



# *Government Gazette*

of the State of

New South Wales

**Number 269–Other**

**Friday, 16 October 2020**

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**CHARITABLE TRUSTS ACT 1993**  
**NOTICE UNDER SECTION 15**  
**CY PRES SCHEME RELATING TO**  
**THE ESTATE OF THE LATE FLORENCE HELEN DUNN**

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

Under clause 4(r) of the Will of the late Florence Helen Dunn, which was executed on 2 March 2016, Ms Dunn bequeathed the residue of her estate to the Sydney Anglican Home Mission Society Council ('the Council') trading as (Anglicare) Respite Care for the purpose of the Kingsdene Respite Cottages ('the Cottages'). The bequest has an estimated value of \$498,000.00.

The Council ceased to exist after the execution of the testatrix's Will. The Cottages ceased to exist when Anglican Community Services trading as Anglicare Sydney ceased management of the Cottages. A gift to an institution that has ceased to exist, but which manifests a general charitable intention, may be applied, *cy pres*, in a manner which most nearly approximates the charitable purpose of the donor.

Anglicare Sydney's Out of Home Care Respite program has been identified as the service whose charitable activities most closely align with the charitable purpose of the testator. The Program provides services for the benefit of carers and families of young persons with disabilities and in difficult caring situations. The Program provides a respite service that aims to offer parents and guardians of high needs children a break from daily demands.

In circumstances where the gift in clause 4(r) of the Will cannot be applied to the Council for the purpose of the Cottages, due to the cessation of the Council and the Cottages, the Solicitor General, as the Attorney General's delegate, has determined that this is an appropriate matter in which the Attorney General should approve the establishment of a cy pres scheme under s 12(1)(a) of the *Charitable Trusts Act 1993*.

The proposed scheme would permit the gift in clause 4(r) of the Will to the Council for the purpose of the Cottages to be paid to Anglicare Sydney for the purpose of its Out of Home Care Respite program.

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

*Signed*



**Lida Kaban**

General Counsel, Department of Communities and Justice

**DATE:** 13 October 2020

## ANGLICAN CHURCH OF AUSTRALIA (BODIES CORPORATE) ACT 1938

Newcastle Anglican Corporation Order 2020

### Explanatory Note for Order

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The object of this Order is to declare that the body corporate previously constituted as the “Newcastle Anglican Church Corporation” pursuant to section 4 of the *Anglican Church of Australia (Bodies Corporate) Act 1938 (NSW)* shall now be known as the “Newcastle Anglican Corporation”.

The relevant ordinance effecting this amendment is the ***Newcastle Anglican Church Corporation Ordinance 2017 Governance Amendment Ordinance 2020***.

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### Newcastle Anglican Corporation Order 2020 under the Anglican Church of Australia (Bodies Corporate) Act 1938 (NSW)

#### 1. Name of Order

This order is the *Newcastle Anglican Church Corporation Order 2020*.

#### 2. Newcastle Anglican Corporation

It is declared that the body corporate constituted as the “Newcastle Anglican Church Corporation” under the *Newcastle Anglican Church Corporation Ordinance 2017* shall be known, from 1 October 2020, as the “Newcastle Anglican Corporation” in accordance with the ***Newcastle Anglican Church Corporation Ordinance 2017 Governance Amendment Ordinance 2020***.

Linda Wilson, Corporation Secretary, Anglican Diocese of Newcastle,  
Diocesan Office, 134 King Street, Newcastle NSW 2300.  
13 October 2020

## **ASSOCIATIONS INCORPORATION ACT 2009**

Cancellation of registration pursuant to section 80

TAKE NOTICE that **SAPPHIRE COAST TURF CLUB INCORPORATED Y2106502** became registered under the Corporations Act 2001 as **SAPPHIRE COAST TURF CLUB LTD ACN 642 528 283**, a company limited by guarantee, on 28 September 2020, and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Diane Duggan  
Delegate of the Commissioner,  
NSW Fair Trading  
14 October 2020

**EXEMPTION NO. 010/20**

***Work Health and Safety Regulation 2017***

**Australian Association of Live Steamers**

I, Rose Webb, Deputy Secretary, Better Regulation Division, Department of Customer Service, pursuant to clause 684 of the *Work Health and Safety Regulation 2017* (the Regulation) grant exemption from compliance with the requirements set out in Subdivision 2 of Division 3 of Part 5.2 of the Occupational Health and Safety Regulation 2001, which pursuant to clause 702A (2) of the Regulation continue to apply to any item of plant until 1 January 2021 as if the Occupational Health and Safety Regulation 2001 had not been repealed, to members of the **Australian Association of Live Steamers Ltd (ABN: 81 107 882 404) (AALS)** for the operation of miniature trains and railway systems described in Schedule 1, subject to the conditions in Schedule 2.

This Exemption is made by SafeWork NSW on its own initiative.

**SCHEDULE 1**

This exemption applies to miniature trains and railway systems that meet the definition of an amusement device under the Occupational Health and Safety Regulation 2001 and are owned and operated by AALS members.

**SCHEDULE 2**

1. The miniature trains travel at a speed not exceeding 20 km/h and the track gauge does not exceed 205mm.
2. Nothing in this exemption affects any other applicable requirements imposed by law.

This exemption shall remain in force from 31 October 2020 to 01 January 2021.

Rose Webb  
Deputy Secretary, Better Regulation Division  
**Department of Customer Service**

## **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.

<b>FAR WEST HACC SERVICES INCORPORATEDQ</b>	<b>Y0502016</b>
<b>THE LAPEROUSE EDUCATION FUND INCORPORATED</b>	<b>INC1701631</b>
<b>STEVE KELLY MINISTRIES INCORPORATED</b>	<b>Y2743122</b>
<b>GLOBAL WAVE MINISTRIES INCORPORATED</b>	<b>INC9877381</b>
<b>ENDEAVOUR SENIORS COMPUTER CLUB INCORPORATED</b>	<b>Y2852802</b>
<b>PRIMARY TEACHERS' NETWORK INC</b>	<b>INC9894159</b>

Cancellation is effective as at the date of gazettal.

Dated this 14<sup>th</sup> day of October 2020

Diane Duggan  
Delegate of the Commissioner for Fair Trading  
Department of Customer Service

## FORESTRY ACT 2012

### NOTICE UNDER SECTIONS 16 AND 20 REVOKING SPECIAL MANAGEMENT ZONES AND SETTING APART FLORA RESERVES

I, the Honourable Margaret Beazley AC QC, Governor of the State of New South Wales, in pursuance of sections 16 and 20(1) of the *Forestry Act 2012*, revoke the declarations of State forests as special management zones that fall within the areas of land described in Schedules 1 to 6 to this notice, and set apart the State forests described in Schedules 1 to 6 as flora reserves for the preservation of native flora.

Dated 16 September 2020

MARGARET BEAZLEY  
Her Excellency The Honourable Margaret Joan Beazley, AO  
Governor of New South Wales

#### Schedule 1

Eastern Division

*Land District of Moss Vale and Picton*

*Local Government Area of Wingecarribee*

Jellore Flora Reserve No. 196 having an area of about 1400 hectares, in the Parish of Jellore, County Camden, being the whole of Jellore State Forest No. 1045 dedicated 6 December 1985.

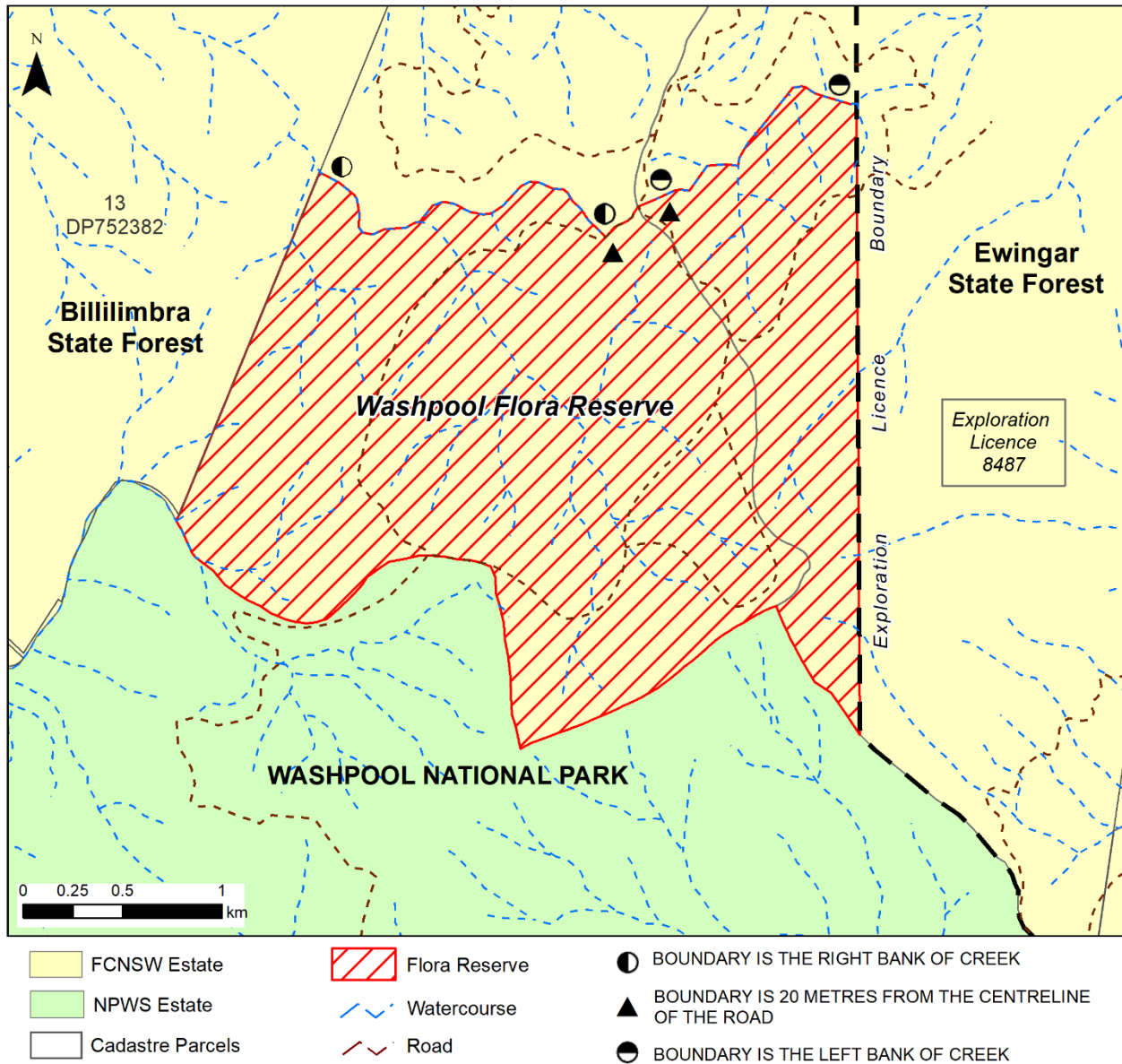
*Papers:* NPWS/EF14/7104

## Schedule 2

### Eastern Division

*Land District of Tenterfield and Grafton Local Government Area of Tenterfield and Clarence Valley*

Washpool Flora Reserve No. 200 having an area of about 725 hectares in the Parishes of Malara, Carnham and Churchill, County Drake, being part of Billilimbra State Forest No. 815 dedicated 9 September 1927 and part of Ewingar State forest No. 845, No 1 Extension dedicated 2 August 1968 and shown by red hatching on the diagram below.



*Papers: NPWS/EF18/8692*



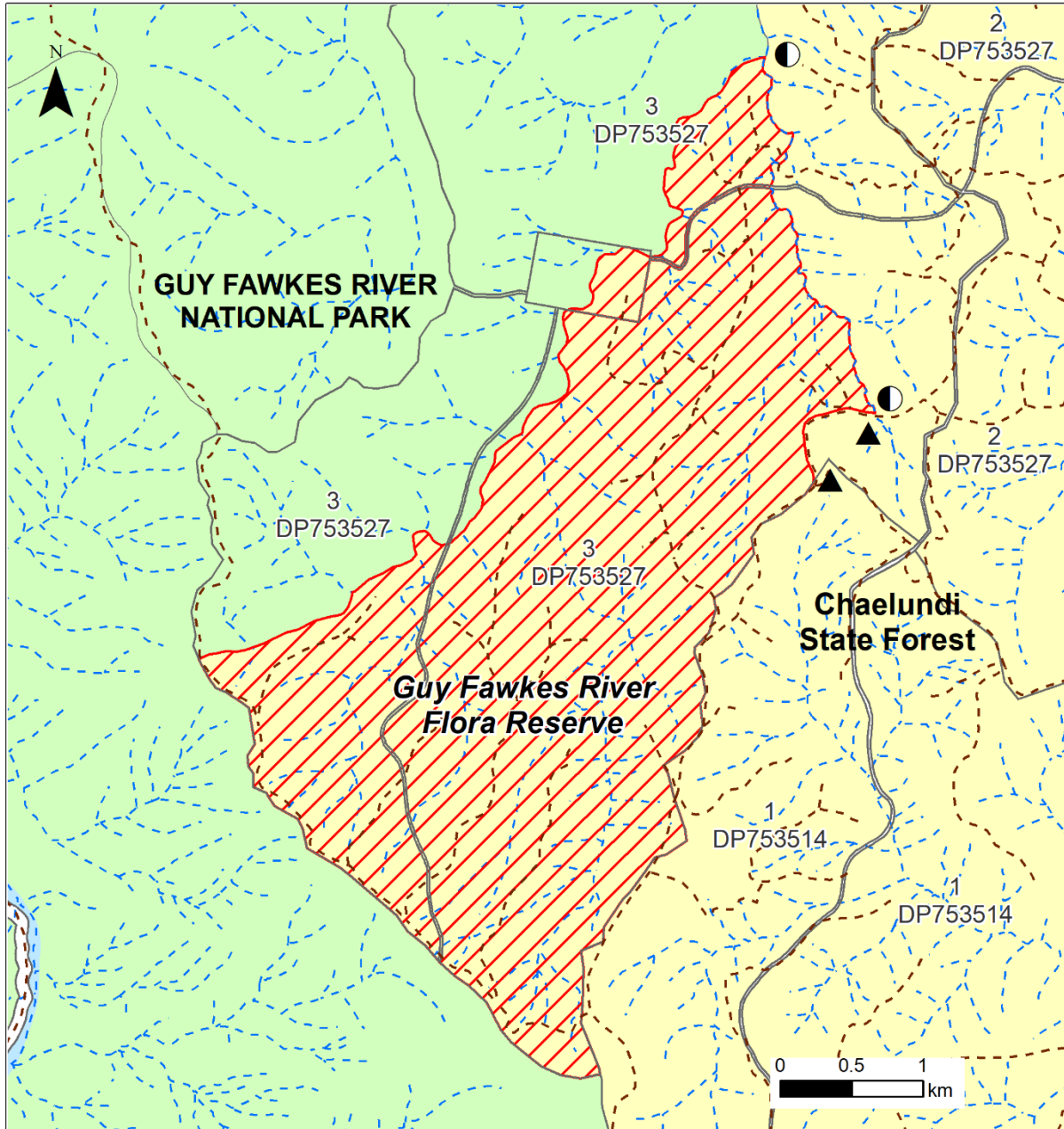
### Schedule 3

Eastern Division

Land District of Grafton

Local Government Area of Clarence Valley

Guy Fawkes River Flora Reserve No. 199 having an area of about 1304 hectares in the Parishes of Marengo and Chandler, County Gresham, being part of Chaelundi State Forest No 996, dedicated 14 September 1973 and shown by red hatching on the diagram below.



- |                  |               |   |
|------------------|---------------|---|
| FCNSW Estate     | Flora Reserve | BOUNDARY IS THE RIGHT BANK CREEK                      |
| NPWS Estate      | Road          | BOUNDARY IS 20 METRES FROM THE CENTRELINE OF THE ROAD |
| Cadastre Parcels | Watercourse   |   |

Papers: NPWS/EF16/14005

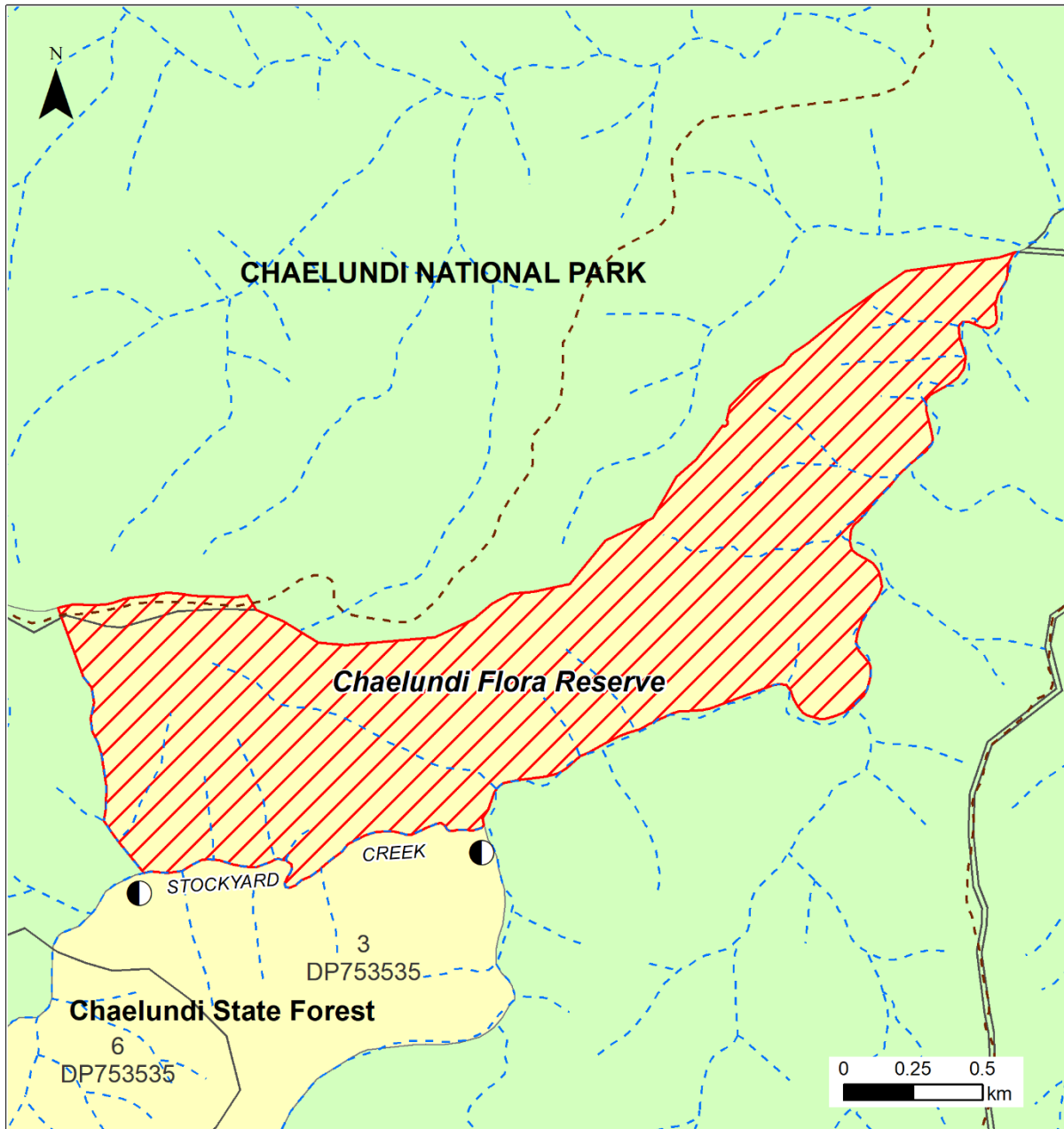
# Schedule 4

Eastern Division

Land District of Grafton

Local Government Area of Clarence Valley

Chaelundi Flora Reserve No. 198 having an area of about 274 hectares in the Parish of Sturt, County Gresham being part of Chaelundi State Forest No. 996 No 3 extension dedicated 5 June 1981 and shown by red hatching on the diagram below.



- |                  |               |   |
|------------------|---------------|---|
| FCNSW Estate     | Flora Reserve | BOUNDARY IS THE RIGHT BANK OF STOCKYARD CREEK |
| NPWS Estate      | Road          |   |
| Cadastre Parcels | Watercourse   |   |

Papers: NPWS/EF17/10882

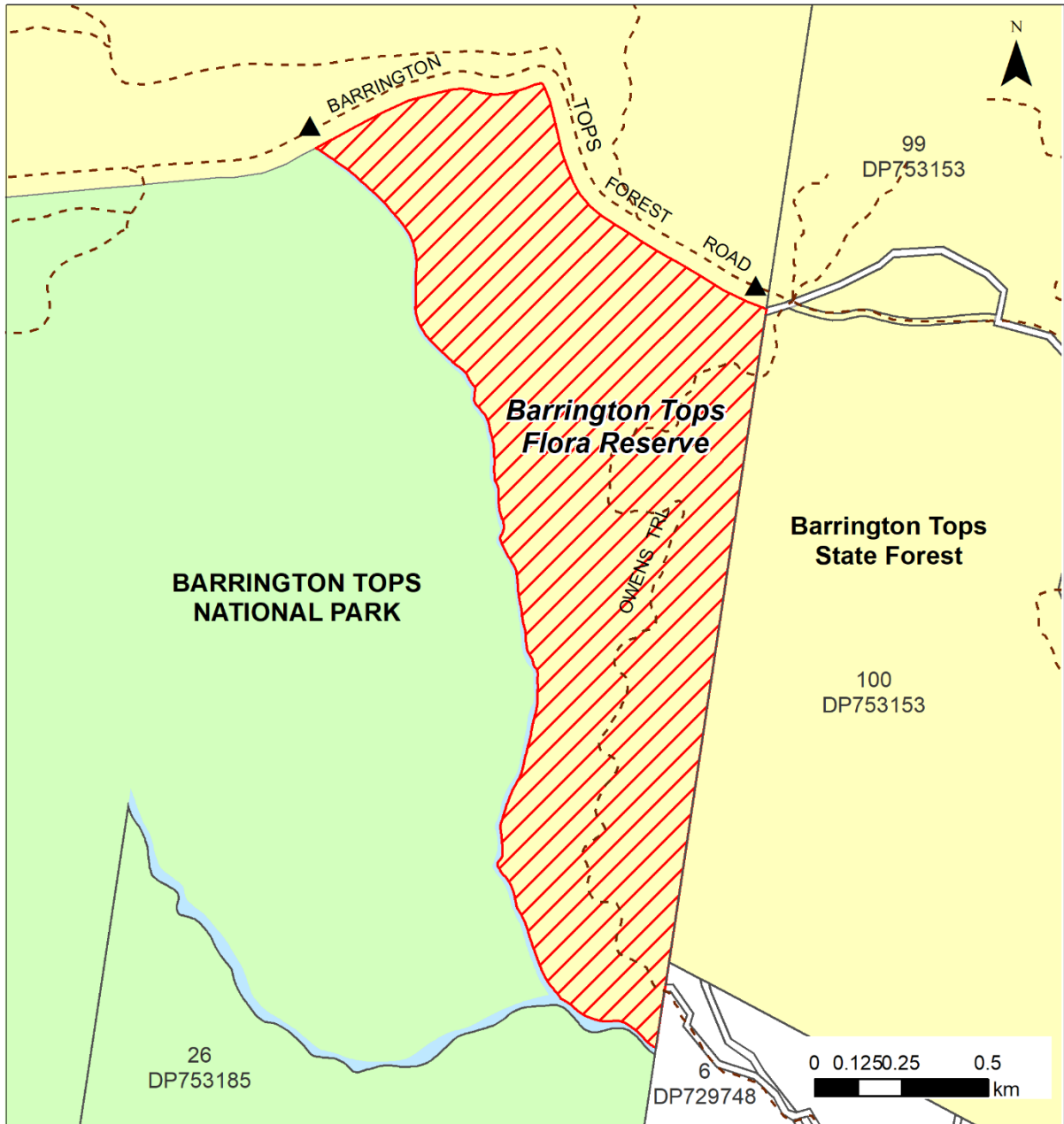
# Schedule 5




Eastern Division



Land District of Gloucester

Local Government Area of Mid-Coast

Barrington Tops Flora Reserve No. 194 having an area of about 163 hectares in the Parish of Milli, County Gloucester, being part of Barrington Tops State Forest No. 977 No 4 Extension dedicated 18 January 1974 and shown by red hatching on the diagram below.



-  FCNSW Estate
-  NPWS Estate
-  Cadastre Parcels

-  Flora Reserve
-  Road

▲ BOUNDARY IS 50 METRES FROM THE CENTRELINE OF THE ROAD.

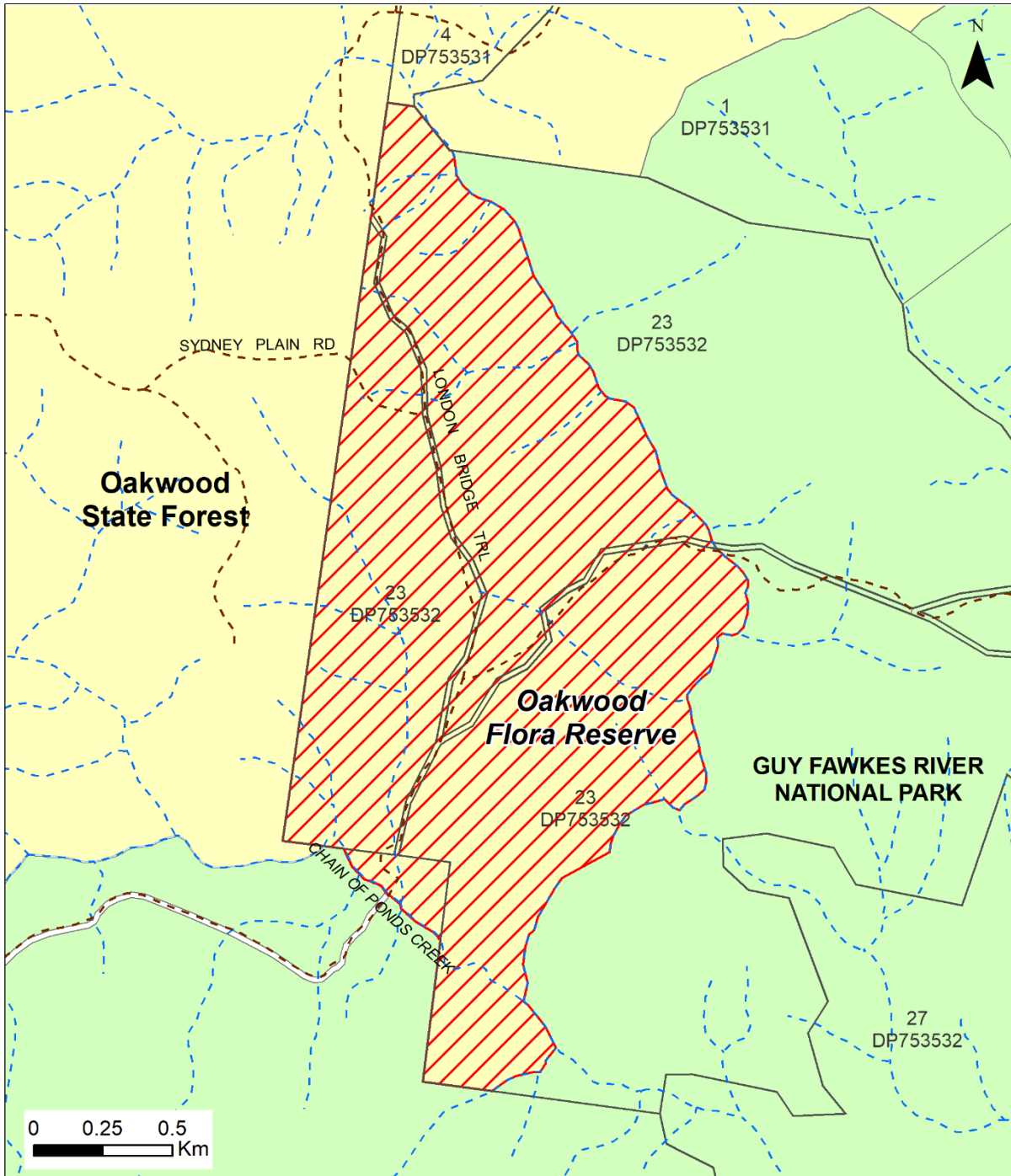
Papers: NPWS/EF18/8525

# Schedule 6

## Eastern Division

### Land District of Glen Innes Local Government Area of Glen Innes Severn

Oakwood Flora Reserve No. 193 having an area of about 318 hectares in the Parishes of Sara and Willy, County Gresham, being part of part Oakwood State Forest No. 555 dedicated 12 October 1917 and part Oakwood State Forest No. 555 No. 5 extension dedicated 16 January 1987 and shown by red hatching on the diagram below.



Papers: NPWS/EF17/10874

**PIPELINES ACT 1967**

**NOTIFICATION OF VESTING OF EASEMENTS OVER LANDS**

**PIPELINE LICENCE NO.16 – VARIATION NO. 10**

I, Matt Kean, Minister for Energy and Environment, pursuant to Sections 21 and 61 of the *Pipelines Act 1967*, hereby declare:

1. that the easements over lands described in Schedule 1 are vested in East Australian Pipeline Pty Limited (ACN 064 629 009) for the purposes of, and incidental to, the construction and operation of Pipeline Licence No.16; and
2. the restrictions as to user set out in Schedule 2 have effect in respect of the lands described in Schedule 1.

Signed this                      14th day of October                      2020.

**The Hon Matt Kean MP**  
**Minister for Energy and Environment**

## **SCHEDULE 1**

### **EASEMENTS FOR PIPELINE TO BE VESTED IN THE LICENSEE**

Easement over pieces or parcels of land as described in Deposited Plan 1263373, Deposited Plan 1261085, Deposited Plan 1261086, Deposited Plan 1261088, Deposited Plan 1261089, Deposited Plan 1261090 and Deposited Plan 1263379 as lodged and registered with NSW Land Registry Services.

## **SCHEDULE 2**

### **RESTRICTIONS AS TO USER**

Without affecting the generality of any requirement imposed by the *Pipelines Act 1967* or *Pipelines Regulation 2013*, the owner or occupier of land over which there is an easement for pipeline must not within the easement, except with the prior consent in writing of the person in whom the easement is vested:

- (a) Excavate (including blasting), drill or dig.
- (b) Erect, place or permit to be erected or placed any building, structure (including fence posts), plant, apparatus or equipment, earthworks, utility services or other improvements whether permanent or temporary on, over or under the land.
- (c) Alter or disturb existing levels, contours or gradients.
- (d) Plant or cultivate any tree within 3 metres of the pipeline or any apparatus or works.
- (e) Place on or use any part of the servient tenement for the transport, carriage or support of any heavy object, vehicle or implement, which could in any way cause or be likely to cause damage to the pipeline.
- (f) Undertake any other activity that represents a danger to the pipeline or is a danger to the operation of the pipeline or its apparatus or works including signs, vent pipes and cathodic protection systems including anode beds and electrolysis test points.

**PIPELINES ACT 1967**

**INSTRUMENT OF GRANT OF VARIATION OF LICENCE AREA  
FOR PIPELINE LICENCE**

**LICENCE NO. 16 – VARIATION NO. 10**

East Australian Pipeline Pty Limited (EAPL) (ACN 064 629 009), having been granted Pipeline Licence No.16 under Section 14 of the *Pipelines Act 1967* (the Act) on 28 May 1997, has applied in accordance with the provisions of Section 18 of the Act for a minor variation (s.18(5)) of the licence area by including additional lands as described in Schedule 1.

This application complies with the provisions of the Act and the Pipelines Regulation 2013. I, Matt Kean, Minister for Energy and Environment, pursuant to Section 19(1) of the Act, do grant Variation No. 10 to Licence No. 16 to EAPL, effective from my signing of this Instrument.

Signed on this

14th day of October 2020.

**The Hon Matt Kean MP  
Minister for Energy and Environment**

## **SCHEDULE 1**

### **TO BE INCLUDED IN THE LICENCE AREA FOR PIPELINE LICENCE 16**

All the lands that are the subject of easements described in Deposited Plan 1263373, Deposited Plan 1261085, Deposited Plan 1261086, Deposited Plan 1261088, Deposited Plan 1261089, Deposited Plan 1261090 and Deposited Plan 1263379 as lodged and registered with NSW Land Registry Services.