



# *Government Gazette*

of the State of

New South Wales

**Number 244—Mining and Primary Industries**

**Friday, 28 June 2024**

---

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.

# Fisheries Management (Estuary General - Carp) Order 2024

under the

*Fisheries Management Act 1994*

I, Simon Clark, Acting Director Fisheries and Aquaculture Management, under section 37 of the *Fisheries Management Act 1994* (**the Act**) and with the delegated authority of the Minister and Secretary pursuant to sections 227 and 228 of the *Act* make the following Order.

Dated this 06<sup>th</sup> day of May 2024



**Simon Clark**

Acting Director Fisheries and Aquaculture Management  
Department of Primary Industries  
Department of Regional NSW

## Part 1 Preliminary

### 1. Name of Order

This Order is the *Fisheries Management (Estuary General - Carp) Order 2024*.

### 2. Commencement and Duration

(a) This order commences on the day on which it is published in the *NSW Government Gazette*.

(b) This order remains in force for 5 years commencing on the date of publication.

### 3. Definitions

In this Order:

**carp** means fish of the species *Cyprinus carpio*.

**endorsement holder** means a person who holds an endorsement in the estuary general fishery, as described in clause 6 of the EG Plan.

**estuary general fishery** means the share management fishery of that name, as described in Schedule 1 to the Act.

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

*the EG Plan* means the appendix to the *Fisheries Management (Estuary General Share Management Plan) Regulation 2006*.

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

#### **4. Special approval for taking and possessing Carp**

Pursuant to section 37(1)(f) and (3)(b) of the Act, an endorsement holder is authorised to take and possess carp using any lawful method authorised under the EG Plan.

**WORK HEALTH AND SAFETY (MINES AND PETROLEUM SITES)  
REGULATION 2022**

Notice of other criteria in respect of statutory functions (South Australian certificates) 2024

I, ANTHONY MARGETTS, Chief Inspector, with the delegated authority of the Secretary, Regional NSW, pursuant to section 138(2)(b) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022 do, by this notice, specify the criteria in column A of Schedule 1 below to be other criteria that an individual may meet for the purposes of satisfying the regulator that the individual is competent to exercise the relevant statutory function (prescribed in schedule 10 of the Regulation) in column B of Schedule 1.

Dated this 25th day June of 2024.

Anthony Margetts  
Chief Inspector  
Department of Regional NSW

**Explanatory Note:** Under section 138(2)(b) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022, the regulator may be satisfied that an individual has the competence to exercise a statutory function only if the individual meets other criteria specified by the regulator for the function, by notice published in the NSW Government Gazette.

**1. Name of notice**

This notice is the *Notice of other criteria in respect of statutory functions (South Australian certificates) 2024*.

**2. Commencement of notice**

This notice takes effect on the day it is published in the NSW Government Gazette and has effect until the notice is revoked.

**3. Revocation**

The Notice of other criteria in respect of statutory functions (South Australian certificates of competence) 2021 published in the NSW Government Gazette No 273 of 25 June 2021 at page 1341 is revoked on the date of commencement of this notice.

**Schedule 1**

<b>Column A - Criteria</b>	<b>Column B - Statutory function</b>
South Australian 1 <sup>st</sup> Class Underground Mine Manager certificate	Mining engineering manager of underground mines other than coal mines (clause 25 of schedule 10) Underground mine supervisor of underground mines other than coal mines (section 26 of schedule 10)

	Quarry manager of mines other than underground mines or coal mines (section 31 of schedule 10)
South Australian 1 <sup>st</sup> Class Mine Manager certificate(surface)	Quarry manager of mines other than underground mines or coal mines (clause 31 of schedule 10) Mining Engineering Manager of coal mines other than underground (section 17 of schedule 10) Open Cut Examiner (section 18 of schedule 10)
South Australian First class mine manager's certificate (restricted to coal mines).	Mining Engineering Manager of coal mines other than underground (section 17 of schedule 10) Open Cut Examiner (section 18 of schedule 10) Quarry manager of mines other than underground mines or coal mines (section 31 of schedule 10)
South Australian Quarry Manager certificate	Quarry manager of mines other than underground mines or coal mines (clause 31 of schedule 10)
South Australian Second class Quarry Manager certificate	Quarry manager of mines other than underground mines or coal mines (clause 31 of schedule 10) restricted with condition to practise at tier 2 quarries

# Fisheries Management Fishing Closure (Prawn Nets – Port Stephens) Notification 2024

under the

*Fisheries Management Act 1994*

I, Peter Turnell, Acting Deputy Director General DPI Fisheries, under section 8 of the *Fisheries Management Act 1994* (**the Act**) and with the delegated authority of the Minister and Secretary pursuant to sections 227 and 228 of the *Act* make the following Notification.

Dated this 26<sup>th</sup> day of June 2024



## **Peter Turnell**

Acting Deputy Director General DPI Fisheries  
Department of Primary Industries  
Department of Regional NSW

## **Part 1 Preliminary**

### **1. Name of Notification**

This Notification is the *Fisheries Management (Fishing Closure) (Prawn Nets – Port Stephens) Notification 2024*.

### **2. Commencement and Duration**

- (a) This Notification commences on the day on which it is published in the *NSW Government Gazette*.
- (b) This Notification remains in force for 5 years commencing on the date of publication.

### **3. Definitions**

In this Notification:

**endorsement holder** means a person who holds an endorsement in the estuary general fishery, as described in clause 6 of the EG Plan.

**estuary general fishery** means the share management fishery of that name, as described in Schedule 1 to the Act.

**EG Plan** means the appendix to the *Fisheries Management (Estuary General Share Management Plan) Regulation 2006*.

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

**recreational fisher** has the same meaning as Section 4 of the Act.

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

**the schedule** means the table included as item 5 in this notification.

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

#### 4. Fishing closure

Pursuant to section 8 of the Act, the classes of persons described in column 1 of the schedule are prohibited from taking fish by the methods of fishing specified opposite in column 2 of the schedule, from the waters described in column 3 of the schedule.

#### 5. Schedule

Column 1 Class of persons	Column 2 Prohibited methods of fishing	Column 3 Waters
All endorsement holders in the Estuary General Fishery.	Any method involving the use of the following nets, as described in the EG Plan: (a) a prawn net (hauling), (b) a dip or scoop net (prawns), (c) a hand-hauled prawn net, (d) a push or scissors net (prawns)	The whole of the waters of Port Stephens, including its creeks and tributaries, inlets and bays, west of a line drawn in a northerly direction from Soldiers Point to Fame Point.
All recreational fishers.	Any method involving the use of the following nets, as described in the General Regulation: (a) a dip or scoop net (prawns), (b) a hand-hauled prawn net, (c) a push or scissor net (prawns).	

# Biosecurity (Salmonella Enteritidis) Control Order 2024

under the

Biosecurity Act 2015

I, JOANNE COOMBE, Chief Veterinary Officer, Director Animal Biosecurity with the authorisation of the Minister administering the *Biosecurity Act 2015* and under section 62 of that Act make the following control order.

Dated 26 June 2024



**JOANNE COOMBE**

Chief Veterinary Officer and Director Animal Biosecurity  
Department of Primary Industries  
Department of Regional NSW

## Part 1 Preliminary

### 1 Name of Control Order

This control order is the *Biosecurity (Salmonella Enteritidis) Control Order 2024*.

### 2 Commencement and duration [s 63(e) and s 66(1)]

(1) This control order commences on 1 July 2024.

(2) This control order has effect until 30 June 2025.

**Note.** Notice of this control order will be given by publishing it in the Gazette.

### 3 Biosecurity matter and biosecurity risk [s 63(a)]

(1) The biosecurity matter which is the subject of this control order is the disease agent *Salmonella* Enteritidis.



- (2) The biosecurity risk to which this control order relates is the risk posed or likely to be posed by the spread of *Salmonella* Enteritidis.

#### **4 Control zone [s 63(b) and s 67]**

The control measures in Part 2 apply to the control zone that is called the *Salmonella Enteritidis Control Zone* which is the whole of the State.

#### **5 Grounds for order [s 62(2)]**

The basis for believing that this control order is necessary to prevent, minimise or manage the biosecurity risk arising from *Salmonella* Enteritidis is:

- (a) *Salmonella* Enteritidis is a listed notifiable disease under Schedule 1 of the Biosecurity Regulation 2017.
- (b) Since January 2020, there have been 86 cases of locally acquired human *Salmonella* Enteritidis illness. Eggs are the most likely source of these illnesses.
- (c) In June 2023, a large commercial egg producer was confirmed with *Salmonella* Enteritidis that required management under Biosecurity legislation.
- (d) The basis for being satisfied that the biosecurity risk arising from the presence of *Salmonella* Enteritidis in the State may have significant biosecurity impact is that *Salmonella* Enteritidis can cause significant human illness in consumers. In addition, uncontrolled *Salmonella* Enteritidis impacts on the poultry industry through eroded market access and lack of consumer trust.

#### **6 Revocation of Biosecurity (Salmonella Enteritidis) Control Order 2020**

The Biosecurity (Salmonella Enteritidis) Control Order 2020 as amended 23 June 2022 and published on the Department's website at [https://www.dpi.nsw.gov.au/\\_data/assets/pdf\\_file/0003/1410618/Biosecurity-Salmonella-Enteritidis-Control-Order-2020-as-amended.pdf](https://www.dpi.nsw.gov.au/_data/assets/pdf_file/0003/1410618/Biosecurity-Salmonella-Enteritidis-Control-Order-2020-as-amended.pdf) is revoked as is any control order revived as a result of this revocation.

#### **7 Definitions**

In this control order:

***egg packing facility*** means a facility where eggs are placed into packaging.

***grading facility*** means facilities that undertake grading and crack detection of eggs.

***network of premises*** means—

- (a) 2 or more premises owned or managed by the same person or
- (b) 2 or more premises operated as part of a single business operation, or
- (c) a group of premises consisting of—
  - (i) 1 or more premises that have in place an agreement to exclusively supply the same, single premises with eggs, and
  - (ii) the premises to which the eggs are exclusively supplied.

***person in charge*** means the owner, operator or other person with control over the management of a premises at the relevant time.

***poultry*** means chickens, spent hens, fertilised eggs, ducks, geese, turkey, quail, guinea fowl, or any other domestic fowl.

***production area*** means any of the following—

- (a) an area where eggs are produced on premises required to be licensed under the *Food Act 2003* and the Food Regulation 2015,
- (b) an area where poultry are bred, raised or kept for egg production on premises required to be licensed under the *Food Act 2003* and the Food Regulation 2015,
- (c) a grading facility on premises required to be licensed under the *Food Act 2003* and the Food Regulation 2015,
- (d) an egg packing facility on premises required to be licensed under the *Food Act 2003* and the Food Regulation 2015.

***property identification code*** has the same meaning as in the Biosecurity (National Livestock Identification System) Regulation 2017, clause 3.

***the Act*** means the *Biosecurity Act 2015*.

## **Part 2 Control measures**

### **8 Control measures – persons in charge [s 62(1), s 63(d) and s 68]**

- (1) These control measures apply to all persons in charge of a premises within the Salmonella Enteritidis Control Zone where there is a production area at the premises.
- (2) The production area is to be clearly demarcated from the remainder of the premises or properties on which the production area is situated, so that it is clear whether a person or thing is within or outside the production area.
- (3) All entrances to the production area that are available for use as an entrance must have a clearly visible sign which states:
  - (a) words to the effect of “A control order made under the *Biosecurity Act 2015* applies to anyone who enters this area. Unauthorised entry may be an offence. Contact the person in charge before entry to find out how the control order applies to you”, and
  - (b) how persons entering the area are to contact the person in charge.
- (4) A copy of this control order, or information about where to view the control order, is to be provided to all persons entering the production area, prior to entry. Information about the measures in place on the premises and production area to implement this control order and how to follow those measures is also to be made available to all persons entering the production area, prior to entry. When a person seeks permission to enter the production area, the person in charge is only to grant permission if the person agrees to comply with any measures put in place on the premises and production area to implement this control order.
- (5) At all entrances to the production area that are available for use as an entrance, there is to be provided:

- (a) a device to enable the scraping of soles of the boots to remove organic matter of all people entering the area, and footbaths containing a suitable amount of disinfectant to enable effective disinfection of all boots that has been prepared and is used in accordance with the manufacturer's instructions. Footbaths are to be inspected daily and maintained to ensure their effectiveness for disinfection. Maintenance may include removing gross material, topping up the disinfectant or replacing disinfectant before it can deteriorate, or
  - (b) a sufficient number of shed boots maintained in a clean condition to be worn by all persons entering the production area and only within the production area, or
  - (c) a sufficient number of single use boot covers, to be worn by all people entering the production area and only within the production area.
- (6) At all entrances to the production area that are available for use as an entrance, soap and water or hand sanitiser for handwashing or sanitation of the hands are to be provided.
- (7) Parking that is separate from, and external to, the production area must be provided for vehicles entering the premises but not entering the production area.
- (8) Equipment and materials, including soap or detergent, for the washing of the wheels, footsteps and wheel arches of vehicles must be provided and maintained at a location on the premises for use by vehicles before and after accessing the production area.
- (9) Any dead birds on the premises must be stored and disposed of in a manner that prevents vermin and other animals accessing the dead birds.
- (10) All poultry housing, egg packaging facilities and grading facility buildings in the production area must be constructed and maintained to prevent the entry of wild birds and limit the access of vermin, as far as practicable.
- (11) A vermin control strategy, designed to control all vermin on the premises, must be documented, developed and implemented on the premises. The vermin control strategy is to require:
- (a) rodent bait stations must be placed at regular intervals around the production area based on a rodent risk assessment, and not in locations potentially accessible by the chickens. The number of bait stations should be increased in areas where there are signs of increased rodent activity,
  - (b) bait stations must be numbered, and a map kept of their location,
  - (c) bait stations must be checked frequently using a risk-based approach and fresh baits laid as required. A record should be kept of each inspection and activity noted,
  - (d) removal of vermin habitat such as overgrown grass, dense vegetation and debris within the production area and from a buffer zone around the production area of at least 3 meters, as far as practicable, and
  - (e) records of all actions taken in pursuance of the vermin control strategy, and the actions those steps were taken, is to be maintained.

- (12) A written record of the name of all persons entering the production area and the date of entry is to be made and kept for 12 months.
- (13) A written record of the following in relation to the purchase of poultry that enter a production area is to be kept for 12 months:
  - (a) the names and addresses of the persons or businesses from whom the poultry are purchased,
  - (b) the dates on which the poultry are purchased,
  - (c) the quantity of poultry purchased,
  - (d) if there is a property identification code for the premises from which the poultry were supplied – the code.
- (14) A written record of the following in relation to the sale or destocking of poultry from a production area is to be kept for 12 months:
  - (a) the names and addresses of the persons or businesses to whom the poultry are sold or supplied,
  - (b) the dates on which the poultry are sold or supplied,
  - (c) the quantity of poultry sold or supplied,
  - (d) if there is a property identification code for the property receiving the poultry – the code.
- (15) A written record of the date of all deliveries received into the production area, and of all vehicles that remove anything from the production area, the nature and contents of the delivery or thing being removed and either the number plate and the name of the company or person responsible for the delivery or removal is to be made or obtained within 1 month of the date of the delivery, and kept for 12 months.
- (16) A written record of the numbers and dates of all poultry mortalities that occur within the production area is to be made and kept for 12 months.
- (17) Cardboard egg flats and cartons are to be heat sanitised before use for transporting or storing eggs unless:
  - (a) they are being used on the same premises or within the same network of premises as they were being used on, on their previous use, or
  - (b) they are being used for the first time, taken direct from the packaging.
- (18) Plastic eggs flats and fillers are to be disinfected before use for transporting or storing eggs unless:
  - (a) they are being used on the same premises or within the same network of premises as they were being used on, on their previous use, or
  - (b) they are being used for the first time, taken direct from the packaging.
- (19) Pallets used for storing or transporting eggs on a premises are to be cleaned to remove, as far as practicable, all visible organic matter after each use for transporting or storing eggs, unless:
  - (a) they were being used on the same premises or within the same network of premises as they were being used on, on their previous use, or

- (b) they are being used for the first time, taken direct from the packaging.
- (20) Pallets used for storing or transporting eggs on the premises are to be stored in a clean area, that is not rodent habitat or potential rodent habitat.

**9 Control measures – persons entering a production area [s 62(1)(b), s 63(d) and s 68]**

- (1) These control measures apply to persons entering a production area within the Salmonella Enteritidis Control Zone.
- (2) Prior to entry into a production area, all persons other than the person in charge, must first:
  - (a) obtain permission from the person in charge to enter the production area. Permission may be provided on an ongoing or once-off basis, and
  - (b) familiarise themselves with the measures in place on the premises and production area to implement this control order, made available to all persons entering the production area, prior to entry by the person in charge.
- (3) Entry into any production area must be via an entry marked as the entrance to the production area.
- (4) Upon entering and exiting the production area, person must either:
  - (a) scrape their boots to remove all visible organic matter using the scraping device provided and then disinfect their boots using the footbaths provided, or
  - (b) upon entry, remove footwear and place the shed boots provided at the entry on their feet and upon exit, remove the shed boots and leave them at the entrance to the production area. Shed boots are to be worn the whole time the person is in the production area, or
  - (c) upon entry, place the provided single use boot covers over the person's boots and upon exit, remove the boot covers and dispose of the covers in a bin provided for the disposal.
- (5) If a person is entering the production area in a vehicle, the person must wash the wheels, footsteps and wheel arches of that vehicle using the soap or detergent and facilities provided on the premises, to remove all visible organic matter:
  - (a) before entering the production area, and
  - (b) after exiting the production area, before exiting the premises.

**10 Control measures – mandatory salmonella testing [s 62(1)(b), 63(d) and s 68]**

- (1) This control measure applies to a person in charge of a licenced egg business that is primary food production under the *Food Act 2003*.
- (2) The person in charge of a licensed egg business that is primary food production must:
  - (a) participate in the National Salmonella Enteritidis Monitoring Accreditation Program (NSEMAP), or

- (b) sample every individual shed or poultry housing area at the premises at which that business is conducted for *Salmonella* Enteritidis every 12-15 weeks in accordance with the document named *How to comply with the Biosecurity (Salmonella Enteritidis) Control Order 2024*, published by the Department of Regional NSW in June 2024 and available at [https://www.dpi.nsw.gov.au/\\_data/assets/pdf\\_file/0011/1565381/SE-Control-Order-Guide-2024.pdf](https://www.dpi.nsw.gov.au/_data/assets/pdf_file/0011/1565381/SE-Control-Order-Guide-2024.pdf) and send the samples to a NSW NSEMAP accredited laboratory for testing, or
  - (c) conduct an equivalent testing program to paragraph (a) or (b).
- (3) Test results must be kept for auditing purposes for 24 months.
  - (4) If requested, test results must be disclosed to any business or person that interacts with the licenced egg business that is primary food production.

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

NOTICE is given that the following applications have been received:

**EXPLORATION LICENCE APPLICATIONS**

(APP-2024-152)

No. 6777, Starlight Exploration Pty Ltd (ACN 678 174 386), area of 1650 units, for Group 1, dated 19 June 2024. (Unincorporated Local Government Area).

(APP-2024-153)

No. 6778, Lachlan Resources Pty Ltd (ACN 610 889 882), area of 60 units, for Group 1, dated 22 June 2024. (Hilltops Local Government Area).

(APP-2024-154)

No. 6779, Kincora Copper Australia Pty Ltd (ACN 635 807 171), area of 72 units, for Group 1, dated 22 June 2024. (Bogan Local Government Area).

---

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

(REN-2024-150)

Exploration Licence No. 6096, EMC Metals Australia Pty Ltd (ACN 160 223 325), area of 5 units. Application for renewal received 19 June 2024.

(REN-2024-154)

Exploration Licence No. 6589, Newcrest Mining Limited (ACN 005 683 625), area of 4 units. Application for renewal received 21 June 2024.

(REN-2024-111)

Exploration Licence No. 7161, Tronox Mining Australia Limited (ACN 009 247 858), area of 24 units. Application for renewal received 20 June 2024.

(REN-2024-151)

Exploration Licence No. 7162, Perilya Broken Hill Limited (ACN 099 761 289), area of 1 unit. Application for renewal received 21 June 2024.

(REN-2024-144)

Exploration Licence No. 8112, Peel (CSP) Pty Ltd (ACN 600 550 141), area of 7 units. Application for renewal received 24 June 2024.

(REN-2024-135)

Exploration Licence No. 8113, Peel (CSP) Pty Ltd (ACN 600 550 141), area of 25 units. Application for renewal received 24 June 2024.

(REN-2024-146)

Exploration Licence No. 8608, Oxley Exploration Pty Ltd (ACN 137 511 141), area of 70 units. Application for renewal received 25 June 2024.

(REN-2024-145)

Exploration Licence No. 8768, Oxley Exploration Pty Ltd (ACN 137 511 141), area of 46 units. Application for renewal received 25 June 2024.

(REN-2024-153)

Exploration Licence No. 9201, DG Metal Resources Pty Ltd (ACN 648 397 835), area of 176 units. Application for renewal received 20 June 2024.

(REN-2024-152)

Mining Lease No. 1550 (Act 1992), Austar Coal Mine Pty Limited (ACN 111 910 822), area of 14.11 hectares. Application for renewal received 20 June 2024.

---

### **RENEWAL OF CERTAIN AUTHORITIES**

Notice is given that the following authorities have been renewed:

(REN-2024-68)

Exploration Licence No. 5277, Saxonvale Coal Pty. Limited (ACN 003 526 467), Counties of Hunter and Northumberland, Map Sheet (9132), area of 879.5 hectares, for a further term until 7 April 2026. Renewal effective on and from 7 June 2024.

(REN-2024-76)

Exploration Licence No. 8719, Haverford Holdings Pty Ltd (ACN 142 660 553), Counties of Cunningham and Kennedy, Map Sheets (8232, 8332), area of 68 units, for a further term until 27 March 2030. Renewal effective on and from 21 June 2024.

(REN-2024-82)

Exploration Licence No. 8830, Agricultural Equity Investments Pty Limited (ACN 064 646 108), County of Ashburnham, Map Sheet (8531), area of 38 units, for a further term until 14 April 2027. Renewal effective on and from 18 June 2024.

(REN-2024-89)

Exploration Licence No. 9138, Gilmore Metals Pty Ltd (ACN 617 943 227), Counties of Bligh and Lincoln, Map Sheet (8733), area of 33 units, for a further term until 15 April 2030. Renewal effective on and from 17 June 2024.

---



## CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDER

Notice is given that the following authorities have been requested to be cancelled:

(CAN-2024-37)

Exploration Licence No. 9324 (Act 1992), HAVERFORD HOLDINGS PTY LTD (ACN 142 660 553), County of Kennedy, County of Narromine and County of Oxley, Map Sheet (8433), area of 163 units. Request for cancellation was received on 20 June 2024.

(CAN-2024-37)

Exploration Licence No. 9585 (Act 1992), HAVERFORD HOLDINGS PTY LTD (ACN 142 660 553), County of Mossgiel and County of Woore, Map Sheets (7832, 7833, 7932, 7933), area of 330 units. Request for cancellation was received on 20 June 2024.

---

## REQUESTED CANCELLATIONS

Notice is given that the following authorities have been cancelled:

(CAN-2024-29)

Exploration Licence No. 8986, FMG RESOURCES PTY LTD (ACN 095 546 428), County of Gregory and County of Oxley, Map Sheets (8334, 8335), area of 72 units. Cancellation took effect on 21 June 2024.

(CAN-2024-35)

Exploration Licence No. 9344, FRISTAD RESOURCES PTY LTD (ACN 638 797 387), County of Selwyn, Map Sheet (8526), area of 14 units. Cancellation took effect on 25 June 2024.

---

**WORK HEALTH AND SAFETY (MINES AND PETROLEUM SITES)  
REGULATION 2022**

Notice of other criteria for competence to hold a practising certificate for statutory functions  
2024

I, **ANTHONY MARGETTS**, Chief Inspector, with the delegated authority of the Secretary, Department of Regional NSW, pursuant to section 138(2)(b) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022 do, by this notice, specify for the purposes of satisfying the regulator of other criteria to grant a practising certificate in schedule 1, an individual is competent to exercise the statutory functions listed in column A (as prescribed in schedule 10 of the Regulation) if they hold one of the certificates of competence or qualification listed in column B.

Dated this 25th day of June 2024.

Anthony Margetts  
Chief Inspector  
Department of Regional NSW

**Explanatory Note:** Under section 138(2)(b) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022, the regulator may be satisfied that an individual has the competence to exercise a statutory function if the individual meets other criteria specified by the regulator in respect of the function, by notice published in the NSW Government Gazette.

**1. Name of notice**

This notice is the *Notice of other criteria for competence to hold a practising certificate for statutory functions 2024*.

**2. Commencement of notice**

This notice takes effect on the day it is published in the NSW Government Gazette and has effect until the notice is revoked.

**3. Referencing**

CMHSAct & R refers to the Coal Mine Health and Safety Act 2002 and Coal Mine Health and Safety Regulation 2006

CMRA 1982 refers to the Coal Mines Regulation Act 1982

CMRA 1912 refers to the Coal Mines Regulation Act 1912

MHSAct & R refers to the Mine Health and Safety Act 2004 and Mine Health and Safety Regulation 2007

MIA refers to the Mines Inspection Act 1901

All other certificates of competence listed are issued under the Work Health and Safety Act 2011 and Work Health and Safety (Mines and Petroleum Sites) Regulation 2022.

## Schedule 1

Column A – statutory functions	Column B - other criteria - certificate of competence or former certificate of competence or qualifications
Mining engineering manager of underground coal mines (section 3 of schedule 10)	<p><b>Former certificate under CMHSA &amp; R, CMRA 1982:</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - manager of a mine (underground)</li> </ul> <p><b>Former certificate under CMRA 1912:</b></p> <ul style="list-style-type: none"> <li>• First class certificate of competency</li> <li>• Certificate of service as manager</li> </ul>
Electrical engineering manager of underground coal mines (section 4 of schedule 10)	<p><b>Former certificate under the CMHSA&amp;R, CMRA 1982:</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - mine electrical engineer (underground)</li> </ul>
Mechanical engineering manager of underground coal mines (section 5 of schedule 10)	<p><b>Former certificate under the CMHSA&amp;R, CMR Act 1982:</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - mine mechanical engineer (underground)</li> </ul>
Undermanager of underground coal mines (section 6 of schedule 10)	<ul style="list-style-type: none"> <li>• Certificate of competence - mining engineering manager of an underground coal mine</li> </ul> <p><b>Former certificate under the CMHSA&amp;R, CMR Act 1982:</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - undermanager of a mine, or Certificate of competence - manager of a mine</li> </ul> <p><b>Former certificate under CMRA 1912:</b></p> <ul style="list-style-type: none"> <li>• First class certificate of competency</li> <li>• Second class certificate of competency</li> <li>• Certificate of service as under-manager</li> </ul>
Ventilation auditor of underground coal mines (section 7 of schedule 10)	<ul style="list-style-type: none"> <li>• Graduate Diploma in Mine Ventilation from the University of New South Wales, and</li> <li>• Exemplar Global certified OH &amp; AU Occupational Health and Safety Management Systems certificate of attainment; or Exemplar Global certified OH, AU, TL Occupational Health and Safety Management Systems Lead Auditor certificate of attainment; or equivalent certificate of attainment certified by Exemplar Global</li> </ul>

<p>Ventilation officer of underground coal mines (section 8 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence to be a mining engineering manager of an underground coal mine</li> <li>• Statutory Coal Mine Ventilation Officer's Qualification from the University of New South Wales</li> <li>• Graduate Diploma in Mine Ventilation from the University of New South Wales</li> </ul> <p><b>Former certificate under the CMHSA &amp; R, CMRA 1982:</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence to be a manager of a mine (underground)</li> </ul>
<p>Dust explosion control measures auditor of underground coal mines (section 9 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Exemplar Global certified OH &amp; AU Occupational Health and Safety Management Systems certificate of attainment; or Exemplar Global certified OH, AU, TL Occupational Health and Safety Management Systems Lead Auditor certificate of attainment; equivalent certificate of attainment certified by Exemplar Global and one of the following certificates of competence</li> <li>• Certificate of competence to be a mining engineering manager of an underground coal mine</li> <li>• Certificate of competence to be an under manager of an underground coal mine</li> <li>• Certificate of competence to be an deputy of an underground coal mine</li> </ul> <p><b>Former certificate (under the CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence to be a manager of a mine (underground)</li> <li>• Certificate of competence to be an under manager of a mine</li> <li>• Certificate of competence to be a deputy</li> </ul>
<p>Deputy of underground coal mines (section 10 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence to be a mining engineering manager of an underground coal mine</li> <li>• Certificate of competence to be an undermanager of an underground coal mine</li> </ul> <p><b>Former certificate (under the CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence to be a manager of a mine (underground)</li> <li>• Certificate of competence to be an under manager of a mine</li> <li>• Certificate of competence to be a deputy</li> </ul>

<p>Mining engineering manager of coal mines other than underground mines (section 17 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - mining engineering manager for an underground coal mine</li> </ul> <p><b>Former certificates (under the CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - manager of a mine (underground)</li> <li>• Certificate of competence - manager of an open cut mine</li> </ul> <p><b>Former certificate (under CMRA 1912)</b></p> <ul style="list-style-type: none"> <li>• First class certificate of competency</li> <li>• Certificate of service as manager</li> </ul>
<p>Open cut examiner of coal mines other than underground mines (section 18 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - mining engineering manager for an underground coal mine</li> <li>• Certificate of competence - mining engineering manager for a coal mine other than an underground coal mine</li> </ul> <p><b>Former certificates (under the CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - manager of a mine (underground)</li> <li>• Certificate of competence - manager of an open cut mine</li> <li>• Certificate of competence - examiner of an open cut mine</li> </ul> <p><b>Former certificate (under CMRA 1912):</b></p> <ul style="list-style-type: none"> <li>• First class certificate of competency</li> <li>• Certificate of service as manager</li> </ul>
<p>Electrical engineer of coal mines other than underground mines (section 20 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - Electrical engineering manager for an underground coal mine)</li> </ul> <p><b>Former certificates (under the CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - mine electrical engineer (underground)</li> <li>• Certificate of competence - mine electrical engineer (surface)</li> </ul>
<p>Mechanical engineer of coal mines other than underground mines (section 21 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - Mechanical engineering manager (underground coal mines)</li> </ul> <p><b>Former certificates (under the CMHSA &amp; R, CMRA 1982):</b></p>

	<ul style="list-style-type: none"> <li>• Certificate of competence - mine mechanical engineer (underground)</li> <li>• Certificate of competence - mine mechanical engineer (surface)</li> </ul>
<p>Mining engineering manager of underground mines other than coal mines (section 25 of schedule 10)</p>	<p><b>Former certificates (under MHSA &amp; R):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence to be a production manager for an underground mine</li> </ul> <p><b>Former certificate (under MI Act):</b></p> <ul style="list-style-type: none"> <li>• a certificate of competency as production manager</li> <li>• Manager's certificate of competency</li> <li>• Certificate of competence as Manager of a Below Ground Mine</li> </ul>
<p>Underground mine supervisor of underground mines other than coal mines (section 26 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - mining engineering manager for an underground mine other than a coal mine</li> </ul> <p><b>Former certificates (under MHSA &amp; R):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - production manager for an underground mine</li> </ul> <p><b>Former certificate (under MI Act):</b></p> <ul style="list-style-type: none"> <li>• a certificate of competency as production manager</li> <li>• Manager's certificate of competency</li> <li>• Certificate of competence as Manager of a Below Ground Mine</li> </ul>
<p>Electrical engineer of underground mines other than coal mines (section 28 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - Electrical engineering manager of an underground coal mine</li> <li>• Certificate of competence - Electrical engineer of a coal mine other than underground coal mines)</li> </ul> <p><b>Former certificates (under CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - mine electrical engineer (underground)</li> <li>• Certificate of competence - mine electrical engineer (surface)</li> </ul>
<p>Quarry manager of mines other than underground mines or coal mines (section 31 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - mining engineering manager for an underground mine other than a coal mine</li> <li>• Certificate of competence - mining engineering manager for an underground coal mine, or</li> </ul>

	<ul style="list-style-type: none"> <li>• Certificate of competence - mining engineering manager for a coal mine other than an underground coal mine</li> </ul> <p><b>Former certificate (under MHSA &amp; R):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - production manager for an above-ground mine</li> <li>• Certificate of competence - production manager for an underground mine</li> </ul> <p><b>Former certificate (under MIA 1901):</b></p> <ul style="list-style-type: none"> <li>• a certificate of competency as production manager</li> <li>• certificate of service as production manager</li> </ul> <p><b>Former certificate (under CMRA 1912):</b></p> <ul style="list-style-type: none"> <li>• First class certificate of competency</li> <li>• Certificate of service as manager.</li> </ul> <p><b>Former certificates (under the CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - manager of a mine (underground)</li> <li>• Certificate of competence - manager of an open cut mine</li> </ul> <p><b>Former certificate (under CMRA 1912):</b></p> <ul style="list-style-type: none"> <li>• First class certificate of competency</li> </ul> <p>Certificate of service as manager.</p>
<p>Electrical engineer of mines other than underground mines or coal mines (section 33 of schedule 10)</p>	<ul style="list-style-type: none"> <li>• Certificate of competence - Electrical engineering manager of underground coal mines)</li> <li>• Certificate of competence - Electrical engineer of a coal mine other than underground coal mines)</li> </ul> <p><b>Former certificates (under CMHSA &amp; R, CMRA 1982):</b></p> <ul style="list-style-type: none"> <li>• Certificate of competence - mine electrical engineer (underground), or</li> <li>• Certificate of competence - mine electrical engineer (surface)</li> </ul>

# Biosecurity (Chinese violet) Control Order 2024

under the

## Biosecurity Act 2015

I, Scott Charlton, Chief Invasive Species Officer, as authorised by the Minister under section 78 of the *Biosecurity Act 2015* (**the Act**), make the following control order under section 62 of the Act.

Dated 25 June 2024



**SCOTT CHARLTON**  
**Chief Invasive Species Officer**  
**Department of Primary Industries**  
**Department of Regional NSW**

### Part 1 Preliminary

#### 1 Name of control order

This control order is the *Biosecurity (Chinese Violet) Control Order 2024*.

#### 2 Commencement and duration [s 63(e) and 66(1)]

- (1) This control order commences 1 July 2024.
- (2) The control order has effect until 30 June 2029.

#### 3 Biosecurity matter and biosecurity risk [s 63(a)]

- (1) The biosecurity matter which is the subject of this control order is the weed Chinese violet.
- (2) The biosecurity risk that is the subject of this control order is the risk of an adverse effect on the economy, environment and the community that arises from the presence and spread of the weed Chinese violet in New South Wales.

#### 4 Grounds for order [s 62]

The basis for reasonably believing that this control order is necessary to prevent,



eliminate, minimise or manage the biosecurity risk arising from Chinese violet is:

- (1) Chinese violet is a fast-growing perennial creeper that forms sprawling mats that can smother and outcompete native plants, reduce food and shelter for native animals, compete with crops (e.g. soybeans, vegetables, tea trees and cut flowers), and smother garden plants and lawns.
- (2) The control measures contained in this control order are required to assist in preventing the spread of Chinese violet and to eradicate, minimise, and manage the biosecurity impact that Chinese violet has in the Chinese Violet Control Zone.

## 5 Control zone [s 63(b) and 67]

- (1) The control zone to which control measures are required to be implemented under this control order is the whole of the State of New South Wales.
- (2) The control zone is called the *Chinese Violet Control Zone*.

## 6 Revocation

The Biosecurity (Chinese Violet) Control Order 2019 dated 20 May 2019 and published in the NSW Government Gazette No 53 on 24 May 2019, at <https://legislation.nsw.gov.au/gazette>, is revoked.

## 7 Definitions

In this control order:

*Chinese violet* means the weed *Asystasia gangetica* species complex whether whole or in part, and whether alive or dead.

*Chinese Violet Control Zone* – see clause 5.

*new infestation* has the same meaning as in Part 5 of the Regulation.

*the Act* means the *Biosecurity Act 2015*.

*the Regulation* means the *Biosecurity Regulation 2017*.

## Part 2 Control measures – in the Chinese Violet Control Zone [s 68, s 69]

### 8 Control measures – owner and occupiers of land

- (1) The owner or occupier of land in the Chinese Violet Control Zone on which there is an infestation of Chinese violet must notify the local control authority for the area as soon as practicable of the following information:
  - (a) the person's full name and contact details, including a telephone number,
  - (b) the address of the land, including the lot and deposited plan number and the property identification code for the land (if these are known), and

- (c) any other information that is reasonably requested by the local control authority.
- (2) The owner or occupier of the land must ensure that the land is kept free of Chinese violet by destroying all Chinese violet on the land as soon as is reasonably practicable. This requirement applies to any new infestation as well as any subsequent generations of Chinese violet on that land.
- (3) The owner or occupier does not need to comply with (1)(a) above if they know that notification of the infestation on the land has already been given to the local control authority for the area.

## **9 Control measure – persons moving Chinese violet and carriers of Chinese violet (excluding a human)**

- (1) This clause applies to any land in the Chinese Violet Control Zone on which Chinese violet is present or is likely to be present.
- (2) Before moving Chinese violet or a carrier of Chinese violet (excluding a human) to another property, a person must notify the local control authority for the area in which that other property is located of the following information:
  - (a) the person's full name and contact details, and
  - (b) the addresses of the land the Chinese violet is coming from and going to, including the lot and deposited plan number and the property identification code for the land (if these are known).
- (3) A person who deals with a carrier of Chinese violet (excluding a human) on land to which this clause applies, must take all reasonable steps to ensure that the carrier is not moved from the land with any Chinese violet on it, attached to it, or contained in it, before the carrier is moved from the land.
- (4) A person who moves Chinese violet or a carrier of Chinese violet (excluding a human) does not need to comply with subclause (1) if they know that notification of the movement has already been given to the local control authority.

Note. Examples of when Chinese violet or a carrier of Chinese violet (excluding a human) may need to be moved include, but are not limited to, the movement of vehicles, soil, or livestock as well as movement of Chinese violet for disposal.