



# *Government Gazette*

of the State of

New South Wales

**Number 148–Other**  
**Friday, 31 March 2023**

---

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

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of the notice and can be used as a reference for that notice (for example, (n2019-14)).

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

To submit a notice for gazettal, see the Gazette page.

## **ASSOCIATIONS INCORPORATION ACT 2009**

Cancellation of registration pursuant to section 80

TAKE NOTICE that **WAR CHILD ASSOCIATION INCORPORATED - INC9878002** became registered under the Corporations Act 2001 as **WAR CHILD AUSTRALIA LIMITED - ACN 637 990 713** a company limited by guarantee, on 17 December 2019, and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Terri McArthur  
Delegate of the Commissioner,  
NSW Fair Trading  
7 March 2023

## ASSOCIATIONS INCORPORATION ACT 2009

### Cancellation of Registration pursuant to Section 76

TAKE NOTICE that the registration of the following associations is cancelled by this notice pursuant to section 76 of the Associations Incorporation Act 2009.

ARMIDALE AMATEUR SWIMMING CLUB INC	Y1082003
FRIENDS OF COMPEER - WESTERN SYDNEY INCORPORATED	INC2000759
TRUNDLE ABBA FESTIVAL INCORPORATED	INC1401249
WOLLOMBI VALLEY TRAIL RIDERS CLUB INCORPORATED	INC9889226
CHESTER HILL CARRAMAR RSL YOUTH CLUB INCORPORATED	INC1600948
TWEED RURAL SUSTAINABILITY ALLIANCE INCORPORATED	INC1901129
NOMADS MOTOR CYCLE CLUB INC	Y0614246

Cancellation is effective as at the date of gazettal.

Dated this 8<sup>th</sup> day of March 2023.

Diane Duggan  
Delegate of the Commissioner  
NSW Fair Trading

## ABORIGINAL LAND RIGHTS ACT 1983

### NOTICE

*I, the Honourable Ben Franklin MLC, Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council (NSWALC), do, by this notice pursuant to section 222(1) of the Aboriginal Land Rights Act 1983 (the Act), extend the appointment of Mr Andrew Bowcher as Administrator to the Baradine Local Aboriginal Land Council ((Baradine LALC), for a period of 3 calendar months, effective from 13 March 2023. During the period of his appointment, the Administrator will have all the functions of Baradine LALC, the Board of the Baradine LALC, and the members of the Baradine LALC exercised by resolution of the members of the Baradine LALC, and subject to section 230 of the Act, and any other duties as specified by the agreed terms of appointment. The Administrator's remuneration and expenses are not to exceed \$10,000 excluding GST per month, without the prior approval of NSWALC. The Administrator's remuneration may include fees payable for the services of other personnel within the Administrator's firm who provide services as agents of the Administrator.*

**SIGNED AND SEALED THIS**

**9 DAY OF MARCH 2023**

**MINISTER FOR ABORIGINAL AFFAIRS**

**GOD SAVE THE KING**



## **APPRENTICESHIP AND TRAINEESHIP ACT 2001 ORDER**

I, Arline Dumazel, for the Commissioner for Vocational Training, in pursuance of section 5 of the *Apprenticeship and Traineeship Act 2001*, designate the Order cited below.

*A. Dumazel*

for the Commissioner for Vocational Training

---

### **Vocational Training Orders**

1. The following traineeship vocation is designated:
  - **Community Services – Child, Youth and Family Intervention**
2. The following traineeship vocation is repealed:
  - **Community Services – Individual Support – Home and Community Care**
3. The name of the following traineeship vocations have been amended:
  - **Community Services – Individual Support – Ageing Support to Community Services – Individual Support – Ageing**
  - **Community Services – Individual Support – Disability Support to Community Services – Individual Support – Disability**

### **Commencement**

4. This Order will take effect from the date of publication in the NSW Government Gazette.



## **APPRENTICESHIP AND TRAINEESHIP ACT 2001 ORDER**

I, Arline Dumazel, for the Commissioner for Vocational Training, in pursuance of section 5 of the *Apprenticeship and Traineeship Act 2001*, designate the Order cited below.

*A. Dumazel*

for the Commissioner for Vocational Training

---

### **Vocational Training Orders**

1. The following traineeship vocations are designated:
  - **Electricity Supply Industry – Network Systems**
  - **Electricity Supply Industry – Power Systems**
  - **Electricity Supply Industry – Substations**
2. The name of the traineeship vocation Electrical Supply Industry – Transmission Line Assembly is amended to:
  - **Electricity Supply Industry – Transmission Line Construction**

### **Commencement**

3. This Order will take effect from the date of publication in the NSW Government Gazette.



## **APPRENTICESHIP AND TRAINEESHIP ACT 2001 ORDER**

I, Arline Dumazel, for the Commissioner for Vocational Training, in pursuance of section 5 of the *Apprenticeship and Traineeship Act 2001*, designate the Order cited below.

A handwritten signature in blue ink that reads 'A. Dumazel'.

for the Commissioner for Vocational Training

---

### **Vocational Training Orders**

1. The following traineeship vocations are designated:
  - **Forest and Forest Products – Forest Operations (Forest Nursery Production)**
  - **Forest and Forest Products – Forest Operations (Silviculture)**
  - **Forest and Forest Products – Forest Operations (Timber Harvesting)**
  - **Forest and Forest Products – Timber and Wood Products Operations**
2. The name of the traineeship vocation Forest and Forest Products – Timber Processing is amended to:
  - **Forest and Forest Products – Timber Building Products**

### **Commencement**

This Order will take effect from the date of publication in the NSW Government Gazette.

# Fisheries Management (Otter trawl net (fish) codend) Order 2023

under the

## Fisheries Management Act 1994

I, PETER TURNELL, Director, Fisheries and Aquaculture with the delegated authority of the Minister and Secretary under sections 227 and 228 of the *Fisheries Management Act 1994* (**the Act**), make this order under section 37 of the Act.

Dated this 20th day of February 2023



### **PETER TURNELL**

Director, Fisheries and Aquaculture  
Department of Primary Industries  
Department of Regional NSW

## **Part 1 Preliminary**

### **1 Name of Order**

This Order is the *Fisheries Management (Otter trawl net (fish) codend) Order 2023*.

### **2 Commencement and Duration**

This Order commences on the date it is signed and will remain in force until 1 January 2026.

**Note:** notice of the making of this order will be given by publishing the order on the website of the NSW Department of Regional NSW.

### **3 Definitions**

In this Order:

***codend*** of a net means the piece of netting that forms the posterior most part of the net where the catch accumulates.

***extension piece*** means a section of net that extends from the codend to the wings of the net.



**southern fish trawl endorsement holder** means a person who holds a commercial fishing licence that has an endorsement that authorises the taking of fish for sale in the southern fish trawl restricted fishery, as defined in clause 3(1) of the Regulation

**southern fish trawl restricted fishery** is defined in clause 145 of the Regulation

**northern fish trawl endorsement holder** means a person who holds a commercial fishing licence that has a fish northern zone endorsement that authorises the holder to take fish using an otter trawl net (fish) pursuant to clause 5 of the OT Plan.

**Ocean trawl fishing business** means a fishing business the components of which include shares in the fishery.

**the Act** means the *Fisheries Management Act 1994*.

**the OT Plan** means the *Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006*

**the Regulation** means the *Fisheries Management (General) Regulation 2019*.

**trawl whiting grounds** means the ocean waters west of the ninety (90) metre (45 fathom) depth contour as provided in the *Fisheries Management (Ocean Trawl Fishery Trawl Whiting Grounds) Approval 2021*.

**Note:** Pursuant to section 11 of the *Interpretation Act 1987*, unless otherwise specified words in this Order have the same meaning as in the Act.

## **Part 2 Special approval for authorised purposes – northern fish trawl endorsement holder**

### **3 Definitions**

In this part:

**net** means the otter trawl net (fish) as defined in clause 7B of the OT Plan.

### **4 Modification of the codend in a net**

(1) Despite clause 7B of the OT Plan, a northern fish trawl endorsement holder may take fish with a net that has a codend that:

- (a) is constructed of diamond-shaped mesh not less than 90 mm, and
- (b) includes a section of netting material that:
  - (i) consists of mesh that is not less than 45 mm, and
  - (ii) is hung on the bar, so that the mesh is square-shaped, and
  - (iii) has a width of not more than one quarter of the circumference of the codend or extension piece, and
  - (iv) has a total cumulative length not more than 5 metres.

### **5 Use of a modified net in the trawl whiting grounds**

The use of a net with a modified codend in accordance clause 4 is only permitted in the trawl whiting grounds.

### **Part 3 Special approval for authorised purposes – southern fish trawl endorsement holder**

#### **6 Definitions**

In this part:

*net* means the otter trawl net (fish) as defined in clause 26 of the Regulation.

#### **7 Modification of the codend in a net**

- (1) Despite clause 26 of the Regulation, a southern fish trawl endorsement holder may take fish with a net that has a codend that:
- (a) is constructed of diamond-shaped mesh not less than 90 mm, and
  - (b) includes a section of netting material that:
    - (i) consists of mesh that is not less than 45 mm, and
    - (ii) is hung on the bar, so that the mesh is square-shaped, and
    - (iii) has a width of not more than one quarter of the circumference of the codend or extension piece, and
    - (iv) has a total cumulative length not more than 5 metres

#### **8 Use of a modified net in the southern fish trawl restricted fishery**

The use of a net with a modified codend in accordance clause 7 is only permitted in the southern fish trawl restricted fishery.

**Note:** Other than where expressly stated, this Order does not authorise fishing activities in contravention of the Act or the regulations under the Act.

**CHARITABLE TRUSTS ACT 1993**  
**ORDER UNDER SECTION 12**  
**CY PRES SCHEME RELATING TO**  
**THE DR GRACE CUTHBERT BROWNE PRIZE**

Section 12(1)(a) of the *Charitable Trusts Act 1993* permits the Attorney General to establish a cy pres scheme to alter the original purpose of a charitable trust. Section 9(1) permits the application of trust property cy pres where the spirit of the original trust can no longer be implemented.

This submission considers the Dr Grace Cuthbert Browne Prize (**the Prize**) which is currently valued at \$75,647.00. The Prize was established by an inter vivos gift to the University of Sydney (**the University**) by Kathleen Commins (**Ms Commins**) in 1990 to commemorate the work of Dr Grace Cuthbert Browne, being a former alumni and lecturer at the University.

The terms of the Prize require the candidate to be undertaking a Bachelor of Medicine and Bachelor of Surgery (**MBBS**), to be awarded to the candidate who most distinguishes herself or himself in the study of Obstetrics and Gynaecology. However, in 2014 the undergraduate degree of MBBS was replaced with the postgraduate degree of Doctor of Medicine. Therefore, the original terms of the trust have become impossible to fulfil.

The University holds the gift from Ms Commins on an express trust for the purpose of awarding a prize. Trusts for the establishment and award of prizes and scholarships for students at educational institutions or for study in a recognised field, such as medicine, are charitable.

A cy pres scheme is required to replace the term of the Prize requiring the candidate to be enrolled in a MBBS with a term requiring the candidate to be undertaking studies in the field of medicine. As the University offers medicine at a postgraduate level and can otherwise award a prize to a medical student, and given Dr Grace Cuthbert Browne's close association with the University, the proposed new trust purpose is sufficiently close to the original purpose of the trust. The condition that the prize would be awarded to a student who distinguishes themselves in the study of Obstetrics and Gynaecology would continue.

In these circumstances, the Solicitor General, as the Attorney General's delegate, has approved the establishment of a cy pres scheme whereby the requirement that the candidate for the Prize must be undertaking a MBBS at the University is removed and replaced with the requirement that a candidate is undertaking studies in the field of medicine.

The executors and trustees of the estate have no objection to a cy pres scheme.

Pursuant to section 12 of the *Charitable Trusts Act 1993*, I hereby order that a cy pres scheme whereby the requirement that the candidate for the Prize must be undertaking

a MBBS at the University is removed and replaced with the requirement that a candidate is undertaking studies in the field of medicine.

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

Date of Order: 28 March  
2023

SIGNED



**M G SEXTON SC**

Solicitor General (Under delegation from the Attorney General)

**CHARITABLE TRUSTS ACT 1993**  
**ORDER UNDER SECTION 17(1)**  
**REVOCATION OF CY PRES SCHEME RELATING TO**  
**THE ESTATE OF THE LATE DOROTHY HAZEL NES**

Section 17(1) permits the Attorney General to revoke a cy pres scheme by a further order published in the same manner as the order establishing the scheme.

On 19 January 2018, an Order under section 12 of the *Charitable Trusts Act 1993*, was published in the NSW Government Gazette No. 4. The Order referred to a gift in the Will of Dorothy Hazel Nes dated 25 May 2016 in which the testator gifted a 50% share of the residue of her estate to the organisation known as Gosford Dog Paws Pty Limited ACN 154 193 871 ('Gosford Dog Paws'), for the general purposes of that organisation. On 30 June 2016 Gosford Dog Paws ceased operating what was then referred to as the Gosford Dog Pound, situated at Pateman Road, Erina. On 16 August 2017, ASIC received an application for voluntary deregistration of the organisation. As at November 2016 the trust had an approximate value of \$280,000.

The Solicitor General, under delegation from the Attorney General, established a cy pres scheme to alter the original purpose of the charitable trust. Under the scheme, the gift was applied to Central Coast Animal Care Facility Incorporated INC 1600950 ('CCACF'), as CCACF had taken over operation of what was then referred to as the Gosford Dog Pound at Erina pursuant to a contract with Gosford City Council.

In 2021, CCACF ceased to operate the facility at Erina. CCACF had been able to retain the funds for its general purposes on the basis that it would be able to apply the charitable trust funds for the charitable purposes of animal rescue, rehabilitation and rehoming, as set out in its Constitution including while operating the facility at Erina or at the animal rescue facility it currently operates at Maitland.

Since 2018, CCACF has not expended the funds for the purpose of animal rescue, including while operating the facility at Erina or at the animal rescue facility it currently operates at Maitland. In those circumstances, the Solicitor General, under delegation from the Attorney General, determined that the existing cy pres scheme is not capable of applying the funds towards the charitable purpose of the scheme. Accordingly, the Solicitor General recommends revocation of the scheme and establishment of a new cy pres scheme that is consistent with advancing the charitable interest. The Solicitor General approved a recommendation that the cy pres scheme ordered on 16 January 2018 be revoked by order pursuant to section 17(1) of the *Charitable Trusts Act 1993*.

The executors and trustees of the estate have no objection to the revocation of the cy pres scheme.

As a consequence of the failure to apply the funds, I, as the Attorney General's delegate, have determined that the existing scheme should be revoked.

Pursuant to section 17(1) of the *Charitable Trusts Act 1993*, I hereby order that a cy pres scheme in favour of CCACF be revoked.

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

Date of Order: 30 March  
2023

SIGNED



**M G SEXTON SC**

Solicitor General (Under delegation from the Attorney General)

## 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 a new address locality (suburb) named **Bradfield** and amended the existing address locality boundaries of **Bringelly** and **Badgerys Creek** in the Liverpool Local Government Area as shown on map GNB 3573-7.

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](http://www.gnb.nsw.gov.au)

NARELLE UNDERWOOD  
Chair

Geographical Names Board  
346 Panorama Ave  
BATHURST NSW 2795