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SUBORDINATE LEGISLATION ACT 1989

Environment Protection Authority

Dangerous Goods (Road and Rail) Transport Regulation 2022

Notice is hereby given, under section 5(2)(a) of the Subordinate Legislation Act 1989, that consultation on the draft Dangerous Goods (Road and Rail) Transport Regulation 2022 (draft Regulation) is required in accordance with section 5 of the Subordinate Legislation Act 1989 and will commence on 4 April 2022.

The draft Regulation contains matters that are required or permitted to be prescribed under the *Dangerous Goods (Road and Rail) Transport Act 2008* (the Act) or that are necessary or convenient to be prescribed for giving effect to the Act. The draft Regulation remakes the Dangerous Goods (Road and Rail) Transport Regulation 2014.

For information, including the Regulatory Impact Statement and other supporting documentation, and to provide comments on the draft Regulation please see yoursay.epa.nsw.gov.au. Comments are due by 6 May 2022.

Dated 1 April 2022

Jacquelyn Miles
Director Regulatory Policy and Reform
Environment Protection Authority

Order conferring Biodiversity Certification – Woodbury Ridge Estate

Under section 8.2 of the *Biodiversity Conservation Act 2016*

Under section 8.2 of the Act, I Dean Knudson, Deputy Secretary, Department of Planning and Environment, as delegate of the Minister for Environment and Heritage, confer Biodiversity Certification on the Certified Land.

Under section 8.7(1) of the Act, I am satisfied having considered the Biodiversity Certification Assessment Report, that the approved conservation measures under the Biodiversity Certification adequately address the likely impacts on biodiversity values of the Biodiversity Certification of the Certified Land.

Under section 8.3 of the Act, I specify the measures listed in Schedule 3 of the Order as approved conservation measures under this Biodiversity Certification.

Under section 8.3(3)(c) of the Act and clause 8.1 of the Regulation, I specify the measures listed in Schedule 4 of the Order as other approved measures to avoid or minimise impacts of clearing, loss of habitat and serious and irreversible impacts.

Under section 8.3(3)(a) and (b) of the Act, I specify the requirements listed in Schedule 4 of the Order as to the timing, monitoring, reporting and auditing of the implementation of the approved and other approved conservation measures.

Under section 8.9(1) of the Act, I identify the parties to the Biodiversity Certification in Schedule 5 of the Order.

Under section 8.2 of the Act, I determine that Biodiversity Certification of the Certified Land is to take effect from the date of publication of the Order in the NSW Government Gazette and is to remain in force indefinitely pursuant to section 8.10(1) of the Act.

Under section 8.12 of the Act, the Order will be reviewed every 5 years or at the discretion of the Minister.



DEAN KNUDSON

Deputy Secretary, Department of Planning and Environment
as a delegate of the Minister for Environment and Heritage

Signed this 1st day of April 2022

Definitions

In this Order:

“**Act**” means the *Biodiversity Conservation Act 2016* (NSW)

“**Approved Conservation Measures**” means any of the measures set out at section 8.3(2) of the Act.

“**Biodiversity Certification**” has the same meaning as in section 8.2 of the Act.

“**Biodiversity Credit**” means a biodiversity credit created under Part 6 Division 4 of the Act and includes a reference to an Ecosystem Credit and a Species Credit.

“**Biodiversity Stewardship Agreement**” has the same meaning as in section 1.6 of the Act.

“**Certified Land**” means the land marked as “Certified Land” shown in Schedule 2 of this Order.

“**Community Management Statement**” means the management statement under the *Community Land Development Act 2021* for the relevant scheme on the Certified Land under that Act.

“**Effective Date**” means the date on which Biodiversity Certification is conferred by the Minister on the Certified Land.

“**Environment Agency Head**” has the meaning given in section 6.1 of the Act.

“**Minister**” means the Minister of the State of New South Wales administering the Act and includes his or her successors in office and where not repugnant to the context includes the servants and agents of the Minister.

“**Other Approved Measures**” means any of the measures set out at section 8.3(3) of the Act and clause 8.1 of the Regulation.

“**Proponent**” has the same meaning as in Schedule 5 of this Order.

“**Proposed Biodiversity Stewardship Site**” means the land marked as such in Schedule 2B which is intended to be a ‘biodiversity stewardship site’ within the meaning of section 1.6 of the Act.

“**Regulation**” means the *Biodiversity Conservation Regulation 2017* (NSW)

“**Section 88E instrument**” means an instrument established in accordance with section 88E of the *Conveyancing Act 1919*.

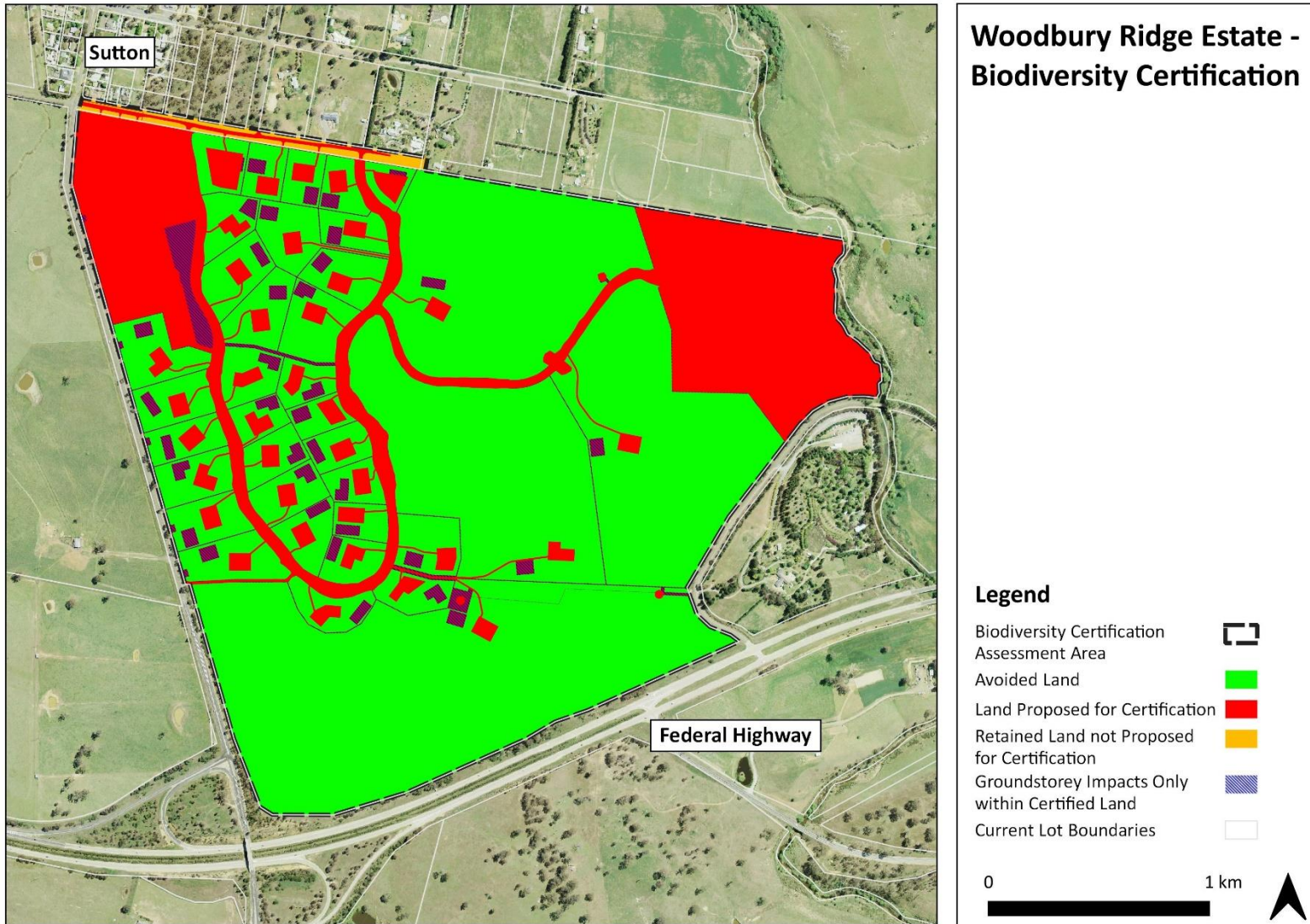
“**Subdivision Certificate**” means a certificate issued under the provisions of section 6.15 of the *Environmental Planning and Assessment Act 1979*.

Schedule 1 – Description of the Certified Land

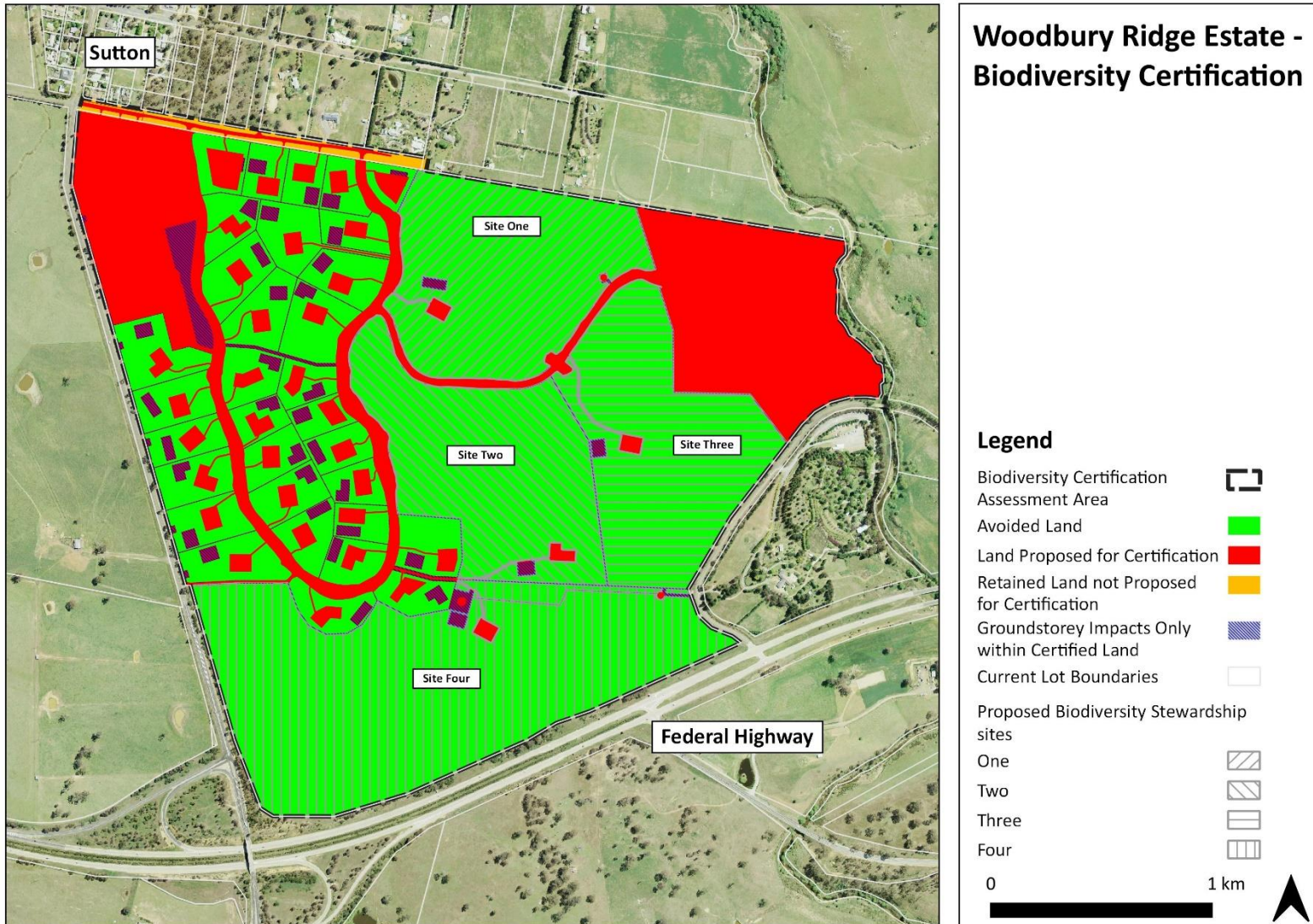
Lots within deposited plans	
DP Number	Lot
Lot 1	DP 1272209

Schedule 2 – Maps of the Woodbury Ridge Estate Biodiversity Certification

Schedule 2A



Schedule 2B



Note: Proposed Biodiversity Stewardship Sites in Schedule 2B have been nominally ordered for the purpose of identification only in this document and may not reflect the actual order in which the sites are established or later labelled.

Schedule 3 – Approved Conservation Measures

The approved conservation measures are:

1. The retirement of the Biodiversity Credits set out at Schedule 4A, Table 1.

Schedule 4 – Other Approved Measures

The other approved measures are:

- a) The preparation and registration of a Community Management Statement and by-laws applicable to the Certified Land, including provisions for the retention of overstorey vegetation that is specified as 'groundstorey impact only areas' within the Certified Land as identified in Schedule 2A.
- b) Preparation and registration of Section 88E instrument(s) applicable to the Certified Land.
- c) Requirements as to the timing of implementation of the conservation measures set out at Schedule 4A below.

Schedule 4A - Timing

Timing of retirement of biodiversity credits

- a) All Biodiversity Credits must be retired upon issue of the first Subdivision Certificate and establishment of the four (4) proposed Biodiversity Stewardship Sites.
 - i. If, after 2 calendar years from the Effective Date, the total amount of Biodiversity Credits specified at Table 1 have not been retired, the Proponent must, retire all outstanding Biodiversity Credits specified at Table 1 within fourteen (14) days.
- b) Proof of issue of the first Subdivision Certificate must be provided to the Minister in writing within fourteen (14) days of issue.
- c) Proof of entry into any or all of the four (4) proposed Biodiversity Stewardship Agreements must be provided to the Minister in writing within fourteen (14) days of execution.
- d) Proof of record of the retirement of Biodiversity Credits must be provided to the Minister in writing within fourteen (14) days after retirement of the Biodiversity Credits.

Table 1: Biodiversity Credits to be retired by the Proponent

Ecosystem Credits		Species Credits			Total Biodiversity Credits to be retired
PCT 1093	PCT 1330	Superb Parrot	Silky Swainson-pea	Golden Sun Moth	
37	98	87	12	419	653

Schedule 5 – Parties to the Biodiversity Certification

Party name	ACN/ABN (if relevant)
<p style="text-align: center;">Robyn Janette Holden, Peter Wayne Cartwright, and William Paul Cartwright, As joint executors of the Estate of the late W.A. Cartwright</p>	

NATIONAL PARKS AND WILDLIFE ACT 1974

**REVOCATION OF PART OF THE LAND PROCLAIMED AS
BUCKENBOWRA WILDLIFE REFUGE**

I, the Honourable Margaret Beazley AC QC, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the *National Parks and Wildlife Act 1974*, with the consent of every owner and occupier do, by this my Proclamation revoke part of the lands described as **Buckenbowra Wildlife Refuge** and notified in Government Gazette No. 141 of 9 November 1973.

SIGNED and SEALED at Sydney this 16th day of February 2022



MARGARET BEAZLEY
Governor

By Her Excellency's Command



The Hon. James Griffin MP
Minister for Environment and Heritage

GOD SAVE THE QUEEN!

Description

Land District – Batemans Bay

Council – Eurobodalla

County of St Vincent, Parish of West Nelligen, approximately 255.81 hectares, being Lots 65, 66, and 103 DP755969 and Lot 1 DP703616, BCT DOC21/313629-3

NATIONAL PARKS AND WILDLIFE ACT 1974

**REVOCATION OF PART OF THE LAND PROCLAIMED AS
WYANAWAH WILDLIFE REFUGE**

I, the Honourable Margaret Beazley AC QC, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the *National Parks and Wildlife Act 1974*, with the consent of every owner and occupier do, by this my Proclamation revoke part of the land described as **Wyanawah Wildlife Refuge** and notified in Government Gazette No. 143 of 10 December 1971.

SIGNED and SEALED at Sydney this *16th* day of *February* 2022


MARGARET BEAZLEY
Governor

By Her Excellency's Command


The Hon. James Griffin MP
Minister for Environment and Heritage

GOD SAVE THE QUEEN!

Description

Land District – Albury Council – Greater Hume Shire, Wagga Wagga

County of Goulburn, Parish of Jerra Jerra, approximately 113.86 hectares, being Lot 202 of DP 753344, BCT DOC21/313629-9

NATIONAL PARKS AND WILDLIFE ACT 1974

**REVOCATION OF PART OF THE LAND PROCLAIMED AS
MONTARNA WILDLIFE REFUGE**

I, the Honourable Margaret Beazley AC QC, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the *National Parks and Wildlife Act 1974*, with the consent of every owner and occupier do, by this my Proclamation revoke part of the land described as **Montarna Wildlife Refuge** and notified in Government Gazette No. 126 of 17 September 1982.

SIGNED and SEALED at Sydney this 16th day of February 2022



MARGARET BEAZLEY
Governor

By Her Excellency's Command



The Hon. James Griffin MP
Minister for Environment and Heritage

GOD SAVE THE QUEEN!

Description

Land District - Western District Administration

Council - Wentworth

County of Wentworth, Parish of Paringi, approximately 3517.11 hectares, being Lot 62 of DP 822044, BCT DOC21/313629-15