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Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of each page of the notice and can be used as a reference for that notice. For example, [NSWGG-2024-10-1].

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To submit a notice for gazettal, visit the website.

NATIONAL PARKS AND WILDLIFE ACT 1974
Kalyarr National Park Draft Plan of Management

The Kalyarr National Park Draft Plan of Management is on public exhibition.

The plan may be viewed at www.environment.nsw.gov.au/get-involved/have-your-say or by appointment at:

- NPWS Riverina Area office, 200 Yambil Street Griffith

Contact 02 6966 8130 or email npws.riverina@environment.nsw.gov.au to make an appointment.

Submissions on the draft plan must be lodged before 5pm **1 November 2024**. Submissions must be in written form and lodged via:

- the online form at www.environment.nsw.gov.au/get-involved/have-your-say
- email to npws.parkplanning@environment.nsw.gov.au
- mail to Manager, NPWS Planning and Assessment, Locked Bag 5022, Parramatta NSW 2124.

Any personal information you provide will be protected. Further information is available at www.environment.nsw.gov.au/about-us/privacy-and-security.

PROTECTION OF THE ENVIRONMENT OPERATIONS (WASTE) REGULATION 2014

Notice under Clause 21A: Notice of revocation and notice of approved scheduled waste facilities and other requirements for levy exempt mixed waste organic outputs

I, Tony Chappel, Chief Executive Officer of the NSW Environment Protection Authority (EPA):

- (a) revoke the notice in the Government Gazette No 509 of 1 November 2023, under clause 21A of the *Protection of the Environment Operations (Waste) Regulation 2014* (Waste Regulation)
- (b) specify the following other requirements for mixed waste organic outputs (MWOO) for the purposes of clause 21A, pursuant to clause 21A(3)(b):

Processing requirements

- 1. For the purposes of clause 21A, MWOO must be pasteurised in the following manner:
 - 1.1 by turning the mass of organic material five times, and before each of those turns the core temperature of the organic material must reach at least 55°C for 3 consecutive days or longer, or
 - 1.2 by an alternative process that achieves the same level of plant and animal pathogens and plant propagule reduction as what would be achieved by completing pasteurisation in accordance with clause 1.1 of this notice. Any such alternative process must be clearly defined in writing and that documentation kept by the approved scheduled waste facility for a minimum period of three years.
- 2. For the purposes of clause 21A, and after the MWOO has been pasteurised in accordance with clause 1, MWOO must be biologically stabilised in the following manner:
 - 2.1 composted for four weeks or longer, or
 - 2.2 by an alternative process that achieves the same level of biological stabilisation as what would be achieved by completing biological stabilisation in accordance with clause 2.1 of this notice. Any such alternative process must be clearly defined in writing and that documentation kept by the approved scheduled waste facility for a minimum period of three years.
- (c) Approve the following scheduled waste facilities for the purposes of clause 21A of the Waste Regulation with effect only for the specified period of 1 September 2024 to 31 August 2025 inclusive:
 - (i) the Cleanaway Pty Ltd (ACN: 000 164 938) facility at 1725 Elizabeth Drive Kemps Creek NSW 2178 (Part Lot 740 DP 810111) (Environment Protection Licence 12889) (Cleanaway Kemps Creek);
 - (ii) the Veolia Recycling and Recovery (Port Stephens) Group Pty Ltd (ACN: 071 096 421) facility at 330 Newline Road Raymond Terrace NSW 2324 (Lot 1 DP 1098770) (Environment Protection Licence 12556) (Veolia Raymond Terrace):

- (iii) the Veolia Environmental Services (Australia) Pty Ltd (ACN: 051 316 584) facility at 619 Collector Road Tarago NSW 2580 (as described in Environment Protection Licence 20476) (Veolia Tarago); and
- (iv) the Eastern Creek Operations Pty Limited (ACN: 105 104 087) facility at Wallgrove Road Eastern Creek NSW 2766 (Lot 10 DP 1048435) (Environment Protection Licence 11798) (ECO).

(d) Limit the amount of MWOO that is exempted from the calculation of the contribution payable under section 88 of the *Protection of the Environment Operations Act 1997* for the specified period of 1 September 2024 to 31 August 2025 inclusive as follows:

- (i) for Cleanaway Kemps Creek, the amount is limited to 25,000 tonnes;
- (ii) for Veolia Raymond Terrace, the amount is limited to 14,500 tonnes;
- (iii) for Veolia Tarago, the amount is limited to 25,000 tonnes; and
- (iv) for ECO, the amount is limited to 71,000 tonnes.

Note: the tonnes listed in (d) above reflect the estimated tonnes of MWOO to be produced up to and including 31 August 2025. The EPA may vary or revoke a notice under clause 21A of the Waste Regulation by notice published in the Gazette.

This notice commences on 1 September 2024.



TONY CHAPPEL
CHIEF EXECUTIVE OFFICER
NSW ENVIRONMENT PROTECTION AUTHORITY

Date: 27 August 2024

Order modifying Biodiversity Certification - Brimbin

Under section 8.22 of the *Biodiversity Conservation Act 2016*

Under section 8.22(1) of the Act I, Ingrid Emery, Executive Director, Regional Delivery, Biodiversity, Conservation and Science Group, Department of Climate Change, Energy, the Environment and Water, as delegate of the Minister for Environment, modify the Original Biodiversity Certification Order.

Under section 8.22(1)(a), I modify the description of land that is biodiversity certified to limit the Certification Area in accordance with the map at Schedule 2 of this Order.

Under section 8.22(1)(b), I modify the Conservation Land in Lot 81 DP 848750 by:

1. reducing it by excluding the area shown in red hatching on the map at Schedule 2, and
2. extending it by adding the area shown in green and black hatching on the map at Schedule 2.

Further, under section 8.22(1)(b), the following approved conservation measures and other measures apply to the Conservation Land as modified by this Order:

1. the approved conservation measures as set out in Schedule 3, and
2. other approved measures as to the timing, monitoring, reporting and auditing of the implementation of the approved and other approved conservation measures as set out in Schedule 4A of this Order.

I am satisfied that a biodiversity certification assessment report is not required in respect of this modification because it substitutes equivalent conservation measures for the approved conservation measures identified in Schedule 3 of the Original Biodiversity Certification Order.

Under section 8.22 of the Act, I determine that modification of the Biodiversity Certification of the Certification Area is to take effect from the date of publication of the Order in the NSW Government Gazette.

Under section 8.9(1) and (4) of the Act, I confirm Roche Group Pty Limited is a party to this Biodiversity Certification as specified at Schedule 5 of this Order.



Ingrid Emery
Executive Director, Regional Delivery
Department of Climate Change, Energy, the Environment and Water
as a delegate of the Minister for the Environment

Signed this 25 day of August 2024

Definitions

In this Order:

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

“**Conservation Measures**” means any of the approved measures set out in the Original Biodiversity Certification and now taken to be approved measures under section 8.3(3) of the Act.

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

“**Certification Area**” means the land marked as “Certification Area” specified in Schedule 1 and shown on the maps in Schedule 2 of the Original Order as amended by the map at Schedule 2 of this Order.

“**Conservation Land**” means the land marked as “Conservation Land” shown on the maps in Schedule 2 of the Original Order as amended by the map at Schedule 2 of this Order.

“**Department**” means the Department principally involved in administering the Act, currently being NSW Department of Climate Change, Energy, the Environment and Water.

“**Minister**” means the Minister of the State of New South Wales administering the Act and includes his or her successors in office and includes servants and agents of the Minister.

“**Order**” means this order modifying the Original Biodiversity Certification.

“**Original Biodiversity Certification Order**” means the Biodiversity Certification conferred on 16 October 2015 under section 126H of the *Threatened Species Conservation Act 1995* (now repealed).

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

Note: Clause 35 of the *Biodiversity Conservation (Savings and Transitional) Regulation 2017* provides that where biodiversity certification was conferred on land under the *Threatened Species Conservation Act 1995* and is in force as at 25 August 2017, it will now be taken to be biodiversity certification conferred on land under Part 8 of the Act

Schedule 1 - Description of the Certification Area (specified land)

Roads and Railway

All internal unformed roads within the Biodiversity Certification Area owned by the applicant but excluding roads and railways on Crown land being the closed old Taree to Port Macquarie Road, the existing Landsdowne Road and the existing Sydney to Brisbane railway.

Lots within deposited plans

DP Number	Lot
DP10304	1,3,4, part 7,10,12,13,14
DP1084130	1,2
DP14182	28
DP174722	1
DP314748	1
DP413456	18
DP6031	7,27
DP754410	part 63 (excludes conservation land),140
DP848750	part 81
DP1244062	2, part 1 (20m infrastructure buffer east of power line and 20m infrastructure buffer west of railway line)
DP1244064	5
DP1276129	1-30 and roads
DP1288614	30-61 and roads
Note: Part Lot 81 of DP 848750 of the Certification Area has been reduced as specified in this Order, and the lot descriptions have been updated to reflect their current status.	

Schedule 2 – Modified Map of the Conservation Land



Schedule 3 – Conservation Measures

The following Conservation Measures apply to the Conservation Land as modified by this Order (as shown in green and black hatching in the map at Schedule 2):

1. The Approved Measures in Schedule 3 of the Original Biodiversity Certification Order, and
2. The replanting of *Eucalyptus seeana* in appropriate rehabilitation areas within the modified Conservation Land in accordance with Schedule 4 of this Order.
3. Thirty (30) days after publication of this Order in the NSW Gazette, Roche Group Pty Limited agrees to write to Mid-Coast Council to:
 - a. advise the Council of the modification to the Conservation Land, and
 - b. request the Council consider an amendment to the Local Environmental Plan to rezone the modified Conservation Land (as identified in green and black hatching in the map at Schedule 2) to C2 Environmental Conservation (or equivalent environmental rezoning) for consistency with the conservation status of the land. For the avoidance of doubt, this is not intended to require Roche Group Pty Limited to submit a proponent led rezoning application.

Schedule 4 – Other Approved Measures

The other approved measures are requirements as to the timing, implementation and reporting of the Conservation Measures and are set out at Schedule 4A below.

Schedule 4A – Timing

1. *Timing of replanting Eucalyptus seeana*

Within 12 months of publication of this Order in the NSW Gazette (unless otherwise agreed), plant *Eucalyptus seeana* (Narrow-leaved Red Gum) in the area identified in Schedule 2 as 'Conservation Appropriate Rehabilitation Area and E. seeana replanting (11.88 ha)' in accordance with section 6 "Conservation (E. seeana replanting) Land" of the Brimbin Biodiversity Certification Modification - Infrastructure Corridor report (MJD Environmental (Final V2) dated June 2024).

2. *Reporting on replanting of Eucalyptus seeana*

Within 12 months of publication of this Order in the NSW Gazette and every year following for five (5) years (unless otherwise agreed), submit written reports to the Department that provide evidence of compliance with planting of *Eucalyptus seeana* in accordance with this Schedule 4A.

Schedule 5 – Party to the Biodiversity Certification

Party	ACN/ABN (if relevant)
Roche Group Pty Limited	59 000 606 682

NATIONAL PARKS AND WILDLIFE ACT 1974

**REVOCAION OF PART OF THE LAND PROCLAIMED AS
ARALUEN WILDLIFE REFUGE**

I, the Honourable Margaret Beazley AC KC, 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*, do, by this my Proclamation revoke the Proclamation declaring the land described below as a wildlife refuge known as **Araluen Wildlife Refuge**, notified in Government Gazette No. 75 of 8 June 1973, to the extent it applies to the lands described below.

SIGNED and SEALED at Sydney this 7th day of August 2024

MARGARET BEAZLEY
Governor
By Her Excellency's Command

The Hon. Penny Sharpe MLC
Minister for the Environment

GOD SAVE THE KING!

Description

Council – Clarence Valley

Approximately 47.9 hectares, being Lot 3 DP 1176604.
BCT DOC23/910295

NATIONAL PARKS AND WILDLIFE ACT 1974

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

I, the Honourable Margaret Beazley AC KC, 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*, do, by this my Proclamation revoke the Proclamation declaring the land described below as a wildlife refuge known as **Billilla Wildlife Refuge**, notified in Government Gazette No. 76 of 27 May 1983, to the extent it applies to the lands described below.

SIGNED and SEALED at Sydney this 7th day of August 2024

MARGARET BEAZLEY
Governor
By Her Excellency's Command

The Hon. Penny Sharpe MLC
Minister for the Environment

GOD SAVE THE KING!

Description

Council – Central Darling Shire

Approximately 28,629.8 hectares, being Lot 3671 DP 766053.
BCT DOC23/910295

NATIONAL PARKS AND WILDLIFE ACT 1974

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

I, the Honourable Margaret Beazley AC KC, 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*, do, by this my Proclamation revoke the Proclamation declaring the land described below as a wildlife refuge known as **The Nagarrijoon Wildlife Refuge**, notified in Government Gazette No. 101 of 23 September 1966, to the extent it applies to the lands described below.

SIGNED and SEALED at Sydney this 7th day of August 2024

MARGARET BEAZLEY
Governor
By Her Excellency's Command

The Hon. Penny Sharpe MLC
Minister for the Environment

GOD SAVE THE KING!

Description

Council – Kyogle

Approximately 40.9 hectares, being Lot 2 DP 261896.
BCT DOC23/910295