



# *Government Gazette*

of the State of

New South Wales

**Number 167–Other**  
**Friday, 14 April 2023**

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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.

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

## 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 rename a portion of Islington Park as:

***Tighes Hill Peace Park*** for a reserve located east of Maitland Road with Styx Creek to the south and Throsby Creek to the east, in the suburb of Tighes Hill, Newcastle LGA.

The portion of Islington Park south of Styx Creek is to remain as Islington Park.

The position and extent for 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](http://www.gnb.nsw.gov.au) from 14 April to 14 May 2023. Alternatively, written submissions may be mailed to the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

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

NARELLE UNDERWOOD  
Chair

Geographical Names Board  
346 Panorama Ave  
BATHURST NSW 2795

## GEOGRAPHICAL NAMES ACT 1966

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

***Finch Reserve*** for a reserve north of Norwood Avenue between Orchard Road and Roselea Public School in the suburb of Beecroft, City of Parramatta Local Government Area (LGA).

The position and extent for 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](http://www.gnb.nsw.gov.au) from 18 April 2023 to 18 May 2023. Alternatively, written submissions may be mailed to the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

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

NARELLE UNDERWOOD  
Chair

Geographical Names Board  
346 Panorama Ave  
BATHURST NSW 2795

## Notice under section 5(2)(a) of the Subordinate Legislation Act 1989

### Regulatory Impact Statement for the NSW Reconstruction Authority Regulation 2023

The NSW Reconstruction Authority is inviting public submissions on the Regulatory Impact Statement for the *NSW Reconstruction Authority Regulation 2023*. The Regulation commenced on 3 February 2023 with special certification from the Premier under section 6(1)(b) of the *Subordinate Legislation Act 1989*.

The objects of the Regulation are:

- to prescribe actions in relation to which the NSW Reconstruction Authority may direct relevant entities,
- to require relevant entities and the NSW Reconstruction Authority to have regard to the State disaster mitigation plan and any relevant disaster adaptation plan in exercising prescribed functions,
- to prescribe exceptional circumstances in which the Minister may authorise the undertaking of development without consent or assessment under the *Environmental Planning and Assessment Act 1979*, and
- to provide for the determination and payment of fees under the *NSW Reconstruction Authority Act 2022*.

A copy of the Regulatory Impact Statement is available via:

- the Have Your Say website at <https://www.nsw.gov.au/have-your-say>, or
- the NSW Reconstruction Authority website.

The Regulatory Impact Statement should be read in conjunction with the Regulation, which is available on the NSW legislation website at <https://legislation.nsw.gov.au/view/html/inforce/current/sl-2023-0032>.

Submissions can be made by email to [legal@resilience.nsw.gov.au](mailto:legal@resilience.nsw.gov.au) or by mail to:

NSW Reconstruction Authority  
GPO Box 5434  
SYDNEY NSW 2001

Please include the subject line 'Regulatory Impact Statement for the NSW Reconstruction Authority Regulation 2023' in your email or written submission.

The closing date for submissions is **Monday, 15 May 2023**.

## ASSOCIATIONS INCORPORATION ACT 2009

### Cancellation of Registration pursuant to Section 74

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

ADAMSTOWN WOMENS BOWLING CLUB INC	INC9883145
AMAL AL SALIH AH FUND INCORPORATED	INC1701474
ASSOCIATION FOR APPLIED CONTROL THEORY AUSTRALIA (AACTA) INCORPORATED	INC9879045
ASSOCIATION OF PRIVATE NURSING SERVICES INCORPORATED	INC9883769
BETTER HEARING AUSTRALIA, NEW SOUTH WALES STATE COUNCIL INCORPORATED	Y0740339
CANTERBURY DISTRICT MEN'S SHED INCORPORATED	INC1800108
CONTINENCE FOUNDATION OF AUSTRALIA IN N.S.W. INCORPORATED	Y0382043
DEVELOPMENT ASSISTANCE SL INCORPORATED	INC1200278
FLEXIBLE DUCT INDUSTRY ASSOCIATION OF AUST. INCORPORATED	INC1501003
FRIENDS OF BALLINA SHIRE LIBRARIES INCORPORATED	Y2014117
FUSION EXTRA COMMUNITY SOLUTIONS INCORPORATED	INC1501053
HEDGE FUNDS ROCK AND THE AUSTRALIAN ALTERNATIVE INVESTMENT AWARDS INCORPORATED	INC1400480
HOLY SPIRIT NORTH RYDE O.S.H.C. INCORPORATED	Y0698643
HUNTERS HILL ENVIRONMENT ACTION GROUP INC	INC1800210
JAPANESE SHIBA INU & AKITAS CLUB OF NSW INCORPORATED	INC1701537
LADIES PROBUS CLUB OF HURSTVILLE INC.	Y0838216
LAKESIDE TENNIS GROUP INC	Y0688647
LIFEBREAD INTERNATIONAL AUSTRALIAN MISSION INCORPORATED	INC9882224

LIVE THE ADVENTURE MINISTRIES INCORPORATED	INC9881646
MANNING PREGNANCY SUPPORT ASSOCIATION INCORPORATED	Y2021122
ONLY THROUGH JESUS INCORPORATED	INC1400198
PEOPLE FOR HERITAGE (UPPER HUNTER) INC	INC1701573
ROSE MOUNTAIN INCORPORATED	INC9876238
ST. JOHN'S NORTH RYDE PRE-SCHOOL ASSOCIATION INCORPORATED	Y2326729
SURRY HILLS FESTIVAL INCORPORATED	INC2200335
SYDNEY OM KAAR RAMAYAN MANDALI INCORPORATED	Y2141942
TD2000 CAR CLUB OF AUSTRALIA INCORPORATED	Y1335342
THE PROBUS CLUB OF WARRINGAH INC	Y0082940
THE SCIENTISTS INCORPORATED	INC1900805
UPPER HUNTER SUSTAINABLE INDUSTRIES ASSOCIATION INCORPORATED	INC1601139
WAT BUDDHAVONGSAYARAM INC	INC9894376

Cancellation is effective as at the date of gazettal.

Dated this 12<sup>th</sup> day of April 2023.

Diane Duggan  
 Delegate of the Commissioner  
 NSW Fair Trading

**CHARITABLE TRUSTS ACT 1993**  
**ORDER UNDER SECTION 12**  
**ADMINISTRATIVE SCHEME RELATING TO**  
**THE HORDERN FAMILY GRAVE TRUST**

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.

By deed dated 27 October 1964, the settlors, Geoffrey Hordern and Kenneth Hordern, declared an inter vivos trust (known as the Hordern Family Grave Trust ABN 86034391240) whereby the trustee (formerly Burns Philp Trust Company Limited, now Perpetual Trustee Company) (**the trustee**) was to invest the trust fund at its discretion and:

“UPON TRUST to use spend and apply the income thereof or such part thereof as may be necessary for that purpose in and towards the care upkeep and maintenance of Grave and Memorial particulars whereof are set out in the Schedule hereto and any other graves or memorials or allotments into which any of the remains therein contained may be transferred (all hereinafter called the said graves) AND to pay the remainder of the said income if any to the THE TRUSTEES OF ST. PETERS CHURCH OF ENGLAND WINDSOR for the general purposes of the Church and in the event of all the said graves for any reason whatsoever ceasing to exist as such UPON TRUST both as to the capital and income for the Trustees of St Peters Church Windsor for the general purposes of the Church...”.

The trustee applied to the Attorney General for a cy pres scheme pursuant to section 9 of the CTA to allow it to distribute the whole of the capital to St Peter’s Anglican Church Richmond (ABN 60531 721 862) (**the Church**) because in its view the small fund (which is now in the vicinity of \$5,436.003) and the fees payable prior to distribution of the income does not provide a suitable or effective method of using the trust fund. The trustee submits that the spirit of the gift will be more effectively carried out if the Attorney General sanctions a scheme maximising the benefit to the Church without incurring trustee fees.

According to the trustee and the Church, the relevant grave and memorial still exist. Maintenance (such as line trimming, mowing and general tidying) is paid from the “St Peters Anglican Church Richmond Cemetery Trust”. In 2020, an annual amount between \$75-\$100 was spent for this purpose.

The first purpose being a non-charitable purpose (that the income be used for maintenance of the Edward Hordern and Family Memorial trust), is invalid to that extent resulting in the whole of the income of the trust being devoted to the Church for

its general purposes. Accordingly, the trust is able to be fulfilled and a cy pres scheme is not available.

It is proposed that an administrative scheme be established whereby both the capital and income of the trust is permitted to be applied for the Church for its general purposes until the fund is dissipated.

Given the small value of the fund, being less than \$6,000, it would be expedient for an administrative scheme to be established to enable the application of both the income and capital of the trust until the fund is dissipated, thereby terminating the trust.

The proposed administrative scheme is appropriate and does not alter the purpose or objects of the trust, but seeks to vary the means by which the funds are to be applied for those purposes.

The executors and trustees of the estate have no objection to the proposed administrative scheme.

Pursuant to section 12 of the *Charitable Trusts Act 1993*, I hereby order that an administrative scheme be established in relation to the funds of the Hordern Family Grave Trust, formerly Burns Philp Trust Company Limited, now Perpetual Trustee Company as trustees to enable the income and capital of the trust to be distributed to the Church.

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:** 11 April 2023

**SIGNED**



**M G SEXTON SC**

Solicitor General (Under delegation from the Attorney General)



## ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of registration pursuant to section 80

TAKE NOTICE that **LIGHTNING RIDGE OPAL & FOSSIL CENTRE INCORPORATED - Y2740033** became registered under the Corporations Act 2001 as **AUSTRALIAN OPAL CENTRE LIMITED - ACN 658 704 388** a company limited by guarantee, on 13 January 2023, 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