These remuneration ranges are determined in accordance with Part 3B of the SOOR Act and published in the Public Service senior executive determination.
7. In accordance with Schedule 4 of the *Police Act 1990* transitional arrangements are in place for existing police senior executives and administrative senior executives employed under the former senior executive provisions. These executives continue to receive a remuneration package as provided for under the former senior executive provisions, being the ranges determined in this determination pursuant to Part 3A of the SOOR Act. Transitional arrangements will continue until the latest implementation date applicable to each executive subject to these arrangements. From the latest implementation date the new senior executive provisions will apply.

NSW Health Service Senior Executives

8. The Tribunal has historically determined remuneration ranges which applied to certain executives in the Health Service - the Specialist Medical Skills Determination and the

Chief and Senior Executive Service

General Medical Skills Determination. Senior executives in the NSW Health Service are now aligned to the employment arrangements for PSSEs under the GSE Act. The Tribunal will retain the Specialist Medical Skills Determination and the General Medical Skills Determination for administrative purposes to cover transitional arrangements.

Chief and Senior Executive Service

Section 2

Determination

Government Wages Policy

9. In determining remuneration for the SES the Tribunal is required pursuant to Section 6AA of the SOOR Act to give effect to the same policies on increases in remuneration as those that the Industrial Relations Commission (IRC) is required to give effect to under section 146C of the *Industrial Relations Act 1996* (the IR Act) when making or varying awards or orders relating to the conditions of employment of public sector employees.
10. The current policy on wages pursuant to section 146(1)(a) of the IR Act is specified in the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014* (the IR Regulation). The effect of the IR Regulation is that public sector wages cannot increase by more than 2.5 per cent. Any increase beyond 2.5 per cent can only be awarded if sufficient employee-related cost savings have been achieved to fully offset the increased employee-related costs.

Government Submission

11. The Secretary NSW Treasury provided the Government submission to the Tribunal on 9 July 2018. The submission outlines the applicability of the NSW Government's wages policy and provides an overview of the economic conditions of the State. Having regard to that advice the Tribunal considers that the Budget position for the State of NSW supports an increase of 2.5 per cent. This increase is also consistent with wages growth for non-executive employees across the public sector.

2018 General Increase

12. The Tribunal, after consulting with the Assessors and having regard to the provisions of section 6AA of the SOOR Act, determines an increase of 2.5 per cent for all officers subject to this determination, effective on and from 1 July 2018. The new rates are as

Chief and Senior Executive Service

set out in Determinations Nos. 1, 2, 5 and 6. The existing rates for the Recruitment and Retention Allowances continue to apply as set out in Determinations Nos. 3 and 4.

Chief Executive Officer and Coordinator General, Infrastructure NSW

13. Transitional arrangements currently apply to the office holder appointed to the role of Chief Executive Officer and Co-ordinator General (CEO) of Infrastructure NSW (INSW). The Tribunal has determined a remuneration package for the role in this determination. Commencing on 28 November 2018, the office holder currently appointed to the role of CEO of INSW - Mr Jim Betts - will be appointed to this role as a PSSE for a two year term. On that basis the Tribunal has also determined the remuneration package payable to Mr Jim Betts in the role of CEO of INSW in the Public Service senior executive (PSSE) determination. Both determinations apply the 2.5 per cent increase over the remuneration package determined from 1 July 2017.

Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

Chief and Senior Executive Service

Section 3

Determination No. 1- Remuneration Package Ranges for the SES

The Tribunal determines that the remuneration package ranges for executive office holders effective on and from 1 July 2018 shall be:

| CES/SES | Per annum range | | |
|----------------------|-----------------|----|-----------|
| Remuneration Level 8 | \$475,151 | to | \$548,950 |
| Remuneration Level 7 | \$378,851 | to | \$475,150 |
| Remuneration Level 6 | \$337,101 | to | \$378,850 |
| Remuneration Level 5 | \$292,251 | to | \$337,100 |
| Remuneration Level 4 | \$268,001 | to | \$292,250 |
| Remuneration Level 3 | \$235,951 | to | \$268,000 |
| Remuneration Level 2 | \$220,001 | to | \$235,950 |
| Remuneration Level 1 | \$187,900 | to | \$220,000 |

Determination No. 2 – Chief Executive Officer and Co-ordinator General, Infrastructure NSW

The Tribunal determines that the remuneration package for the Chief Executive Officer and Co-ordinator General, Infrastructure NSW shall be \$605,500 per annum effective on and from 1 July 2018.

Determination No. 3 – Recruitment Allowance

The recruitment allowance applies only to transitional executives who received the allowance under the former SES remuneration arrangements. These rates have not been increased.

| CES/SES | Maximum Allowance | |
|----------------|-------------------|----------|
| Levels 7 and 8 | up to | \$43,000 |
| Levels 5 and 6 | up to | \$30,000 |
| Levels 3 and 4 | up to | \$23,000 |
| Levels 1 and 2 | up to | \$19,000 |

Chief and Senior Executive Service

Determination No. 4 – Retention Allowance

The retention allowance applies only to transitional executives who received the allowance under the former SES remuneration arrangements. These rates have not been increased.

| CES/SES | Maximum Allowance | |
|----------------|--------------------------|----------|
| Levels 7 and 8 | up to | \$43,000 |
| Levels 5 and 6 | up to | \$30,000 |
| Levels 3 and 4 | up to | \$23,000 |
| Levels 1 and 2 | up to | \$19,000 |

Determination No. 5 – Remuneration Packages for Specialist Medical Skills

The Tribunal determines that the remuneration package ranges for offices identified as requiring specialist medical skills effective on and from 1 July 2018 shall be:

| Specialist Medical Skills | Per annum range | | |
|----------------------------------|------------------------|----|-----------|
| Remuneration Level 6 | \$347,200 | to | \$425,250 |
| Remuneration Level 5 | \$345,850 | to | \$409,800 |
| Remuneration Level 4 | \$339,850 | to | \$394,450 |
| Remuneration Level 3 | \$324,250 | to | \$376,300 |
| Remuneration Level 2 | \$304,300 | to | \$353,100 |
| Remuneration Level 1 | \$280,700 | to | \$322,250 |

Determination No. 6 – Remuneration Packages for General Medical Skills

The Tribunal determines that the remuneration package ranges for offices identified as requiring general medical skills effective on and from 1 July 2018 shall be:

| General Medical Skills | Per annum range | | |
|-------------------------------|------------------------|----|-----------|
| Remuneration Level 2 | \$244,300 | to | \$283,500 |
| Remuneration Level 1 | \$224,600 | to | \$257,800 |

Chief and Senior Executive Service

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

**Court and
Related
Officers
Group**

**Annual
Determination**

*Report and determination under
section 13 of the Statutory and
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Court and Related Officers Group

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Court and Related Officers Group

Section 1

Background

1. Section 13 of the *Statutory and Other Offices Remuneration Act 1975* (the SOOR Act) requires the Tribunal, each year, to make a determination on the remuneration to be paid to office holders on and from 1 July in that year. Section 10A defines 'remuneration' as salary or allowances paid in money.
2. The Court and Related Officers Group comprises those public offices listed in the Schedules of the Act (except for the Judges and Magistrates Group and the Public Office Holders Group), which have been grouped together by the Tribunal for remuneration purposes. The remuneration for these office holders is determined as a fixed salary amount. Employer on-costs, such as the Superannuation Guarantee Contribution, are additional to the salary amount determined.

Government Wages Policy

3. The Tribunal is required, when making determinations under Part 3 of the SOOR Act, to give effect to any policy concerning the remuneration of office holders as declared by the regulations. Section 6AB of the SOOR Act applies to the Tribunal's determinations in respect of office holders in the Judges and Magistrates Group, the Court and Related Officers Group and the Public Office Holders Group. Government policy concerning the remuneration of office holders to which Part 3 of the SOOR Act applies is declared in the *Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013* (the SOOR Regulation).
4. In accordance with the SOOR Regulation any increase the Tribunal may determine in excess of 2.5 per cent, be it a general increase available to all office holders, or an increase provided to an individual office holder or group of office holders based on changes in work value, can only be paid if officer-related cost savings for the office holder (or group of office holders) have been achieved to fully offset the increased officer-related costs resulting from increased payment.

Court and Related Officers Group

Section 2

2017 Determination

5. On 29 August 2017, the Tribunal determined that officers in the Court and Related Officers Group would receive an increase in salary of 2.5 per cent.
6. The Tribunal determined that there would be no change to the quantum of the conveyance allowance as the annual percentage change from the 2016 March quarter to the 2017 March quarter in the CPI: Motor Vehicles – Sydney (Series ID A2328552A) had decreased by negative 3.7 per cent.
7. The Tribunal examined amendments to the *Land and Environment Court Act 1979* that allowed the Tribunal to determine the remuneration for an acting Commissioner of the Land and Environment Court. The Tribunal determined the rate of remuneration for an acting Commissioner of the Land and Environment Court would be \$1,190 per day.
8. The Tribunal noted matters relating to the restoration of internal relativities between office holders in the Court and Related Officers Group.
9. The Tribunal also repeated concerns about the operation of the SOOR Regulation and indicated an intention to raise these concerns with the Premier as outlined in paragraphs 21 and 22 of the 2017 determination as follows:

21. *In 2015 the Tribunal noted that it was drawn to the view that increases of more than 2.5 per cent may not be achievable as the SOOR Regulation, as presently constructed, would appear to make the identification and assessment of officer-related cost savings prohibitively complex and difficult. The Tribunal remains of this view having considered as part of this review a request for an increase in excess of 2.5 per cent for an office holder in the Public Office Holders Group.*
22. *The Tribunal will again draw these matters to the Premier’s attention prior to the repeal of the SOOR Regulation in September 2018. Any new*

Court and Related Officers Group

regulation should provide the Tribunal with greater flexibility in the undertaking of its statutory functions.

Court and Related Officers Group

Section 3

2018 Annual Review

10. On 26 March 2018, the Tribunal wrote to office holders advising of the commencement of the 2018 annual review. The Tribunal did not hold meetings with office holders as part of the 2018 review.

Office Holder Submissions

11. For the 2018 review the Tribunal received three submissions from office holders in the Court and Related Officers Group.

12. The Director and Deputy Directors of Public Prosecutions, Crown Prosecutors and Public Defenders and Senior Commissioners of the Land and Environment Court all seek an increase of 2.5 per cent, noting that this is the maximum that can be expected within the current constraints.

13. The Director and Deputy Directors of Public Prosecutions and the Crown Prosecutors also foreshadowed that matters relating to the Early Appropriate Guilty Plea reforms will be addressed in the 2019 submissions.

Government Submission

14. The Secretary NSW Treasury provided the Government submission to the Tribunal on 9 July 2018. The submission outlines the applicability of the NSW Government's wages policy and provides an overview of the economic conditions of the State. Having regard to that advice the Tribunal considers that the budget position for the State of NSW supports an increase of 2.5 per cent. This increase is also consistent with wages growth for non-executive employees across the public sector.

15. The Tribunal notes that the Government submission states that offices in the public office holders group are subject to section 6AA of the SOOR Act which requires the Tribunal to give effect to the same policies as those that the Industrial Relations Commission (IRC) is required to give effect to under section 146C of the *Industrial*

Court and Related Officers Group

Relations Act 1996 when making or varying awards or orders relating to the conditions of employment of public sector employees. Offices in the public office holders group are not subject to the provisions of section 6AA of the SOOR Act. Instead these office holders are subject to the provisions of section 6AB of the SOOR Act and the SOOR Regulation.

Court and Related Officers Group

Section 4

2018 Determination

General Increase

16. The Tribunal has not been asked to consider an increase, either a general increase or an increase based on work value assessment, in excess of 2.5 per cent, and therefore a detailed assessment of whether or not officer-related costs savings have been achieved has not been required for this group of office holders.
17. It is open to the Tribunal to determine an increase of up to 2.5 per cent without the need for office holders to offset any additional increase with officer-related cost savings.
18. The Tribunal finds that an increase of 2.5 per cent is justified having regard to the significant role court and related officers undertake in the State's justice system.
19. The Tribunal has previously discussed the difficulties associated with identifying and providing proof of officer related cost savings. The Tribunal has repeatedly raised concerns over the functionality of the SOOR Regulation.
20. As outlined in the 2017 determination the Tribunal has again written to the Premier on this matter and has also written to the Secretary of the Department of Premier and Cabinet (DPC).
21. On 6 August 2018 the Secretary of DPC advised that the automatic repeal of the SOOR Regulation has been postponed for a period of one year on the basis that it is appropriate for the Government to consider the remake of the SOOR Regulation at the same time that it considers the remake of the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014*, which is due to be repealed on 1 September 2019.
22. This is a matter for the Government and the Tribunal will continue to operate within the legislative framework, notwithstanding the limitations discussed.

Court and Related Officers Group

Conveyance Allowance

23. The annual percentage change from the 2017 March quarter to the 2018 March quarter in the CPI: Motor Vehicles – Sydney (Series ID A2328552A) is 0.50 per cent. To reflect this change there is a minor adjustment to the quantum of the conveyance allowance.

Conclusion

24. The Tribunal, after consulting with the Assessors, considers that an increase of 2.5 per cent in remuneration is appropriate and so determines. In respect to the conveyance allowance, an adjustment of 0.50 per cent is warranted in accordance with the Tribunal's methodology.

25. Pursuant to section 13 of the SOOR Act the Tribunal determines that the remuneration to be paid office holders in the Court and Related Officers Group, on and from 1 July 2018 shall be as specified in Determination Nos. 1-2.

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

Court and Related Officers Group

Section 5

Determinations

Determination No. 1- Annual Determination of Remuneration

Annual determination of the remuneration of the Court and Related Officers Group effective on and from 1 July 2018

| Position | Salary per annum | Conveyance Allowance (NOTE 1) |
|---|------------------|-------------------------------|
| Director of Public Prosecutions | \$446,320 | \$23,720 |
| Solicitor-General | \$446,320 | \$23,720 |
| Chairperson, Law Reform Commission | \$444,530 | \$23,720 |
| Crown Advocate | \$400,080 | \$21,345 |
| Deputy Director of Public Prosecutions | \$400,080 | \$21,345 |
| Senior Crown Prosecutor | \$360,070 | \$17,075 |
| Senior Public Defender | \$360,070 | \$17,075 |
| Deputy Presidents, Workers Compensation Commission | \$324,050 | \$17,075 |
| Deputy Senior Crown Prosecutor | \$324,050 | \$17,075 |
| Deputy Senior Public Defender | \$324,050 | \$17,075 |
| Solicitor for Public Prosecutions | \$324,050 | \$17,075 |
| Senior Commissioner Land and Environment Court | \$311,160 | \$17,075 |
| Crown Prosecutor | \$296,050 | \$17,075 |
| Public Defender | \$296,050 | \$17,075 |
| Commissioner Land and Environment Court | \$293,380 | \$17,075 |
| Acting Deputy President Workers Compensation Commission | \$1,345 per day | - |
| Acting Commissioner Land and Environment Court | \$1,220 per day | - |

Conveyance Allowance

NOTE 1: The Conveyance Allowance determined here shall not count towards pension or for superannuation purposes.

METHODOLOGY: The Tribunal provides increases to the conveyance allowance based on the CPI: Motor Vehicles – Sydney (Series ID A2328552A) March quarter - having regard to the

Court and Related Officers Group

percentage change from the corresponding quarter of the previous year. In considering any adjustment the following conditions will apply:

- Should the March quarter data indicate a decrease in motor vehicle costs the conveyance allowance will remain unchanged (to comply with the requirements of section 21 of the SOOR Act).
- The annual adjustment will not exceed 2.5 per cent (to comply with section 6AB of the SOOR Act).

Determination No. 2- Annual Leave Loading

Leave Loading

Annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales.

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

**Judges and
Magistrates
Group**

**Annual
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*Report and determination under
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Judges and Magistrates Group

Section 1

Background

1. Section 13 of the *Statutory and Other Offices Remuneration Act* (the SOOR Act) requires the Tribunal, each year, to make a determination on the remuneration to be paid to office holders on and from 1 July in that year. Section 10A defines 'remuneration' as salary or allowances payable in money.

Government Wages Policy

2. The Tribunal is required, when making determinations under Part 3 of the SOOR Act, to give effect to any policy concerning the remuneration of office holders as declared by the regulations. Section 6AB of the SOOR Act applies to the Tribunal's determinations in respect of office holders in the Judges and Magistrates Group, the Court and Related Officers Group and the Public Office Holders Group. Government policy concerning the remuneration of office holders to which Part 3 of the SOOR Act applies is declared in the *Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013* (the SOOR Regulation).
3. In accordance with the SOOR Regulation any increase the Tribunal may determine in excess of 2.5 per cent, be it a general increase available to all office holders, or an increase provided to an individual office holder or group of office holders based on changes in work value, can only be paid if officer-related cost savings for the office holder (or group of office holders) have been achieved to fully offset the increased officer-related costs resulting from increased payment.

Judges and Magistrates Group

Section 2

2017 Determination

4. On 29 August 2017, the Tribunal determined that officers in the Judges and Magistrates Group would receive an increase in salary of 2.5 per cent.
5. The Tribunal determined that there would no change to the quantum of the conveyance allowance as the annual percentage change from the 2016 March quarter to the 2017 March quarter in the CPI: Motor Vehicles – Sydney (Series ID A2328552A) had decreased by negative 3.7 per cent.
6. The Tribunal examined amendments to the *Local Court Act 2009* that allowed the Tribunal to determine the remuneration for an acting Magistrate of the Local Court. The Tribunal determined the rate of remuneration for an acting Magistrate of the Local Court would be \$1,340 per day.
7. The Tribunal also repeated concerns about the operation of the SOOR Regulation and indicated an intention to raise these concerns with the Premier as outlined in paragraphs 27 and 28 of the 2017 determination:
 27. *While the Tribunal did not receive a request for an increase of more than 2.5 per cent, it remains of the view that increases of more than 2.5 per cent may not be achievable as the SOOR Regulation, as presently constructed, would appear to make the identification and assessment of officer-related cost savings prohibitively complex and difficult. This position is confirmed following the assessment of a request for an increase in excess of 2.5 per cent for an office holder in the Public Office Holders Group.*
 28. *The Tribunal will again draw these matters to the Premier’s attention prior to the repeal of the SOOR Regulation in September 2018. Any new regulation should provide the Tribunal with greater flexibility in the undertaking of its statutory functions.*

Judges and Magistrates Group

Section 3

2018 Annual Review

8. On 26 March 2018, the Tribunal wrote to office holders advising of the commencement of the 2018 annual review. The Tribunal did not hold meetings with office holders as part of the 2018 review.

Office Holder Submissions

9. For the 2018 review, the Tribunal received five submissions from office holders in the Judges and Magistrates Group. All five submissions requested that the Tribunal determine an increase of 2.5 per cent.
10. In support of the increase the submission from the Supreme Court noted that the relevant key economic indicators support a 2.5 per cent increase, as does the productivity of the Judges of the Court, which remains high despite the ongoing complexity of work and significant workload.
11. The submission from the Chief Judge of the District Court also highlights the workload and productivity of the District Court. The Chief Judge refers to the previous three years' submissions which detail the substantial increase in the Court's criminal caseload and statistics on registrations and finalisations.
12. The Chief Magistrate's submission highlights the workload of Magistrates and productivity improvements achieved by the Court to fully justify the maximum increase allowable.
13. The submission from the Chief Judge of the Land and Environment Court notes that the productivity of Judges has been maintained and there are new jurisdictions of the court under legislative reforms, including strata schemes, coastal management, biodiversity conservation, local land services and fire and emergency services. The Chief Judge also requested that the 2.5 per cent increase apply to the conveyance allowance.

Judges and Magistrates Group

14. The Chief Commissioner of the Industrial Relations Commission (IRC) requests that the 2.5 per cent increase apply to both the salaries and the conveyance allowance provided to members of the IRC. The Chief Commissioner also requests clarification on the remuneration determined for members of the IRC in the Tribunal's initial determination of 16 December 2016. The Chief Commissioner submits that the office of the Chief Commissioner undertakes functions previously the responsibility of the former President and Deputy President of the IRC and that the remuneration for the role should at least approximate that of the former office of Deputy President. In making this submission the Chief Commissioner notes the constraints imposed on the Tribunal by section 6AB of the SOOR Regulation but requests that the Tribunal consider this matter should those constraints be lifted or relaxed.
15. The Chief Commissioner of the IRC also requests that the Tribunal determine rates for an Acting Commissioner of the IRC.

Government Submission

16. The Secretary NSW Treasury provided the Government submission to the Tribunal on 9 July 2018. The submission outlines the applicability of the NSW Government's wages policy and provides an overview of the economic conditions of the State. Having regard to that advice the Tribunal considers that the budget position for the State of NSW supports an increase of 2.5 per cent. This increase is also consistent with wages growth for non-executive employees across the public sector.
17. The Tribunal notes that the Government submission states that offices in the public office holders group are subject to section 6AA of the SOOR Act which requires the Tribunal to give effect to the same policies as those that the Industrial Relations Commission (IRC) is required to give effect to under section 146C of the *Industrial Relations Act 1996* when making or varying awards or orders relating to the conditions of employment of public sector employees. Offices in the public office holders group are not subject to the provisions of section 6AA of the SOOR Act. Instead these office holders are subject to the provisions of section 6AB of the SOOR Act and the SOOR Regulation.

Judges and Magistrates Group

Section 4

2018 Determination

General Increase

18. The Tribunal has not been asked to consider an increase, either a general increase or an increase based on work value assessment, in excess of 2.5 per cent, and therefore a detailed assessment of whether or not officer-related costs savings have been achieved has not been required for this group of office holders.
19. It is open to the Tribunal to determine an increase of up to 2.5 per cent without the need for office holders to offset any additional increase with officer-related cost savings.
20. The Tribunal finds that an increase of 2.5 per cent is justified having regard to the significant role judicial office holders undertake in the State's justice system, including their achievements in delivering reforms and initiatives which have demonstrated productivity improvements.
21. A number of productivity improvements were articulated in the submissions to the Tribunal and have been highlighted in the Australian Productivity Commission's Report on Government Services 2018. Noting that while NSW has fewer judicial office holders per head of population than the other states and territories, the District, Local and Supreme Courts all achieved high clearance rates. This data is supported by information contained in the ABS Criminal Court publication (ABS 2017) which reports an increase in finalisations over the last five years across all courts in NSW.

Members of the Industrial Relations Commission

22. In determining the appropriate level of remuneration the Tribunal considers a number of factors, including the role and functions of the office, salary relativities with comparable offices, relevant comparators in other states, any recommendations made by the Minister or the Premier, the outcome of a job evaluation (if known), and the relativities between office holders within an organisation. The Tribunal's determination

Judges and Magistrates Group

of the remuneration payable to the Chief Commissioner was based on information received at the time and consistent with the remuneration recommended by the Treasurer.

23. Historically as part of the annual determination, in addition to any general increase provided to all eligible office holders, the Tribunal was able to determine, where warranted, an additional increase for a particular office based on changes in role or responsibilities - a 'work value increase'. This is particularly important for new roles, which may evolve in both scope of responsibilities and workload, after appointments and normalisation of day to day operations.
24. However, the SOOR Regulation prevents the Tribunal from determining an increase based on changes in work value unless sufficient officer-related cost savings for the office holder have been achieved to fully offset the increased officer-related costs resulting from increased payment.
25. The Chief Commissioner has recognised this in his submission and requested that the Tribunal consider this matter should the constraints imposed by the SOOR Regulation be lifted or relaxed.
26. It is probable that many offices identified in the schedules of the SOOR Act have had some degree of change in their work value which would warrant a review of their remuneration. However, such reviews are currently not practical given the requirement that any increase above 2.5 per cent it to be offset by officer related cost savings.
27. If the remuneration for these offices does not adequately reflect the true work value of these roles the NSW Government may in future experience difficulty in attracting and retaining high calibre appointments to these offices. The Tribunal has previously discussed the difficulties associated with identifying and providing proof of officer related cost savings. The Tribunal has repeatedly raised concerns over the functionality of the SOOR Regulation.

Judges and Magistrates Group

28. As outlined in the 2017 determination the Tribunal has again written to the Premier on this matter and has also written to the Secretary of the Department of Premier and Cabinet (DPC).
29. On 6 August 2018 the Secretary of DPC advised that the automatic repeal of the SOOR Regulation has been postponed for a period of one year on the basis that it is appropriate for the Government to consider the remake of the SOOR Regulation at the same time that it considers the remake of the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014*, which is due to be repealed on 1 September 2019.
30. This is a matter for the Government and the Tribunal will continue to operate within the legislative framework, notwithstanding the limitations discussed.
31. The Tribunal has also considered the Chief Commissioner's request to determine a daily rate to be payable to an Acting Commissioner of the IRC similar to that made in the 2017 determination for the offices of Acting Magistrate of the Local Court and Acting Commissioner of the Land and Environment Court.
32. It is important to note that while the Tribunal does make determinations for a number of other 'acting' offices those offices are listed in the schedules to the SOOR Act. For example, Acting Magistrate of the Local Court, Acting Commissioner of the Land and Environment Court, Acting Deputy President of the Workers Compensation Commission, Acting Judge of the Supreme Court or of the District Court, and so on.
33. The Tribunal considers that it does not have the authority to determine remuneration for an Acting Commissioner of the IRC. This office is not listed in Schedules 1, 2 or 3 of the SOOR Act and therefore the Tribunal does not have jurisdiction to make a determination. This office is also not an 'office holder' within the meaning of section 10A of the SOOR Act, and as such, the Tribunal is not empowered to make a determination under section 13 of the SOOR Act.

Judges and Magistrates Group

34. It may be appropriate for the Government to amend the SOOR Act to provide for the inclusion of this office in the schedules to empower the Tribunal to make a determination.

Conveyance Allowance

35. The annual percentage change from the 2017 March quarter to the 2018 March quarter in the CPI: Motor Vehicles – Sydney (Series ID A2328552A) is 0.50 per cent. To reflect this change there is a minor adjustment to the quantum of the conveyance allowance.

Conclusion

36. The Tribunal, after consulting with the Assessors, considers that an increase of 2.5 per cent in remuneration is appropriate and so determines. In respect to the conveyance allowance, an adjustment of 0.50 per cent is warranted in accordance with the Tribunal's methodology.
37. Pursuant to section 13 of the SOOR Act the Tribunal determines that the remuneration to be paid to office holders in the Judges and Magistrates Group, on and from 1 July 2018 shall be as specified in Determination Nos. 1-6.

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

Judges and Magistrates Group

Section 5

Report on travel allowances for NSW Judges and Magistrates

Background

1. 'Remuneration' is defined in the SOOR Act, as salary and allowances payable to office holders. Judges and magistrates are holders of offices specified in Schedule 1 of the SOOR Act.

2. 'Allowance' is defined as follows:

'allowance does not include a travelling or subsistence allowance, but includes a travelling or subsistence allowance for travel within Australia by the holder of an office specified in Schedule 1 who is:

a Judge or Acting Judge of a court, or

any other judicial officer (within the meaning of the Judicial Officers Act 1986) nominated by the Minister by notice in writing to the Tribunal for the purposes of this definition.'

3. The Tribunal in this determination will be setting rates for overnight stays in capital cities, for overnight stays in areas other than capital cities and meal rates for day or part of day absences from headquarters. The Tribunal has also determined the conditions upon which the rates are to be paid.

2018 Review

4. Historically the Tribunal has had regard to movements in the travel rates as adopted for the NSW Public Sector generally. These rates are based on the reasonable travel allowances as determined by the Australian Taxation Office (ATO). The determination for 2018 being ATO TD2018/11.

Principles Adopted

5. In making its determinations on travel allowance rates the Tribunal has adopted a number of guiding principles as set out hereunder.
 - (a) Travelling allowances are intended to meet the costs necessarily incurred by Judges and Magistrates who are required to travel away from

Judges and Magistrates Group

home/place of work on official business. Such costs include accommodation, meals and incidental expenses.

- (b) Allowances are provided to ensure that an officer is not financially disadvantaged as a result of having to travel on official business.
- (c) Office holders are not expected to gain or lose financially as a result of travelling on official business.

- 6. Where an office holder is accommodated in private, non-commercial accommodation such as the home of a family member or friend, a rate of one third of the specified rate is payable, rounded upwards to the nearest dollar.

Conclusion

- 7. In making its determination the Tribunal has had regard to the current travel allowance rates contained in Taxation Ruling TD2018/11. Non metropolitan accommodation rates and meal rates are also as set out in the Determination.
- 8. The Tribunal makes Determination No 7 effective on and from 1 July 2018.

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

Judges and Magistrates Group

Section 6

Determinations

Determination No. 1-Remuneration of Judges effective on and from 1 July 2018

| Position | Salary per annum | Conveyance Allowance (NOTE 1) |
|--|------------------|-------------------------------|
| Chief Justice of the Supreme Court | \$519,570 | \$23,720 |
| President of the Court of Appeal | \$486,510 | \$23,720 |
| Chief Judge of the Land and Environment Court | \$464,310 | \$23,720 |
| Judge of the Supreme Court | \$464,310 | \$23,720 |
| Judge of the Land and Environment Court | \$464,310 | \$23,720 |
| President, Workers Compensation Commission | \$464,310 | \$23,720 |
| Judge of the District Court | \$415,850 | \$23,720 |
| Associate Judge or acting Associate Judge (under the Supreme Court Act 1970) | \$415,850 | \$21,345 |

Determination No. 2- Remuneration of other Judicial Officers not referred to in determination No.1 effective on and from 1 July 2018

| Position | Salary per annum | Conveyance Allowance (NOTE 1) |
|--|------------------|-------------------------------|
| Chief Magistrate | \$414,180 | \$21,345 |
| Deputy Chief Magistrate | \$349,990 | \$17,075 |
| State Coroner | \$349,990 | \$17,075 |
| Chief Industrial Magistrate | \$337,150 | \$17,075 |
| Chief Commissioner Industrial Relations Commission | \$334,110 | \$17,075 |
| Magistrate | \$331,350 | \$17,075 |
| Children's Magistrate | \$331,350 | \$17,075 |
| Deputy State Coroner | \$331,350 | \$17,075 |
| Commissioner Industrial Relations Commission | \$303,730 | \$17,075 |

Judges and Magistrates Group

Conveyance Allowance

NOTE 1: The Conveyance Allowance determined here shall not count towards pension or for superannuation purposes.

METHODOLOGY: The Tribunal provides increases to the conveyance allowance based on the CPI: Motor Vehicles – Sydney (Series ID A2328552A) March quarter - having regard to the percentage change from the corresponding quarter of the previous year. In considering any adjustment the following conditions will apply:

- i. Should the March quarter data indicate a decrease in motor vehicle costs the conveyance allowance will remain unchanged (to comply with the requirements of section 21 of the SOOR Act).
- ii. The annual adjustment will not exceed 2.5 per cent (to comply with section 6AB of the SOOR Act).

Determination No. 4-Acting Judges rates

Supreme Court

The following rate shall be paid for each ordinary court working day on which the acting Judge is occupied in the performance of judicial duties.

Acting Judge of the Supreme Court \$2,010 per day

District Court

The following rate shall be paid for each ordinary court working day on which the acting Judge is occupied in the performance of judicial duties as designated by the Chief Judge in the District Court.

Acting Judge of the District Court \$1,800 per day

Determination No. 5-Acting Magistrate rate

Local Court

The following rate shall be paid for each ordinary court working day on which the acting Magistrate is occupied in the performance of duties of a Magistrate.

Acting Magistrate of the Local Court \$1,380 per day

Judges and Magistrates Group

Determination No. 6-Annual leave loading

Determination of leave loading for Judicial Officers effective on and from 1 July 2018

Leave Loading

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales, to each of the following office holders:

- Magistrates
- Chief Commissioner, Industrial Relations Commission
- Commissioners, Industrial Relations Commission

Determination No. 7-Travel allowances for Judges and Magistrates

Pursuant to section 13 of the SOOR Act the Tribunal determines that the travel allowances for Judges and Magistrates will be as follows effective on and from 1 July 2018.

A. Travel necessitating an overnight stay

| Travel Allowances | |
|---------------------------|----------|
| Capital City Rates | |
| Adelaide | \$392.70 |
| Brisbane | \$440.70 |
| Canberra | \$429.70 |
| Darwin | \$476.70 |
| Hobart | \$379.70 |
| Melbourne | \$448.70 |
| Perth | \$448.70 |
| Sydney | \$448.70 |
| Other Centre Rates | |
| Newcastle | \$378.70 |
| Wollongong | \$378.70 |
| Other Centres | \$378.70 |

Judges and Magistrates Group

Conditions

General conditions are to be as determined from time to time by the Attorney General.

In addition the following specific conditions will apply.

- The full daily travel allowance rate is to be paid only where the judge/magistrate stays overnight at commercial accommodation. Where the judge/magistrate stays overnight at non-commercial accommodation then one third of the daily rate is to be paid.
- Where travel is for a period in excess of 24 hours then meal expenses for the final part day are to be paid.

B. Travel not involving an overnight stay

Meal Allowances for travel NOT involving an overnight stay

| Meal | Amount |
|-----------|---------|
| Breakfast | \$35.40 |
| Lunch | \$50.05 |
| Dinner | \$70.05 |

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

Public Office Holders Group

Annual
Determination

*Report and determination under
section 13 of the Statutory and
Other Offices Remuneration Act
1975*

**7 August
2018**

[NSW Remuneration Tribunals website](#)

Public Office Holders Group

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Public Office Holders Group

Section 1

Background

1. Section 13 of the *Statutory and Other Offices Remuneration Act 1975* (the SOOR Act), requires the Tribunal, each year, to make a determination on the remuneration to be paid to office holders on and from 1 July in that year. Section 10A defines 'remuneration' as salary or allowances paid in money.
2. The Public Office Holders Group comprises those public offices, listed in the schedules of the SOOR Act (except for the Judges and Magistrates Group and the Court and Related Officers Group), which have been grouped together by the Tribunal for remuneration purposes. The remuneration for these office holders is determined as a fixed salary amount. Employer on-costs, such as the Superannuation Guarantee Contribution, are additional to the salary amount determined. This group also comprises any office holders who, pursuant to section 11A of the SOOR Act, have elected to receive, and for whom the Minister has approved access to, remuneration packaging arrangements that are provided to Public Service senior executives under the *Government Sector Employment Act 2013*.

Government Wages Policy

3. The Tribunal is required, when making determinations under Part 3 of the SOOR Act, to give effect to any policy concerning the remuneration of office holders as declared by the regulations. Section 6AB of the SOOR Act applies to the Tribunal's determinations in respect of office holders in the Judges and Magistrates Group, the Court and Related Officers Group and the Public Office Holders Group. Government policy concerning the remuneration of office holders to which Part 3 of the SOOR Act applies is declared in the *Statutory and Other Offices Remuneration (Judicial and Other Office Holders) Regulation 2013* (the SOOR Regulation).
4. In accordance with the SOOR Regulation any increase the Tribunal may determine in excess of 2.5 per cent, be it a general increase available to all office holders, or an

Public Office Holders Group

increase provided to an individual office holder or group of office holders based on changes in work value, can only be paid if officer-related cost savings for the office holder (or group of office holders) have been achieved to fully offset the increased officer-related costs resulting from increased payment.

Public Office Holders Group

Section 2

2017 Determination

5. On 29 August 2017, the Tribunal determined that officers in the Public Office Holders Group would receive an increase in salary and total remuneration package (where applicable) of 2.5 per cent.
6. The Tribunal considered one submission from an office holder requesting an increase in remuneration of more than 2.5 per cent in recognition of additional functions imposed on the office holder. The office holder in question sought to identify sufficient officer-related cost savings resulting from changes in work practices, as referred to in clause 7(1)(b)(iii) of the SOOR Regulation, to offset any additional officer-related costs associated with any increase in the office-holder's remuneration.
7. Based on legal advice from the Crown Solicitor and Solicitor General the Tribunal found that it was not able to consider the office holder's request for an increase in remuneration in excess of 2.5 per cent as the claim did not satisfy the provisions of clause 7(1)(b)(iii) of the SOOR Regulation. The Tribunal made the following conclusion in respect to this matter:
 22. *The assessment of this request provides further evidence to support the Tribunal's previously stated view that increases of more than 2.5 per cent may not be achievable as the SOOR Regulation makes the identification and assessment of officer-related cost savings prohibitively complex and difficult.*
 23. *The Tribunal will write to the Premier prior to the staged repeal of the SOOR Regulation in 2018 to recommend that any new regulation should provide the Tribunal with greater flexibility in the undertaking of its statutory functions.*

Public Office Holders Group

Section 3

2018 Annual Review

8. On 26 March 2018, the Tribunal wrote to office holders advising of the commencement of the 2018 annual review. The Tribunal did not hold meetings with office holders as part of the 2018 review.

Office Holder Submissions

9. For the 2018 review, the Tribunal received only one submission requesting an increase in remuneration beyond the maximum permissible increase of 2.5 per cent.
10. The Chief Commissioner of the Law Enforcement Conduct Commission (LECC) requests that consideration be given to determining remuneration for the office at a level equivalent to that of the Chief Commissioner of the Independent Commission Against Corruption (ICAC). The Chief Commissioner, LECC submits that the two offices are equivalent in terms of statutory powers, agency size and qualifications - being either qualified to be appointed or holding or having held judicial office in a superior court (supreme court or above) in any state or territory of Australia - but the remuneration is not equivalent.

Amendment to Part 1 of Schedule 2 of SOOR Act

11. Part 2 of Schedule 2 of the SOOR Act has been amended to include the new office of Principal Claims Assessor under the *Motor Accident Injuries Act 2017*.

Government Submission

12. The Secretary NSW Treasury provided the Government submission to the Tribunal on 9 July 2018. The submission outlines the applicability of the NSW Government's wages policy and provides an overview of the economic conditions of the State. Having regard to that advice the Tribunal considers that the budget position for the State of NSW supports an increase of 2.5 per cent. This increase is also consistent with wages growth for non-executive employees across the public sector.

Public Office Holders Group

13. The Tribunal notes that the Government submission states that offices in the public office holders group are subject to section 6AA of the SOOR Act which requires the Tribunal to give effect to the same policies as those that the Industrial Relations Commission (IRC) is required to give effect to under section 146C of the *Industrial Relations Act 1996* when making or varying awards or orders relating to the conditions of employment of public sector employees. Offices in the public office holders group are not subject to the provisions of section 6AA of the SOOR Act. Instead these office holders are subject to the provisions of section 6AB of the SOOR Act and the SOOR Regulation.

Public Office Holders Group

Section 4

2018 Determination

General Increase

14. The Tribunal, after consulting with the Assessors, considers that an increase of 2.5 per cent is appropriate for all office holders in this group and so determines.

Section 11A office holders

15. There is one office holder that has elected to receive employment benefits pursuant to section 11A – the Commissioner of the NSW Crime Commission. The remuneration package for this office is outlined in Determination No.2.
16. The Tribunal also makes a salary-only determination for an office where the office holder elects to receive a remuneration package. This ensures that a current determination exists for the role should the incumbent office holder revoke their election or vacate the office. The salary-only determination is outlined in Determination No. 1.

Chief Commissioner, Law Enforcement Conduct Commission

17. On 18 November 2016, the Tribunal made a determination for the new offices of Chief Commissioner and two full-time Commissioners of the LECC. In determining the appropriate level of remuneration the Tribunal considers a number of factors including, the role and functions of the office, salary relativities with comparable offices, relevant comparators in other states, the outcome of a job evaluation (if known), the relativities between office holders within an organisation and any recommendations made by the Minister and Premier. The Tribunal's determination of the remuneration payable to the Chief Commissioner and full-time Commissioners was based on information received at the time and consistent with the remuneration recommended by the Deputy Premier.
18. It is important to note that the Tribunal does not determine the remuneration for the Chief Commissioner and Commissioners of the ICAC. The remuneration for these offices

Public Office Holders Group

is determined by the Governor under the *Independent Commission Against Corruption Act 1988*.

19. The Tribunal recognises that the LECC has only been in operation for 18 months and accepts that in the future the members of the LECC are likely to experience changes in the work value of their offices. Historically as part of the annual determination, in addition to any general increase provided to all eligible office holders, the Tribunal was able to determine, where warranted, an additional increase for a particular office based on changes in role or responsibilities - a 'work value increase'. This is particularly important for new roles, which may evolve in both scope of responsibilities and workload, after newly appointed office holders work in the roles and normalise day to day operations.
20. However, the SOOR Regulation 2013 prevents the Tribunal from determining an increase based on changes in work value unless sufficient officer-related cost savings for the office holder have been achieved to fully offset the increased officer-related costs resulting from increased payment.
21. Should a case exist for the Chief Commissioner and other members of the LECC to receive additional remuneration which would result in any increase of more than 2.5 per cent, any increase can only be paid if 'officer-related cost savings for the office holder have been achieved to fully offset the increased officer-related costs' (see clause 6 of the SOOR Regulation).
22. The Chief Commissioner has not provided sufficient details on how the requested increase will be funded through officer related savings.
23. The Tribunal has previously discussed the difficulties associated with identifying and providing proof of officer related cost savings. The Tribunal has repeatedly raised concerns over the functionality of the SOOR Regulation.
24. As outlined in the 2017 determination the Tribunal has again written to the Premier on this matter and has also written to the Secretary of the Department of Premier and Cabinet (DPC).

Public Office Holders Group

25. On 6 August 2018 the Secretary of DPC advised that the automatic repeal of the SOOR Regulation has been postponed for a period of one year on the basis that it is appropriate for the Government to consider the remake of the SOOR Regulation at the same time that it considers the remake of the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014*, which is due to be repealed on 1 September 2019.
26. This is a matter for the Government and the Tribunal will continue to operate within the legislative framework, notwithstanding the limitations discussed.

Principal Claims Assessor under the *Motor Accidents Injuries Act 2017*

27. The *Motor Accidents Injuries Act 2017* (the MAI Act) commenced on 1 December 2017. It replaces the current compulsory third-party motor accidents scheme under the *Motor Accidents Compensation Act 1999* (the MAC Act). A new scheme under the MAI Act will cover persons injured in motor accidents after December 2017.
28. The MAI Act created a new office of the Principal Claims Assessor (the PCA 2017) to exercise statutory decision making powers as a Claims Assessor, and to exercise general control and direction of claims assessors appointed to determine claims assessment disputes including damages, liability, exemptions from assessment and costs. For remuneration purposes the new office is listed in Schedule 2 of the SOOR Act as the 'Principal Claims Officer under the *Motor Accident Injuries Act 2017*'.
29. The Tribunal notes that there are now two Principal Claims Officers listed in Schedule 2 of the SOOR Act – the PCA 2017 and the 'Principal Claims Officer under the *Motor Accidents Compensation Act 1999*' (the PCA 1999). The salary for the PCA 1999 is \$306,595 per annum effective from 1 July 2017.
30. The PCA 2017 has a broadly equivalent role to that of the PCA 1999. While the MAI Act commenced on 1 December 2017, the provisions of the MAC Act continue to apply to motor vehicle accidents that occurred before that date. Therefore, both PCA roles will continue for the foreseeable future.

Public Office Holders Group

31. The Tribunal understands that recruitment is underway for the PCA 1999 and PCA 2017 and one person will be appointed to perform the functions of both offices. Also, that the salary for the PCA 1999 will apply to this single appointment as it is not intended that the office holder receive double the salary for undertaking both roles. On that basis, this determination will provide for both offices to receive the one salary while ever these offices are held concurrently by the same person.
32. The Tribunal may make a determination for each office in the future if it is decided to appoint a different person to each office.

Conclusion

33. Pursuant to section 13 of the SOOR Act the Tribunal determines that the remuneration to be paid to office holders in the Public Office Holders Group on and from 1 July 2018 shall be as specified in Determination Nos. 1 and 2.

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

Public Office Holders Group

Section 5

Determinations

Determination No. 1-Public Office Holder Group

Annual determination of the remuneration of the Public Office Holder Group effective on and from 1 July 2018

| Public Office Holder (list updated) | Salary per annum |
|--|------------------|
| Public Service Commissioner | \$528,160 |
| Chief Commissioner of the Law Enforcement Commission | \$499,045 |
| Auditor General | \$491,320 |
| Ombudsman | \$490,050 |
| Commissioner, NSW Crime Commission (Note 1) | \$486,255 |
| Assistant Commissioner, NSW Crime Commission | \$460,665 |
| Full time Member and CEO, Independent Pricing and Regulatory Tribunal | \$437,940 |
| President, Mental Health Review Tribunal | \$397,630 |
| Electoral Commissioner | \$382,435 |
| Full-time Commissioner for Integrity of the Law Enforcement Conduct Commission | \$374,285 |
| Full-time Commissioner for Oversight of the Law Enforcement Conduct Commission | \$374,285 |
| Valuer General | \$353,780 |
| Workers Compensation Independent Review Officer | \$353,025 |
| Deputy President Mental Health Review Tribunal | \$347,895 |
| Information Commissioner | \$344,975 |
| Privacy Commissioner | \$332,905 |
| Mental Health Commissioner | \$320,075 |
| Parliamentary Budget Officer | \$315,480 |
| Principal Claims Assessor (<i>Motor Accidents Compensation Act 1999</i>), and Principal Claims Assessor (<i>Motor Accidents Injuries Act 2017</i>) (while ever these offices are held concurrently by the same person) | \$314,260 |
| Inspector of Custodial Services | \$304,235 |
| Small Business Commissioner | \$299,730 |
| Deputy Chairperson, Law Reform Commission | \$296,745 |

Public Office Holders Group

| Public Office Holder (list updated) | Salary per annum |
|--|------------------|
| Commissioner, Law Reform Commission | \$282,370 |
| Clerk of the Legislative Assembly | \$277,065 |
| Clerk of the Parliaments | \$277,065 |
| Registrar Workers Compensation Commission | \$277,065 |
| Executive Manager, Parliamentary Services | \$277,065 |
| Senior Arbitrator, Workers Compensation Commission (legally qualified) | \$257,160 |
| Deputy Mental Health Commissioner | \$256,280 |
| Deputy Clerk, Legislative Assembly | \$237,840 |
| Deputy Clerk, Legislative Council | \$237,840 |
| Senior Arbitrator, Workers Compensation Commission (not legally qualified) | \$236,840 |
| Arbitrator, Workers Compensation Commission (legally qualified) | \$227,055 |
| Registrar, Aboriginal Land Rights Act 1983 | \$219,725 |
| Assessor (<i>Local Court Act 2007</i>) | \$210,240 |
| Arbitrator, Workers Compensation Commission (not legally qualified) | \$204,120 |
| Chairperson, Board of the Aboriginal Housing Office | \$164,055 |
| Part-time Chairperson of a Board of Governors of a Corporation constituted by the <i>Electricity Retained Interest Corporations Act 2015</i> | \$161,535 |
| Member of the New South Wales Aboriginal Land Council (Note 2) | \$146,365 |
| Part-time Member of a Board of Governors of a Corporation constituted by the <i>Electricity Retained Interest Corporations Act 2015</i> | \$86,150 |
| Chairperson, Infrastructure NSW | \$84,435 |
| President Mental Health Review Tribunal (part time daily rate) | \$1,650 |
| Deputy President Mental Health Review Tribunal (part time daily rate) | \$1,445 |
| Assessor <i>Local Court Act 2007</i> (daily rate) | \$875 |

Note 1 The Public Office Holders of these public offices have elected to be provided with employment benefits pursuant to section 11A of the Act and the remuneration packages are listed in Determination 2.

Note 2 The Chairperson shall receive an allowance of 10% (i.e. a total of \$161,000 per annum) and the Deputy Chairperson shall receive an allowance of 5% (i.e. a total of \$153,685 per annum).

Leave Loading

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales.

Public Office Holders Group

Determination No. 2-Public Office Holder Group, Section 11a

Determination of the remuneration of Public Office Holders who have elected to be provided with employment benefits pursuant to section 11a of the SOOR Act effective on and from 1 July 2018

The Tribunal determines that the remuneration packages per annum for Public Office Holders who have elected to be provided with employment benefits pursuant to section 11A of the SOOR Act shall be:

| Public Office Holder | Remuneration |
|------------------------------------|--------------|
| Commissioner, NSW Crime Commission | \$509,125 |

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

**Public Service
Senior
Executives**

Annual
Determination

*Report and determination under
section 240 of the Statutory and
Other Offices Remuneration Act
1975*

**7 August
2018**

[NSW Remuneration Tribunals website](#)

Public Service Senior Executives

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Public Service Senior Executives

Section 1

Background

Legislative Framework

1. Senior executives employed under the *Government Sector Employment Act 2013* (GSE Act) are referred to as Public Service senior executives (PSSEs).
2. Section 35 of the GSE Act provides for the Premier (as the Minister administering the GSE Act) to determine the bands in which senior executives are to be employed. The following four bands were determined by the former Premier on 14 February 2014:

| | |
|--------|--------------------------|
| Band 4 | Secretary level |
| Band 3 | Deputy Secretary level |
| Band 2 | Executive Director level |
| Band 1 | Director Level |

3. Section 40 of the GSE Act provides for the remuneration package of a PSSE to be within the range determined under the *Statutory and Other Offices Remuneration Act 1975* (SOOR Act) for the band in which the executive is employed. Remuneration packages are expressed as a total cost of employment, whether the amount is monetary remuneration for the executive, or partly as that remuneration and partly as the cost to the employer of the executive's employment benefits.
4. Section 240 of the SOOR Act provides for the Tribunal to make an annual determination of remuneration packages for senior executives on and from 1 July in that year.
5. The Tribunal's determination provides for remuneration ranges for Bands 1 to 4 and specific remuneration packages for individual office holders identified in the determination.
6. This determination, made under Part 3B of the SOOR Act, also applies to any senior executive employed in the following aligned services:

Public Service Senior Executives

- NSW Police Force senior executive to whom Part 5 of the *Police Act 1990* applies, also the Commissioner of Police
 - NSW Health Service senior executive to whom Part 3 of Chapter 9 of the *Health Services Act 1997* applies
 - Transport Service senior executive to whom Part 7A of the *Transport Administration Act 1988* applies.
7. Executive employment arrangements for Health Service senior executives, Transport Service senior executives and NSW Police Force senior executives align with those of PSSEs to the extent provided for in the legislation governing their employment.
8. A small number of 'transitional former senior executives' and NSW Police Force senior executives continue to be eligible for remuneration packages as determined under Part 3A of the SOOR Act. The remuneration ranges in the Chief and Senior Executive Service determination apply to these people.

Government Wages Policy

9. In determining remuneration for PSSEs the Tribunal is required pursuant to section 6AA of the SOOR Act to give effect to the same policies on increases in remuneration as those that the Industrial Relations Commission (IRC) is required to give effect to under section 146C of the *Industrial Relations Act 1996* (the IR Act) when making or varying awards or orders relating to the conditions of employment of public sector employees.
10. The current policy on wages pursuant to section 146(1)(a) of the IR Act is specified in the *Industrial Relations (Public Sector Conditions of Employment) Regulation 2014* (the IR Regulation). The effect of the IR Regulation is that public sector wages cannot increase by more than 2.5 per cent. Any increase beyond 2.5 per cent can only be awarded if sufficient employee-related cost savings have been achieved to fully offset the increased employee-related costs.

Public Service Senior Executives

2017 Annual Determination

11. The Tribunal's 2017 annual determination for PSSEs dated 29 August 2017 provided for a 2.5 per cent increase in the minimum and maximum remuneration ranges for each band.
12. The increase also applied to the remuneration packages for those senior executives named in the determination.

2017 - 2018 Special Determinations

13. The Tribunal has made four special determinations, pursuant to section 24P of the SOOR Act, since the making of the 2017 annual determination.
14. On 13 November 2017, the Tribunal determined to alter the range of remuneration packages for Band 4 PSSEs to provide Mr Tim Reardon in the role of Secretary of the Department of Premier and Cabinet with a remuneration package of \$613,750 per annum plus a discretionary remuneration range of up to 12 per cent in addition to the base amount.
15. On 19 December 2017, the Tribunal determined to alter the range of remuneration packages for Band 4 PSSEs to provide Mr Rodd Staples in the role of Secretary of the Department of Transport with a remuneration package of \$555,150 per annum plus a discretionary remuneration range of up to 12 per cent in addition to the base amount.
16. On 26 March 2018, the Tribunal determined to alter the range of remuneration packages for Band 4 PSSEs to provide Mr Simon Draper in the role of Secretary of the Department of Industry with a remuneration package of \$520,050 per annum plus a discretionary remuneration range of up to 12 per cent in addition to the base amount.
17. On 25 June 2018, the Tribunal determined to alter the range of remuneration packages for Band 4 PSSEs to provide Mr Andrew Cappie-Wood in the role of Secretary of the Department of Justice with a remuneration package of \$566,550 per annum, effective from the date of his new appointment being 2 December 2018. The determination took

Public Service Senior Executives

into account the general increase the Tribunal proposed to make from 1 July 2018 and no further adjustment will be made in this determination.

18. Special determinations are published on the [NSW Remuneration Tribunals](#) website.
19. Two previous special determinations made by the Tribunal no longer apply as the executives named in the special determinations have vacated the specified roles since the making of the 2017 annual determination. Accordingly, the different remuneration packages that applied to Ms Denise Dawson in the role of Chief Financial Officer, Department of Family and Community Services and Ms Leilani Frew in the role of Executive Director, Steering Committee Chair and Strategic Lead for the WestConnex Project for the NSW Treasury have been removed from Determination No 1.

Public Service Senior Executives

Section 2

Government Submission

20. The Secretary NSW Treasury provided the Government submission to the Tribunal on 9 July 2018. Extracts appear below.

- The NSW Public Sector Wages Policy 2011, which provides that remuneration or other conditions of employment cannot increase by more than 2.5 per cent per annum unless sufficient employee related cost savings have been achieved, therefore applies.
- The Tribunal should also have regard to the economic conditions of the State and the financial position of the state. In this context the NSW economy grew by 2.9 per cent in 2016-17, above its trend rate of 2.6 per cent. The outperformance is expected to continue in the near-term with economic growth expected to remain above-trend in 2017-18, 2018-19 and 2019-20.
- More recently, the 2018-19 Budget was delivered in accordance with Government's economic and fiscal strategy that continues to support the maintenance of the State's triple-A credit rating, and ensures that State finances and services are sustainable over the long-term.
- Expenses in 2017-18 are estimated to be \$76.5 billion. Over the Budget year and forward estimates expenses are expected to grow at an average of 3.2 per cent per annum, reflecting the Government's careful management of public spending and its commitment to sustainable expense growth.
- Employee related expenses (excluding superannuation) are estimated to increase on average by 3.2 per cent per annum over the Budget year and forward estimates, at a slightly slower growth rate than previously projected. The NSW Public Sector Wages Policy, alongside productivity enhancing measures, such as digital government initiatives, have supported the government in managing employee expense growth.

Public Service Senior Executives

- Keeping expense growth below long-term average revenue growth is key to maintaining the State's strong fiscal position. The Government is committed to keeping annual expense growth below long-term average revenue growth of 5.6 per cent, consistent with the requirements of the *Fiscal Responsibility Act 2012*.
21. Having regard to the above factors the Tribunal considers that the budget position for the State of NSW supports an increase of 2.5 per cent. This increase is also consistent with wages growth for non-executive employees across the public sector.

Public Service Senior Executives

Section 3

2018 Annual Determination

General Increase

22. The Tribunal, after consulting with the Assessors and having regard to the provisions of section 6AA of the SOOR Act, determines an increase of 2.5 per cent for the remuneration package ranges for PSSE bands, effective on and from 1 July 2018. The new rates are as set out in Determination No. 1.
23. The 2.5 per cent increase also applies to those determinations for particular senior executives named in the determination.

Chief Executive Officer and Co-ordinator General, Infrastructure NSW

24. In 2017, the Tribunal received a letter from the Premier, the Hon Gladys Berejiklian MP, requesting that the Tribunal determine a different remuneration package for Mr Jim Betts in the role of Chief Executive Officer and Co-ordinator General (CEO) of Infrastructure NSW (INSW). The making of this determination was deferred so that it could be made as part of the 2018 PSSE annual determination.
25. The Tribunal currently determines remuneration for this role under Part 3A of the SOOR Act and is contained in the determination for the Chief and Senior Executive Service (SES). The 2018 SES Determination provides for the role to receive a remuneration package of \$605,500 per annum.
26. The role is currently held by Mr Jim Betts under transitional employment arrangements. The Premier has advised that Mr Betts' current contract of employment will expire on 28 November 2018, and that she intends to appoint Mr Betts for a further two year term from 29 November 2018 to 28 November 2020. Mr Betts will become a PSSE on the commencement of his new term appointment and will require a remuneration package consistent with remuneration packages for PSSEs.

Public Service Senior Executives

27. INSW is established under the *Infrastructure NSW Act 2011* to provide independent advice to assist the NSW Government in identifying and prioritising the delivery of major infrastructure across NSW for economic growth and social wellbeing. The CEO INSW reports to the Premier.
28. The Premier has advised that securing Mr Betts for a further term as CEO is essential to the successful delivery of the high profile projects referred to INSW. Mr Betts' distinguished career and exceptionally high standard of delivery and significant achievements whilst in the role of CEO is essential for the continued delivery of critical infrastructure for NSW.
29. In accordance with the Premier's request the Tribunal is of the view that Mr Betts should retain his current remuneration package and the Tribunal determines that he receive a remuneration package of \$605,500 per annum from the commencement of his new term appointment on 28 November 2018.
30. This determination for Mr Betts in the role of CEO INSW is made in accordance with section 24R(3)(a) of the SOOR Act, which provides for the Tribunal to fix a remuneration package for a particular senior executive named in the determination. Consistent with the Premier's request, this determination is personal to Mr Betts and is not a determination that applies to the office of CEO INSW or to future appointments to the role.

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Gellman AM

Dated: 7 August 2018

Public Service Senior Executives

Section 4

Determination No.1-Remuneration Package Ranges for the PSSEs

The Tribunal determines that the remuneration package ranges for Public Sector Senior Executive Bands and different remuneration packages that apply to particular senior executives named effective on and from 1 July 2018 shall be:

| Public Sector Senior Executive Bands | | | |
|--------------------------------------|-----------------|----|-----------|
| Band | Per annum range | | |
| Band 4 - Secretary level | \$475,151 | to | \$548,950 |
| Band 3 - Deputy Secretary level | \$337,101 | to | \$475,150 |
| Band 2 - Executive Director level | \$268,001 | to | \$337,100 |
| Band 1 - Director level | \$187,900 | to | \$268,000 |

| Different remuneration packages that apply to the particular senior executives named |
|--|
| Band 4 – Secretary level |
| Mr Tim Reardon, Secretary, Department of Premier and Cabinet: \$629,100 per annum, plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Mr Michael Pratt, Secretary of the NSW Treasury: \$592,300 per annum, plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Mr Mark Scott, Secretary, Department of Education: \$588,350 per annum, plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Mr Michael Coutts-Trotter, Secretary, Department of Family and Community Services: \$569,050 per annum plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Mr Rodd Staples, Secretary, Transport for NSW: \$569,050 per annum. plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Ms Elizabeth Koff, Secretary, Ministry of Health: \$569,050 per annum, plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Mr Andrew Cappie-Wood, Secretary, Department of Justice: \$566,550 per annum. |
| Mr Martin Hoffman, Secretary, Department of Finance, Services and Innovation: \$533,050 per annum. plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Mr Simon Draper, Secretary, Department of Industry: \$533,050 per annum plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Ms Carolyn McNally, Secretary, Department of Planning and Environment: \$533,050 per annum, plus a discretionary remuneration range of up to 12 per cent in addition to the base remuneration. |
| Band 3 – Deputy Secretary level |
| Mr Craig van der Laan, Chief Executive Officer, Barangaroo Delivery Authority: \$608,500 per annum, plus a discretionary remuneration range of 12 per cent in addition to the base remuneration. |
| Mr Jim Betts, Chief Executive Officer and Co-ordinator General, Infrastructure NSW: \$605,500 per annum. |
| Mr David Riches, Head, Projects NSW, Infrastructure NSW: \$590,750 per annum. |
| Ms Sandra Chipchase, Chief Executive Officer, Destination NSW: \$520,350 per annum. |
| Dr Nigel Lyons, Deputy Secretary, Strategy and Resources, Ministry of Health: \$520,350 per annum. |
| Band 2 – Executive Director level |
| Mr Tim O'Connor, Executive Director, Criminal Investigations, NSW Crime Commission: \$399,500 per annum. |
| Mr Jon Spark, Executive Director, Financial Investigations, NSW Crime Commission: \$370,250 per annum. |
| Mr Stephen Loquet, Chief Information Officer, Department of Education: \$369,600 per annum. |

Public Service Senior Executives

The Statutory and Other Offices Remuneration Tribunal

Signed

Richard Grellman AM

Dated: 7 August 2018

COUNCIL NOTICES

SHOALHAVEN CITY COUNCIL

ROADS ACT 1993

Naming of Roads

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

| Name | Locality |
|---|-----------|
| NETHERCOTE STREET | Mollymook |
| Description | |
| New road created within the subdivision of Lot 61 DP 569244 & Lot 5 DP 230931, off Ilett Street in a westerly direction, looping around to Bendoura Street. | |

| Name | Locality |
|---|-----------|
| BENDOURA STREET | Mollymook |
| Description | |
| New road created within the subdivision of Lot 5 DP 230931, off Nethercote Street in a westerly direction and ending in a cul-de-sac. | |

| Name | Locality |
|--|-----------|
| TANJA RISE | Mollymook |
| Description | |
| New road created within the subdivision of Lot 5 DP 230931, between Bendoura Street and Nethercote Street. | |

RUSS PIGG, General Manager, Shoalhaven City Council, PO Box 42, NOWRA NSW 2541

GNB Ref: 0175

[n2018-2716]

PRIVATE NOTICES

Company Notices

NOTICE OF VOLUNTARY LIQUIDATION

WALLSEND BOWLING CLUB CO-OP LIMITED
(IN LIQUIDATION) NSWC 00531

Notice is hereby given that at a meeting of board of directors of the abovenamed co-operative held on the 8 August 2018, the following special and ordinary resolutions respectively were passed:

"That the co-operative be wound up as a members voluntary liquidation" and "That Ronald John Dean-Willcocks be appointed Liquidator of the co-operative".

DATED this 9th day of August 2018

Ronald John Dean-Willcocks
Liquidator
DW Advisory
GPO Box 7021
SYDNEY NSW 2001
Tel: (02) 9234 0444

[n2018-2717]

Other Private Notices

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Members of Churches of Christ Property Trust

AT the Conference of the Churches of Christ in NSW – held on 12 May 2018 at The Tops Conference Centre, 51 Bendena Gardens Road, Stanwell Tops NSW 2508 – an election of a member to the Churches of Christ Property Trust was held pursuant to the provisions of Section 15 of the Act and accordingly -

Patricia Chan, c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138

- was appointed as a member of The Churches of Christ Property Trust.

As a result of the member appointment, the following persons comprise and are registered as Trustees of The Churches of Christ Property Trust under the said Act:

| | |
|------------------------|--|
| Andrew BILLING | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Patricia Chan | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Damien HANNES | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Richard REEVE | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Steven MARTIN | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Philip SMITH | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Shamus TOOMEY | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; |
| Wilhelmus VAN DEN BERG | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138; & |
| Allan VINCENT | c/- Level One, No. 3 Rider Boulevard, RHODES NSW 2138. |

Dated at Rhodes, this Twenty-First Day of June 2018

Shamus TOOMEY,
Registrar

[n2018-2718]