

Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Week No. 45/2002

Friday, 8 November 2002

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GOVERNMENT PRINTING SERVICE

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 203

Thursday, 31 October 2002

Published under authority by the Government Printing Service

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from midnight on 31st October 2002 to midnight on 1st November 2002.

Dated this 31st day of October 2002.

PHIL KOPERBERG, A.M., A.F.S.M., B.E.M.,
Commissioner.

SCHEDULE 1

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire where such fire is lit, maintained or used under the direction of the Commissioner of the N.S.W. Rural Fire Service, any officer of the N.S.W. Fire Brigade, any officer authorised by the Forestry Commission of New South Wales, any officer authorised by the Director of National Parks and Wildlife Service, or any Fire Control Officer, Captain, Deputy Captain, Group Captain or Deputy Group Captain of any bush fire brigade organised or authorised under the Rural Fires Act 1997.

SCHEDULE 2

Fire lit, maintained or used at a registered factory within the meaning of the Factories, Shops and Industries Act 1962, subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 3

Fire lit, maintained or used at a hospital within the meaning of the Public Hospitals Act 1929, subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 4

Fire lit, maintained or used by, or under the authority of, a Council as defined in the dictionary of the Rural Fires Act 1997, for the destruction of garbage or other refuse at any sanitary depot provided and controlled by such Council subject to observance of the following special conditions:

- (1) a fire break shall be established and maintained around such depot to a width of not less than thirty metres;
- (2) at least one person shall be in attendance continuously at such depot for the duration of the fire;
- (3) all reasonable steps shall be taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 5

Fire lit, maintained or used by or under the authority of any person or body of persons, corporate or unincorporate, for or in connection with essential repair, or maintenance of services or equipment required for continuance or restoration of the supply or provision of heat, light, power, water, sewerage, transport or communication subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 6

Fire lit, maintained or used by a Public Authority as defined in the dictionary of the Rural Fires Act 1997, for the disposal of waste or putrescent material likely to cause a health hazard subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 7

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. for a purpose associated with the harvesting of sugar cane subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 8

Fire lit by the Roads and Traffic Authority of New South Wales or its contractors for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction activities subject to the observance of a special condition that adequate fire fighting equipment to the satisfaction of the Commissioner of the Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the Rural Fires Act 1997, or any other person.

SCHEDULE 9

Fire lit, maintained or used for the purpose associated with the drying of products from vineyards within Wentworth and Balranald Council areas subject to observance of the special condition that inflammable material is removed from around the heating apparatus for a distance of not less than ten metres to the specification of the Fire Control Officer.

SCHEDULE 10

Fire lit by a company contracted for the construction of a natural gas pipeline from Young to Lithgow within the Central Tablelands, Central West Slopes and South West Slopes Weather Forecast Districts provided that adequate fire fighting equipment is immediately available to the satisfaction of the Commissioner of the N.S.W. Rural Fire Service or his nominee to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person.

SCHEDULE 11

Fire lit, maintained or used, for the purpose of food preparation on a gas fired or electric appliance where:

- (a) such appliance is under the direct control of a responsible adult person, present at all relevant times;
- (b) no combustible material of any kind is allowed within three metres of the appliance when it is operating;
- (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
- (d) where the appliance is not on premises containing a permanent private dwelling or is more than twenty metres from such dwelling, both the appliance and the land on which it is to be placed have been approved for the purpose by the Council of the area.

SCHEDULE 12

Fire lit, maintained or used in accordance with Regulation 27 of the Rural Fires Regulation 1997, for the production of charcoal, 'but not for the destruction of waste arising therefrom,' subject to the observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 13

"Oxy-acetylene and electric welding apparatus used in accordance with the N.S.W. Coal Mine Regulations Act 1982, for the purpose of the maintenance and repair of mining equipment subject to a special condition that adequate fire fighting equipment is available and the operation is conducted within an area identified as a colliery holding."

SCHEDULE 14

"Oxy-acetylene and electric welding apparatus used by the company contracted for the construction of an ethane gas pipeline from Young to Leppington within the Metropolitan, Southern Tablelands, Illawarra and Riverina weather forecast districts provided that adequate fire fighting equipment to the satisfaction of Commissioner of the N.S.W. Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person."

SCHEDULE 15

Any conditions notified in writing by the Commissioner of the N.S.W. Rural Fire Service to individuals or organisations.

SCHEDULE A

Zone H – Central West Plains Weather Forecast District.

Zone I – Central West Slopes Weather Forecast District.

Zone K – North West Plains Weather Forecast District.

Zone L – North West Slopes Weather Forecast District.

Zone M – Northern Tablelands Weather Forecast District.

Zone P – Hunter Weather Forecast District.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 204
Friday, 1 November 2002

Published under authority by the Government Printing Service

SPECIAL SUPPLEMENT



New South Wales

Proclamation

under the

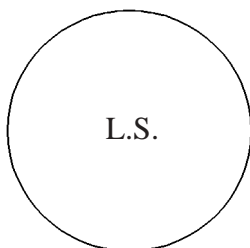
Marine Legislation Amendment (Marine Pollution) Act 2002
No 75

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Marine Legislation Amendment (Marine Pollution) Act 2002*, do, by this my Proclamation, appoint 1 November 2002 as the day on which that Act commences.

Signed and sealed at Sydney, this 30th day of October 2002.

By Her Excellency's Command,



CARL SCULLY, M.P.,
Minister for Transport

GOD SAVE THE QUEEN!

EXOTIC DISEASES OF ANIMALS ACT 1991**ORDER - Section 76****Certification that an outbreak of the exotic disease
Small Hive Beetle exists in the State of New South Wales**

I, RICHARD FREDRICK SHELDRAKE, Director-General of the Department of Agriculture, with the powers the Minister has delegated to me under section 67 of the *Exotic Diseases of Animals Act 1991* and pursuant to section 76 of that Act, certify that an outbreak of the exotic animal disease Small Hive Beetle (*Aethina tumida*) exists in the State.

Dated: 1st November 2002

RF SHELDRAKE
DIRECTOR-GENERAL



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 205

Friday, 1 November 2002

Published under authority by the Government Printing Service

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from midnight on 1st November 2002 to midnight on 2nd November 2002.

Dated this 1st day of November 2002.

PHIL KOPERBERG, A.M., A.F.S.M., B.E.M.,
Commissioner.

SCHEDULE 1

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire where such fire is lit, maintained or used under the direction of the Commissioner of the N.S.W. Rural Fire Service, any officer of the N.S.W. Fire Brigade, any officer authorised by the Forestry Commission of New South Wales, any officer authorised by the Director of National Parks and Wildlife Service, or any Fire Control Officer, Captain, Deputy Captain, Group Captain or Deputy Group Captain of any bush fire brigade organised or authorised under the Rural Fires Act 1997.

SCHEDULE 2

Fire lit, maintained or used at a registered factory within the meaning of the Factories, Shops and Industries Act 1962, subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 3

Fire lit, maintained or used at a hospital within the meaning of the Public Hospitals Act 1929, subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 4

Fire lit, maintained or used by, or under the authority of, a Council as defined in the dictionary of the Rural Fires Act 1997, for the destruction of garbage or other refuse at any sanitary depot provided and controlled by such Council subject to observance of the following special conditions:

- (1) a fire break shall be established and maintained around such depot to a width of not less than thirty metres;
- (2) at least one person shall be in attendance continuously at such depot for the duration of the fire;
- (3) all reasonable steps shall be taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 5

Fire lit, maintained or used by or under the authority of any person or body of persons, corporate or unincorporate, for or in connection with essential repair, or maintenance of services or equipment required for continuance or restoration of the supply or provision of heat, light, power, water, sewerage, transport or communication subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 6

Fire lit, maintained or used by a Public Authority as defined in the dictionary of the Rural Fires Act 1997, for the disposal of waste or putrescent material likely to cause a health hazard subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 7

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. for a purpose associated with the harvesting of sugar cane subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 8

Fire lit by the Roads and Traffic Authority of New South Wales or its contractors for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction activities subject to the observance of a special condition that adequate fire fighting equipment to the satisfaction of the Commissioner of the Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the Rural Fires Act 1997, or any other person.

SCHEDULE 9

Fire lit, maintained or used for the purpose associated with the drying of products from vineyards within Wentworth and Balranald Council areas subject to observance of the special condition that inflammable material is removed from around the heating apparatus for a distance of not less than ten metres to the specification of the Fire Control Officer.

SCHEDULE 10

Fire lit by a company contracted for the construction of a natural gas pipeline from Young to Lithgow within the Central Tablelands, Central West Slopes and South West Slopes Weather Forecast Districts provided that adequate fire fighting equipment is immediately available to the satisfaction of the Commissioner of the N.S.W. Rural Fire Service or his nominee to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person.

SCHEDULE 11

Fire lit, maintained or used, for the purpose of food preparation on a gas fired or electric appliance where:

- (a) such appliance is under the direct control of a responsible adult person, present at all relevant times;
- (b) no combustible material of any kind is allowed within three metres of the appliance when it is operating;
- (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
- (d) where the appliance is not on premises containing a permanent private dwelling or is more than twenty metres from such dwelling, both the appliance and the land on which it is to be placed have been approved for the purpose by the Council of the area.

SCHEDULE 12

Fire lit, maintained or used in accordance with Regulation 27 of the Rural Fires Regulation 1997, for the production of charcoal, 'but not for the destruction of waste arising therefrom,' subject to the observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 13

"Oxy-acetylene and electric welding apparatus used in accordance with the N.S.W. Coal Mine Regulations Act 1982, for the purpose of the maintenance and repair of mining equipment subject to a special condition that adequate fire fighting equipment is available and the operation is conducted within an area identified as a colliery holding."

SCHEDULE 14

"Oxy-acetylene and electric welding apparatus used by the company contracted for the construction of an ethane gas pipeline from Young to Leppington within the Metropolitan, Southern Tablelands, Illawarra and Riverina weather forecast districts provided that adequate fire fighting equipment to the satisfaction of Commissioner of the N.S.W. Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person."

SCHEDULE 15

Any conditions notified in writing by the Commissioner of the N.S.W. Rural Fire Service to individuals or organisations.

SCHEDULE A

Zone B – Lower Western Weather Forecast District.

Zone C – Riverina Weather Forecast District.

Zone D – South West Slopes Weather Forecast District.

Zone H – Central West Plains Weather Forecast District.

Zone I – Central West Slopes Weather Forecast District.

Zone K – North West Plains Weather Forecast District.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 206

Saturday, 2 November 2002

Published under authority by the Government Printing Service

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from midnight on 2nd November 2002 to midnight on 3rd November 2002.

Dated this 2nd day of November 2002.

PHIL KOPERBERG, A.M., A.F.S.M., B.E.M.,
Commissioner.

SCHEDULE 1

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire where such fire is lit, maintained or used under the direction of the Commissioner of the N.S.W. Rural Fire Service, any officer of the N.S.W. Fire Brigade, any officer authorised by the Forestry Commission of New South Wales, any officer authorised by the Director of National Parks and Wildlife Service, or any Fire Control Officer, Captain, Deputy Captain, Group Captain or Deputy Group Captain of any bush fire brigade organised or authorised under the Rural Fires Act 1997.

SCHEDULE 2

Fire lit, maintained or used at a registered factory within the meaning of the Factories, Shops and Industries Act 1962, subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 3

Fire lit, maintained or used at a hospital within the meaning of the Public Hospitals Act 1929, subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 4

Fire lit, maintained or used by, or under the authority of, a Council as defined in the dictionary of the Rural Fires Act 1997, for the destruction of garbage or other refuse at any sanitary depot provided and controlled by such Council subject to observance of the following special conditions:

- (1) a fire break shall be established and maintained around such depot to a width of not less than thirty metres;
- (2) at least one person shall be in attendance continuously at such depot for the duration of the fire;
- (3) all reasonable steps shall be taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 5

Fire lit, maintained or used by or under the authority of any person or body of persons, corporate or unincorporate, for or in connection with essential repair, or maintenance of services or equipment required for continuance or restoration of the supply or provision of heat, light, power, water, sewerage, transport or communication subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 6

Fire lit, maintained or used by a Public Authority as defined in the dictionary of the Rural Fires Act 1997, for the disposal of waste or putrescent material likely to cause a health hazard subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 7

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. for a purpose associated with the harvesting of sugar cane subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 8

Fire lit by the Roads and Traffic Authority of New South Wales or its contractors for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction activities subject to the observance of a special condition that adequate fire fighting equipment to the satisfaction of the Commissioner of the Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the Rural Fires Act 1997, or any other person.

SCHEDULE 9

Fire lit, maintained or used for the purpose associated with the drying of products from vineyards within Wentworth and Balranald Council areas subject to observance of the special condition that inflammable material is removed from around the heating apparatus for a distance of not less than ten metres to the specification of the Fire Control Officer.

SCHEDULE 10

Fire lit by a company contracted for the construction of a natural gas pipeline from Young to Lithgow within the Central Tablelands, Central West Slopes and South West Slopes Weather Forecast Districts provided that adequate fire fighting equipment is immediately available to the satisfaction of the Commissioner of the N.S.W. Rural Fire Service or his nominee to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person.

SCHEDULE 11

Fire lit, maintained or used, for the purpose of food preparation on a gas fired or electric appliance where:

- (a) such appliance is under the direct control of a responsible adult person, present at all relevant times;
- (b) no combustible material of any kind is allowed within three metres of the appliance when it is operating;
- (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
- (d) where the appliance is not on premises containing a permanent private dwelling or is more than twenty metres from such dwelling, both the appliance and the land on which it is to be placed have been approved for the purpose by the Council of the area.

SCHEDULE 12

Fire lit, maintained or used in accordance with Regulation 27 of the Rural Fires Regulation 1997, for the production of charcoal, 'but not for the destruction of waste arising therefrom,' subject to the observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 13

"Oxy-acetylene and electric welding apparatus used in accordance with the N.S.W. Coal Mine Regulations Act 1982, for the purpose of the maintenance and repair of mining equipment subject to a special condition that adequate fire fighting equipment is available and the operation is conducted within an area identified as a colliery holding."

SCHEDULE 14

"Oxy-acetylene and electric welding apparatus used by the company contracted for the construction of an ethane gas pipeline from Young to Leppington within the Metropolitan, Southern Tablelands, Illawarra and Riverina weather forecast districts provided that adequate fire fighting equipment to the satisfaction of Commissioner of the N.S.W. Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person."

SCHEDULE 15

Any conditions notified in writing by the Commissioner of the N.S.W. Rural Fire Service to individuals or organisations.

SCHEDULE A

Zone E – Southern Tablelands Weather Forecast District.

Zone F – South Coast Weather Forecast District.

Zone G – Illawarra Weather Forecast District.

Zone I – Central West Slopes Weather Forecast District.

Zone J – Central Tablelands Weather Forecast District.

Zone K – North West Plains Weather Forecast District.

Zone L – North West Slopes Weather Forecast District.

Zone P – Hunter Weather Forecast District.

Zone Q – Metropolitan Weather Forecast District.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 207

Sunday, 3 November 2002

Published under authority by the Government Printing Service

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 06:00 on 3rd November 2002 to midnight on 3rd November 2002.

Dated this 3rd day of November 2002.

PHIL KOPERBERG, A.M., A.F.S.M., B.E.M.,
Commissioner.

SCHEDULE 1

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire where such fire is lit, maintained or used under the direction of the Commissioner of the N.S.W. Rural Fire Service, any officer of the N.S.W. Fire Brigade, any officer authorised by the Forestry Commission of New South Wales, any officer authorised by the Director of National Parks and Wildlife Service, or any Fire Control Officer, Captain, Deputy Captain, Group Captain or Deputy Group Captain of any bush fire brigade organised or authorised under the Rural Fires Act 1997.

SCHEDULE 2

Fire lit, maintained or used at a registered factory within the meaning of the Factories, Shops and Industries Act 1962, subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 3

Fire lit, maintained or used at a hospital within the meaning of the Public Hospitals Act 1929, subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 4

Fire lit, maintained or used by, or under the authority of, a Council as defined in the dictionary of the Rural Fires Act 1997, for the destruction of garbage or other refuse at any sanitary depot provided and controlled by such Council subject to observance of the following special conditions:

- (1) a fire break shall be established and maintained around such depot to a width of not less than thirty metres;
- (2) at least one person shall be in attendance continuously at such depot for the duration of the fire;
- (3) all reasonable steps shall be taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 5

Fire lit, maintained or used by or under the authority of any person or body of persons, corporate or unincorporate, for or in connection with essential repair, or maintenance of services or equipment required for continuance or restoration of the supply or provision of heat, light, power, water, sewerage, transport or communication subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 6

Fire lit, maintained or used by a Public Authority as defined in the dictionary of the Rural Fires Act 1997, for the disposal of waste or putrescent material likely to cause a health hazard subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 7

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. for a purpose associated with the harvesting of sugar cane subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 8

Fire lit by the Roads and Traffic Authority of New South Wales or its contractors for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction activities subject to the observance of a special condition that adequate fire fighting equipment to the satisfaction of the Commissioner of the Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the Rural Fires Act 1997, or any other person.

SCHEDULE 9

Fire lit, maintained or used for the purpose associated with the drying of products from vineyards within Wentworth and Balranald Council areas subject to observance of the special condition that inflammable material is removed from around the heating apparatus for a distance of not less than ten metres to the specification of the Fire Control Officer.

SCHEDULE 10

Fire lit by a company contracted for the construction of a natural gas pipeline from Young to Lithgow within the Central Tablelands, Central West Slopes and South West Slopes Weather Forecast Districts provided that adequate fire fighting equipment is immediately available to the satisfaction of the Commissioner of the N.S.W. Rural Fire Service or his nominee to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person.

SCHEDULE 11

Fire lit, maintained or used, for the purpose of food preparation on a gas fired or electric appliance where:

- (a) such appliance is under the direct control of a responsible adult person, present at all relevant times;
- (b) no combustible material of any kind is allowed within three metres of the appliance when it is operating;
- (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
- (d) where the appliance is not on premises containing a permanent private dwelling or is more than twenty metres from such dwelling, both the appliance and the land on which it is to be placed have been approved for the purpose by the Council of the area.

SCHEDULE 12

Fire lit, maintained or used in accordance with Regulation 27 of the Rural Fires Regulation 1997, for the production of charcoal, 'but not for the destruction of waste arising therefrom,' subject to the observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 13

"Oxy-acetylene and electric welding apparatus used in accordance with the N.S.W. Coal Mine Regulations Act 1982, for the purpose of the maintenance and repair of mining equipment subject to a special condition that adequate fire fighting equipment is available and the operation is conducted within an area identified as a colliery holding."

SCHEDULE 14

"Oxy-acetylene and electric welding apparatus used by the company contracted for the construction of an ethane gas pipeline from Young to Leppington within the Metropolitan, Southern Tablelands, Illawarra and Riverina weather forecast districts provided that adequate fire fighting equipment to the satisfaction of Commissioner of the N.S.W. Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person."

SCHEDULE 15

Any conditions notified in writing by the Commissioner of the N.S.W. Rural Fire Service to individuals or organisations.

SCHEDULE A

Zone H – Central West Plains Weather Forecast District.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 208

Monday, 4 November 2002

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RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 06:00 on 4th November 2002 to midnight on 4th November 2002.

Dated this 4th day of November 2002.

PHIL KOPERBERG, A.M., A.F.S.M., B.E.M.,
Commissioner.

SCHEDULE 1

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire where such fire is lit, maintained or used under the direction of the Commissioner of the N.S.W. Rural Fire Service, any officer of the N.S.W. Fire Brigade, any officer authorised by the Forestry Commission of New South Wales, any officer authorised by the Director of National Parks and Wildlife Service, or any Fire Control Officer, Captain, Deputy Captain, Group Captain or Deputy Group Captain of any bush fire brigade organised or authorised under the Rural Fires Act 1997.

SCHEDULE 2

Fire lit, maintained or used at a registered factory within the meaning of the Factories, Shops and Industries Act 1962, subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 3

Fire lit, maintained or used at a hospital within the meaning of the Public Hospitals Act 1929, subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 4

Fire lit, maintained or used by, or under the authority of, a Council as defined in the dictionary of the Rural Fires Act 1997, for the destruction of garbage or other refuse at any sanitary depot provided and controlled by such Council subject to observance of the following special conditions:

- (1) a fire break shall be established and maintained around such depot to a width of not less than thirty metres;
- (2) at least one person shall be in attendance continuously at such depot for the duration of the fire;
- (3) all reasonable steps shall be taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 5

Fire lit, maintained or used by or under the authority of any person or body of persons, corporate or unincorporate, for or in connection with essential repair, or maintenance of services or equipment required for continuance or restoration of the supply or provision of heat, light, power, water, sewerage, transport or communication subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 6

Fire lit, maintained or used by a Public Authority as defined in the dictionary of the Rural Fires Act 1997, for the disposal of waste or putrescent material likely to cause a health hazard subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 7

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. for a purpose associated with the harvesting of sugar cane subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 8

Fire lit by the Roads and Traffic Authority of New South Wales or its contractors for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction activities subject to the observance of a special condition that adequate fire fighting equipment to the satisfaction of the Commissioner of the Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the Rural Fires Act 1997, or any other person.

SCHEDULE 9

Fire lit, maintained or used for the purpose associated with the drying of products from vineyards within Wentworth and Balranald Council areas subject to observance of the special condition that inflammable material is removed from around the heating apparatus for a distance of not less than ten metres to the specification of the Fire Control Officer.

SCHEDULE 10

Fire lit by a company contracted for the construction of a natural gas pipeline from Young to Lithgow within the Central Tablelands, Central West Slopes and South West Slopes Weather Forecast Districts provided that adequate fire fighting equipment is immediately available to the satisfaction of the Commissioner of the N.S.W. Rural Fire Service or his nominee to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person.

SCHEDULE 11

Fire lit, maintained or used, for the purpose of food preparation on a gas fired or electric appliance where:

- (a) such appliance is under the direct control of a responsible adult person, present at all relevant times;
- (b) no combustible material of any kind is allowed within three metres of the appliance when it is operating;
- (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
- (d) where the appliance is not on premises containing a permanent private dwelling or is more than twenty metres from such dwelling, both the appliance and the land on which it is to be placed have been approved for the purpose by the Council of the area.

SCHEDULE 12

Fire lit, maintained or used in accordance with Regulation 27 of the Rural Fires Regulation 1997, for the production of charcoal, 'but not for the destruction of waste arising therefrom,' subject to the observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 13

"Oxy-acetylene and electric welding apparatus used in accordance with the N.S.W. Coal Mine Regulations Act 1982, for the purpose of the maintenance and repair of mining equipment subject to a special condition that adequate fire fighting equipment is available and the operation is conducted within an area identified as a colliery holding."

SCHEDULE 14

"Oxy-acetylene and electric welding apparatus used by the company contracted for the construction of an ethane gas pipeline from Young to Leppington within the Metropolitan, Southern Tablelands, Illawarra and Riverina weather forecast districts provided that adequate fire fighting equipment to the satisfaction of Commissioner of the N.S.W. Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person."

SCHEDULE 15

Any conditions notified in writing by the Commissioner of the N.S.W. Rural Fire Service to individuals or organisations.

SCHEDULE A

Zone K – North West Plains Weather Forecast District.

Zone L – North West Slopes Weather Forecast District.

Zone P – Hunter Weather Forecast District.

Zone Q – Metropolitan Weather Forecast District.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 209

Wednesday, 6 November 2002

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RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from midnight on 6th November 2002 to midnight on 7th November 2002.

Dated this 6th day of November 2002.

PHIL KOPERBERG, A.M., A.F.S.M., B.E.M.,
Commissioner.

SCHEDULE 1

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire where such fire is lit, maintained or used under the direction of the Commissioner of the N.S.W. Rural Fire Service, any officer of the N.S.W. Fire Brigade, any officer authorised by the Forestry Commission of New South Wales, any officer authorised by the Director of National Parks and Wildlife Service, or any Fire Control Officer, Captain, Deputy Captain, Group Captain or Deputy Group Captain of any bush fire brigade organised or authorised under the Rural Fires Act 1997.

SCHEDULE 2

Fire lit, maintained or used at a registered factory within the meaning of the Factories, Shops and Industries Act 1962, subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 3

Fire lit, maintained or used at a hospital within the meaning of the Public Hospitals Act 1929, subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 4

Fire lit, maintained or used by, or under the authority of, a Council as defined in the dictionary of the Rural Fires Act 1997, for the destruction of garbage or other refuse at any sanitary depot provided and controlled by such Council subject to observance of the following special conditions:

- (1) a fire break shall be established and maintained around such depot to a width of not less than thirty metres;
- (2) at least one person shall be in attendance continuously at such depot for the duration of the fire;
- (3) all reasonable steps shall be taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 5

Fire lit, maintained or used by or under the authority of any person or body of persons, corporate or unincorporate, for or in connection with essential repair, or maintenance of services or equipment required for continuance or restoration of the supply or provision of heat, light, power, water, sewerage, transport or communication subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 6

Fire lit, maintained or used by a Public Authority as defined in the dictionary of the Rural Fires Act 1997, for the disposal of waste or putrescent material likely to cause a health hazard subject to observance of the special condition that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 7

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. for a purpose associated with the harvesting of sugar cane subject to observance of the special condition that all reasonable steps are taken to prevent the escape of fire, sparks or incandescent or burning material therefrom.

SCHEDULE 8

Fire lit by the Roads and Traffic Authority of New South Wales or its contractors for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction activities subject to the observance of a special condition that adequate fire fighting equipment to the satisfaction of the Commissioner of the Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the Rural Fires Act 1997, or any other person.

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SCHEDULE 10

Fire lit by a company contracted for the construction of a natural gas pipeline from Young to Lithgow within the Central Tablelands, Central West Slopes and South West Slopes Weather Forecast Districts provided that adequate fire fighting equipment is immediately available to the satisfaction of the Commissioner of the N.S.W. Rural Fire Service or his nominee to prevent the escape of any such fire under circumstances as to cause or to be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person.

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- (b) no combustible material of any kind is allowed within three metres of the appliance when it is operating;
- (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
- (d) where the appliance is not on premises containing a permanent private dwelling or is more than twenty metres from such dwelling, both the appliance and the land on which it is to be placed have been approved for the purpose by the Council of the area.

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"Oxy-acetylene and electric welding apparatus used by the company contracted for the construction of an ethane gas pipeline from Young to Leppington within the Metropolitan, Southern Tablelands, Illawarra and Riverina weather forecast districts provided that adequate fire fighting equipment to the satisfaction of Commissioner of the N.S.W. Rural Fire Service, or his nominee, is immediately available to prevent the escape of any such fire under circumstances as to cause or be likely to cause injury or damage to any person or the land or property of the Crown or a Public Authority as defined in the dictionary of the Rural Fires Act 1997, or any other person."

SCHEDULE 15

Any conditions notified in writing by the Commissioner of the N.S.W. Rural Fire Service to individuals or organisations.

SCHEDULE A

Zone H – Central West Plains Weather Forecast District.

Zone K – North West Plains Weather Forecast District.

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OF THE STATE OF
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Friday, 8 November 2002

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LEGISLATION

Proclamations



New South Wales

Proclamation

under the

Licensing and Registration (Uniform Procedures) Act 2002 No 28

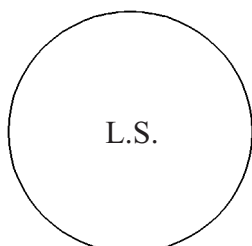
MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Licensing and Registration (Uniform Procedures) Act 2002*, do, by this my Proclamation, appoint 8 November 2002 as the day on which the following provisions of that Act commence:

- (a) section 81,
- (b) Schedule 4.6 [1], [9], [10], [13], [14], [22], [23] and [24],
- (c) Schedule 4.6 [2], except to the extent to which it substitutes the definition of **building consultancy licence** in section 3 of the *Home Building Act 1989*,
- (d) Schedule 4.29.

Signed and sealed at Sydney, this 6th day of November 2002.

By Her Excellency's Command,



KIM YEADON, M.P.,
Minister for Information Technology

GOD SAVE THE QUEEN!

Proclamation

Explanatory note

Explanatory note

The object of this Proclamation is to commence the provisions of the *Licensing and Registration (Uniform Procedures) Act 2002* that amend the *Home Building Act 1989* (other than those provisions that relate to the application of the uniform procedures of the 2002 Act to licences under the 1989 Act).

Regulations

First State Superannuation Regulation 2002

under the

First State Superannuation Act 1992

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *First State Superannuation Act 1992*.

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The objects of this Regulation are:

- (a) to prescribe paid maternity leave, paid parental leave, paid adoption leave, weekly workers compensation payments and certain non-cash benefits provided by an employer as part of salary in respect of which employers are required to make superannuation contributions for employees under the First State Superannuation Scheme, and
- (b) to repeal the *First State Superannuation (Savings) Regulation 1998*.

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely, matters that are of a machinery nature, matters that are of a savings or transitional nature or matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

This Regulation is made under the *First State Superannuation Act 1992* including sections 3A and 76 (the general regulation-making power).

Clause 1

First State Superannuation Regulation 2002

First State Superannuation Regulation 2002

1 Name of Regulation

This Regulation is the *First State Superannuation Regulation 2002*.

2 Definition

In this Regulation:

the Act means the *First State Superannuation Act 1992*.

3 Allowances and payments included as wages

- (1) For the purposes of section 3A (1) (a) (iii) of the Act, the following payments are prescribed:
 - (a) payments for maternity leave,
 - (b) payments for parental leave,
 - (c) payments for adoption leave,
 - (d) weekly workers compensation payments.
- (2) The weekly workers compensation payments to be treated as salary for the purposes of section 3A (1) (a) (iii) of the Act do not include any amount by which the aggregate of:
 - (a) the weekly workers compensation paid to an injured member, and
 - (b) the salary actually paid to that member while partially incapacitated,exceeds the salary that the member would probably have been earning but for the injury (assuming the member had continued to be employed in the same or some comparable employment).
- (3) For the purposes of section 3A (1) (a) (iv) of the Act, all non-cash employment benefits provided by an employer to an employee that attract compulsory employer superannuation contributions under an industrial award applicable to the employee are prescribed employment benefits.

First State Superannuation Regulation 2002

Clause 4

4 Repeal

The *First State Superannuation (Savings) Regulation 1998* is repealed.



New South Wales

Game and Feral Animal Control Amendment (Hunting Organisations) Regulation 2002

under the

Game and Feral Animal Control Act 2002

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Game and Feral Animal Control Act 2002*.

RICHARD AMERY, M.P.,
Minister for Agriculture

Explanatory note

The object of this Regulation is to omit New South Wales Field & Game Association Incorporated from the prescribed hunting organisations in clause 3 of the *Game and Feral Animal Control Regulation 2002* and to replace it with Field and Game Australia Incorporated.

This Regulation is made under the *Game and Feral Animal Control Act 2002*, including section 8 (2) (a) and section 60 (the general regulation-making power).

Clause 1 Game and Feral Animal Control Amendment (Hunting Organisations)
Regulation 2002

Game and Feral Animal Control Amendment (Hunting Organisations) Regulation 2002

under the

Game and Feral Animal Control Act 2002

1 Name of Regulation

This Regulation is the *Game and Feral Animal Control Amendment (Hunting Organisations) Regulation 2002*.

2 Amendment of Game and Feral Animal Control Regulation 2002

The *Game and Feral Animal Control Regulation 2002* is amended by omitting clause 3 (g) and by inserting instead:

(g) Field and Game Australia Incorporated,

Orders



New South Wales

First State Superannuation (Pacific National) Order 2002

under the

First State Superannuation Act 1992

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 7 of the *First State Superannuation Act 1992*, make the following Order.

Dated this 6th day of November 2002.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to remove the National Rail Consortium (SSL) Pty Limited from the list of employers in Schedule 1 to the *First State Superannuation Act 1992* and to replace it with Pacific National (NSW) Pty Ltd and Pacific National (ACT) Limited. This is to reflect a change of name and restructure of the organisation and to allow certain employees of the organisation, who were previously employed by Freight Rail Corporation immediately before 21 February 2002, to retain membership of the First State Superannuation Scheme.

This Order is made under section 7 of the *First State Superannuation Act 1992*.

Clause 1 First State Superannuation (Pacific National) Order 2002

First State Superannuation (Pacific National) Order 2002

under the

First State Superannuation Act 1992

1 Name of Order

This Order is the *First State Superannuation (Pacific National) Order 2002*.

2 Commencement

This Order is taken to have commenced on 28 June 2002.

3 Amendment of First State Superannuation Act 1992 No 100

The *First State Superannuation Act 1992* is amended as set out in Schedule 1.

First State Superannuation (Pacific National) Order 2002

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1 Employers

Omit:

National Rail Consortium (SSL) Pty Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Insert instead:

Pacific National (NSW) Pty Ltd (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Pacific National (ACT) Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)



State Authorities Non-contributory Superannuation (Pacific National) Order 2002

under the

State Authorities Non-contributory Superannuation Act 1987

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 27 of the *State Authorities Non-contributory Superannuation Act 1987*, make the following Order.

Dated this 6th day of November 2002.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to remove the National Rail Consortium (SSL) Pty Limited from the list of employers in Schedule 1 to the *State Authorities Non-contributory Superannuation Act 1987* and to replace it with Pacific National (NSW) Pty Ltd and Pacific National (ACT) Limited. This is to reflect a change of name and restructure of the organisation and to allow certain employees of the organisation, who were previously employed by Freight Rail Corporation immediately before 21 February 2002, to retain membership of the State Authorities Non-contributory Superannuation Scheme.

This Order is made under section 27 of the *State Authorities Non-contributory Superannuation Act 1987*.

Clause 1 State Authorities Non-contributory Superannuation (Pacific National) Order
2002

State Authorities Non-contributory Superannuation (Pacific National) Order 2002

under the

State Authorities Non-contributory Superannuation Act 1987

1 Name of Order

This Order is the *State Authorities Non-contributory Superannuation (Pacific National) Order 2002*.

2 Commencement

This Order is taken to have commenced on 28 June 2002.

3 Amendment of State Authorities Non-contributory Superannuation Act 1987 No 212

The *State Authorities Non-contributory Superannuation Act 1987* is amended as set out in Schedule 1.

State Authorities Non-contributory Superannuation (Pacific National) Order
2002

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1 Employers

Omit from Part 1 (The Crown and other employers):

National Rail Consortium (SSL) Pty Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Insert instead:

Pacific National (NSW) Pty Ltd (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Pacific National (ACT) Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)



New South Wales

State Authorities Superannuation (Pacific National) Order 2002

under the

State Authorities Superannuation Act 1987

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 46 of the *State Authorities Superannuation Act 1987*, make the following Order.

Dated this 6th day of November 2002.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to remove the National Rail Consortium (SSL) Pty Limited from the list of employers in Schedule 1 to the *State Authorities Superannuation Act 1987* and to replace it with Pacific National (NSW) Pty Ltd and Pacific National (ACT) Limited. This is to reflect a change of name and restructure of the organisation and to allow certain employees of the organisation, who were previously employed by Freight Rail Corporation immediately before 21 February 2002, to retain membership of the State Authorities Superannuation Scheme.

This Order is made under section 46 of the *State Authorities Superannuation Act 1987*.

Clause 1 State Authorities Superannuation (Pacific National) Order 2002

State Authorities Superannuation (Pacific National) Order 2002

under the

State Authorities Superannuation Act 1987

1 Name of Order

This Order is the *State Authorities Superannuation (Pacific National) Order 2002*.

2 Commencement

This Order is taken to have commenced on 28 June 2002.

3 Amendment of State Authorities Superannuation Act 1987 No 211

The *State Authorities Superannuation Act 1987* is amended as set out in Schedule 1.

State Authorities Superannuation (Pacific National) Order 2002

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1 Employers

Omit from Part 1 (The Crown and other employers):

National Rail Consortium (SSL) Pty Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Insert instead:

Pacific National (NSW) Pty Ltd (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Pacific National (ACT) Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)



Superannuation (Pacific National) Order 2002

under the

Superannuation Act 1916

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 92 of the *Superannuation Act 1916*, make the following Order.

Dated this 6th day of November 2002.

By Her Excellency's Command,

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State

Explanatory note

The object of this Order is to remove the National Rail Consortium (SSL) Pty Limited from the list of employers in Schedule 3 to the *Superannuation Act 1916* and to replace it with Pacific National (NSW) Pty Ltd and Pacific National (ACT) Limited. This is to reflect a change of name and restructure of the organisation and to allow certain employees of the organisation, who were previously employed by Freight Rail Corporation immediately before 21 February 2002, to retain membership of the State Superannuation Scheme.

This Order is made under section 92 of the *Superannuation Act 1916*.

Clause 1 Superannuation (Pacific National) Order 2002

Superannuation (Pacific National) Order 2002

under the

Superannuation Act 1916

1 Name of Order

This Order is the *Superannuation (Pacific National) Order 2002*.

2 Commencement

This Order is taken to have commenced on 28 June 2002.

3 Amendment of Superannuation Act 1916 No 28

The *Superannuation Act 1916* is amended as set out in Schedule 1.

Superannuation (Pacific National) Order 2002

Schedule 1 Amendment

Schedule 1 Amendment

(Clause 3)

Schedule 3 List of employers

Omit from Part 1 (The Crown and other employers):

National Rail Consortium (SSL) Pty Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Insert instead:

Pacific National (NSW) Pty Ltd (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

Pacific National (ACT) Limited (limited to those persons who were, immediately before 21 February 2002, employees of the Freight Rail Corporation)

OFFICIAL NOTICES

Appointments

ABORIGINAL LAND RIGHTS ACT 1983

NOTICE

I, the Honourable ANDREW REFSHAUGE, M.P., Minister for Aboriginal Affairs, following consultation between myself and the New South Wales Aboriginal Land Council, do, by this notice pursuant to section 222 (1) of the Aboriginal Land Rights Act 1983 (the Act), appoint Mr Tom REES as Administrator to the Moree Local Aboriginal Land Council for a maximum period of twelve (12) calendar months. During the period of his appointment, the Administrator will have the functions of a Local Aboriginal Land Council as specified in section 52 (a), 52 (e), 52 (f), 52 (g), 52 (j), 52 (k), 52 (l), and 52 (o) of the Act.

Signed and sealed this 4th day of November 2002.

ANDREW REFSHAUGE, M.P.,
Minister for Aboriginal Affairs

GODSAVE THE QUEEN!

MINE SUBSIDENCE COMPENSATION ACT 1961

Appointment of Members to the Mine Subsidence Board

Marie Bashir, Governor

HER Excellency Professor MARIE BASHIR, AC, Governor of New South Wales, with the advice of the Executive Council, pursuant to the provisions of section 5 (2) (c) of the Mine Subsidence Compensation Act 1961, has appointed the following as members of the Mine Subsidence Board for a period of three years commencing 23 October 2002:

Robyn TOZER, nominated by the Minister for Mineral Resources.

Phillip CARTER, nominated by the Minister for Public Works and Services.

The Hon. EDWARD OBEID, O.A.M., M.L.C.,
Minister for Mineral Resources
and Minister for Fisheries

POLICE REGULATION (SUPERANNUATION) ACT 1906

Appointment of Members and Deputies for Members of the Police Superannuation Advisory Committee.

IN accordance with section 2H and Schedule 4 to the Police Regulation (Superannuation) Act 1906, I have approved the appointment of the following representatives of the Police Superannuation Advisory Committee to serve for the period ending on 31 August 2003.

Nominees of the Minister for Police, the Hon. Michael Costa, M.L.C.:

Ms Bronwyn Jones as Member and Mr Mark Gilchrist as Deputy to Member.

The appointments follows the resignation from the Committee of Mr Ken Petersen and Mr Gary Corkill.

Nominees of the SAS Trustee Corporation:

Mr Ron Davis as Member and Mr Bill Gillooly as Deputy to Member.

The appointments follows the resignation from the Committee of Mr John Hennessy.

Dated at Sydney, 24 October 2002.

JOHN DELLA BOSCA, M.L.C.,
Special Minister of State,
Minister for Industrial Relations,
Assistant Treasurer,
Minister Assisting the Premier on Public Sector
Management
and Minister Assisting the Premier for the
Central Coast

VALUATION OF LAND ACT 1916

Valuer-General on Leave — Chief Valuer to Act

HER Excellency the Governor, on the advice of the Executive Council, that pursuant to Clause 6 of Schedule 1 of the Valuation of Land Act 1916, Mr Kerry William LISTER, Chief Valuer, Land and Property Information New South Wales, act as Valuer-General for the period from Wednesday, 6 November 2002 to Monday, 18 November 2002, inclusive.

KIM YEADON, M.P.,
Minister for Information Technology

NSW Agriculture

EXOTIC DISEASES OF ANIMALS ACT 1991

Section 15 — Declaration of Stroud Restricted Area

I, RICHARD FREDRICK SHELDRAKE, being the person holding the office of Director-General under the Exotic Diseases of Animals Act 1991, in accordance with the powers delegated to me by the Minister for Agriculture under section 67 of the Exotic Diseases of Animals Act 1991, and being of the opinion that the area specified in Schedule A may be or become infected with an exotic disease, namely Small Hive Beetle (*Aethina tumida*), pursuant to section 15 of the Act do hereby declare the specified area to be a restricted area in accordance with the terms of the Act.

I further declare that the classes of animals, animal products and fodder to which this Order applies are those specified in Schedule B which have originated from the Stroud Restricted Area.

SCHEDULE A

All that area within the Parishes of Blackcamp, Booral, Gorton, Gundaine, Limestone, Monkerai, Myall, Nerong, Stroud, Terreel and Willabah within the County of Gloucester.

SCHEDULE B

Classes of animals:

All Bees.

Classes of animal products:

- All bee products except extracted honey.
- All fittings of the animals specified above including beehives, any components of beehives and extraction equipment.

R. F. SHELDRAKE,
Director-General.

Dated: 5th November 2002.



EXOTIC DISEASES OF ANIMALS ACT 1991

Section 15 — Declaration of Restricted Area

I, RICHARD FREDRICK SHELDRAKE, being the person holding the office of Director-General under the Exotic Diseases of Animals Act 1991, in accordance with the powers delegated to me by the Minister for Agriculture under section 67 of the Exotic Diseases of Animals Act 1991, and being of the opinion that the area specified in Schedule A may be or become infected with an exotic disease, namely Small Hive Beetle (*Aethina tumida*), pursuant to section 15 of the Act do hereby declare the specified area to be a restricted area in accordance with the terms of the Act.

I further declare that the classes of animals, animal products and fodder to which this Order applies are those specified in Schedule B which have originated from the Restricted Area.

SCHEDULE A

Ashfield Municipal Council, Auburn Council, Bankstown City Council, Baulkham Hills Shire Council, Blacktown City Council, Blue Mountains City Council, Botany City Council, Burwood Council, Camden Council, Campbelltown City Council, Canterbury City Council, City of Canada Bay Council, Fairfield City Council, Gosford City Council, Hawkesbury City Council, Holroyd City Council, Hornsby Shire Council, Hunters Hill Municipal Council, Hurstville City Council, Kogarah Municipal Council, Ku-ring-gai Municipal Council, Lane Cove Council, Leichhardt Municipal Council, Liverpool City Council, Manly Council, Marrickville Council, Mosman Municipal Council, North Sydney Council, Parramatta City Council, Penrith City Council, Pittwater Council, Randwick City Council, Rockdale City Council, Ryde City Council, South Sydney City Council, Strathfield Municipal Council, Sutherland Shire Council, Sydney County Council, Warringah Council, Waverley Council, Willoughby City Council, Wollondilly Shire Council and Woollahra Municipal Council.

SCHEDULE B

Classes of animals:

All Bees.

Classes of animal products:

- All bee products except extracted honey.
- All fittings of the animals specified above including beehives, any components of beehives and extraction equipment.

R. F. SHELDRAKE,
Director-General.

Dated: 1st November 2002.



EXOTIC DISEASES OF ANIMALS ACT 1991

Section 15 — Declaration of Cowra Restricted Area

I, RICHARD FREDRICK SHELDRAKE, being the person holding the office of Director-General under the Exotic Diseases of Animals Act 1991, in accordance with the powers delegated to me by the Minister for Agriculture under section 67 of the Exotic Diseases of Animals Act 1991, and being of the opinion that the area specified in Schedule A may be or become infected with an exotic disease, namely Small Hive Beetle (*Aethina tumida*), pursuant to section 15 of the Act do hereby declare the specified area to be a restricted area in accordance with the terms of the Act.

I further declare that the classes of animals, animal products and fodder to which this Order applies are those specified in Schedule B which have originated from the Restricted Area.

SCHEDULE A

Commencing at the intersection of the Lachlan Valley Way and the Harden-Blayney Railway Line at Cowra, then generally south by the eastern side of the Lachlan Valley Way to its intersection with an unnamed road approximately 4.9km south of the former Cucumgillica Public School then generally east by that road to its intersection with Springvale Lane then north by the western side of that road to its intersection with Bennetts Road then generally east by the northern side of that road to its intersection with Frogmore Road then north by the western side of that road to its intersection with Hovells Creek, then by Hovells Creek downstream to its confluence with the Lachlan River then by that river upstream to its confluence with Milburn Creek then by that creek upstream to its intersection with Reg Hailstone Way then generally north west by the western side of that road to its intersection with Woods Flat Lane at

Woodstock. Then generally west by the southern side of that road to Blazley Road then generally south west by the southern side of that road to its intersection with the Mid-Western Highway. Then generally south west by the southern side of that highway to its intersection with the Harden-Blayney Railway Line at Cowra, then south and west by that railway to the point of commencement.

SCHEDULE B

Classes of animals:

All Bees.

Classes of animal products:

- All bee products except extracted honey.
- All fittings of the animals specified above including beehives, any components of beehives and extraction equipment.

R. F. SHELDRAKE,
Director-General.

Dated: 6th November 2002.



STOCK DISEASES ACT 1923

Notification No. 1722

Revocation of Craianda Quarantine Area

I, RICHARD AMERY, M.P., Minister for Agriculture, pursuant to sections 3 (2) (a) and 10 of the Stock Diseases Act 1923, revoke Stock Diseases Notification No. published in the *Government Gazette* No. 89 of 24 May 2002, at page 3239.

Dated this 4th day of November 2002.

RICHARD AMERY, M.P.,
Minister for Agriculture

NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

F97/250

**FISHERIES MANAGEMENT (AQUACULTURE)
REGULATION 1995**

Section 177 (c)

Notice of Aquaculture Lease Cancellation

THE Minister has cancelled the following aquaculture leases:

OL58/027 within the estuary of the Manning River having an area of 1.44 hectares formerly leased by Messrs Daniel MUSGRAVE and Alexander MUSGRAVE.

OL63/108 within the estuary of the Manning River having an area of 0.7537 hectares formerly leased by Messrs Daniel MUSGRAVE and Alexander MUSGRAVE.

OL69/604 within the estuary of the Manning River having an area of 0.6348 hectares formerly leased by Messrs Daniel MUSGRAVE and Alexander MUSGRAVE.

OL86/222 within the estuary of the Manning River having an area of 1.4375 hectares formerly leased by Messrs Daniel MUSGRAVE and Alexander MUSGRAVE.

OL86/224 within the estuary of the Manning River having an area of 1.0741 hectares formerly leased by Messrs Daniel MUSGRAVE and Alexander MUSGRAVE.

OL82/043 within the estuary of the Manning River having an area of 0.4014 hectares formerly leased by Messrs Daniel MUSGRAVE and Alexander MUSGRAVE.

Clause 35 (4) — Notice of Aquaculture Lease Renewal

THE Minister has renewed the following Class 1 Aquaculture Lease:

OL86/147 within the estuary of the Bellinger River having an area of 0.4490 hectares to Edward Thomas DURIE of Repton, NSW, for a term of 15 years expiring on 23 June 2018.

OL73/211 within the estuary of Wapengo Lake having an area of 2.0976 hectares to Rex DANSEY and Robyn DANSEY of Bega, NSW, for a term of 15 years expiring on 17 April 2018.

OL87/133 within the estuary of Port Stephens having an area of 0.6674 hectares to Gary Wayne O'BRYAN of Karuah, NSW, for a term of 15 years expiring on 21 March 2018.

OL87/104 within the estuary of the Clyde River having an area of 0.8309 hectares to Andrew KASKOUTAS and Maria KASKOUTAS of Batemans Bay, NSW, for a term of 15 years expiring on 22 June 2018.

OL86/193 within the estuary of the Hawkesbury River having an area of 3.6470 hectares to Laurence James DOUGLAS of Sans Souci, NSW, for a term of 15 years expiring on 30 June 2017.

OL88/068 within the estuary of the Hastings River having an area of 0.5639 hectares to Graham Trevor LABONE and Jennifer Doreen LABONE of Port Macquaire, NSW, for a term of 15 years expiring on 16 October 2017.

The Hon. EDWARD OBEID, OAM, M.L.C.,
Minister for Mineral Resources
and Minister for Fisheries

FISHERIES MANAGEMENT ACT 1994Section 8 and 9 (2) Notification
Urgent Fishing Closure — Coila Lake

I, EDWARD OBEID, prohibit the taking of fish and prawns by the means of the prawn running net, prawn net (hauling), hand held prawn net, push or scissors net, and dip or scoop net in the whole of the waters of Coila Lake.

An exception to this notification is that recreational fishers may use the dip or scoop net pursuant to clause 51 of the Fisheries Management (General) Regulation 2002.

This notification is effective from the date of signature until 30 November 2002 (inclusive), or such other time as provided by this notification, subject to the conditions below.

Signed: 6 November 2002.

The Hon. EDWARD OBEID, OAM, M.L.C.,
Minister for Mineral Resources
and Minister for Fisheries

Conditions

1. If the fishery opens on 1 December 2002, the rights of priority will be determined in accordance with Division 5, Part 4 of the Fisheries Management (General) Regulation 2002, where the determination date is deemed to be 30 November 2002.
2. Prawn harvesting trials that meet the criteria approved by the Director, NSW Fisheries, can result in an earlier opening date provided public notification is provided to industry with 5 working days notice and commercial fishers are entitled to right of priority in accordance with Division 5, Part 4 of the Fisheries Management (General) Regulation 2002, where the determination date is 24 hours before the date the fishery is due to open.
3. Where the Director, NSW Fisheries, determines, in consultation with local recreational and commercial fishery representatives, that the fishery has not improved, the Director may determine that this notification continues to be in effect until a date not later than 31 January 2003.

F92/1820C

FISHERIES MANAGEMENT ACT 1994Section 8 Notification — Fishing Closure
Commercial Abalone Seasonal Fishing Closure

I, EDWARD OBEID, prohibit the taking of abalone for sale from all waters of NSW, in the period between 25 December 2002 and 1 January 2003 (inclusive), and 1 February 2003 and 28 February 2003 (inclusive).

The Hon. EDWARD OBEID, OAM, M.L.C.,
Minister for Mineral Resources
and Minister for Fisheries

FISHERIES MANAGEMENT ACT 1994

Section 11 and 8 Notification — Fishing Closure
Botany Bay and tributaries, including Georges River and Cooks River

I, EDWARD OBEID, revoke the notification, and all amendments thereto, which prohibits the taking of fish in Botany Bay and tributaries, as published in the *New South Wales Government Gazette* Number 171 on 11 December 1998.

I do now, by this Notification, prohibit the taking of fish (including shellfish), by the methods of fishing specified in Column 1 of Schedules 1 to 8 of this notification, from the waters shown in Column 2 of those Schedules.

This prohibition will be effective from 11 October 2002 to 10 October 2007.

Note: The word 'Regulation', where appearing in this notification, refers to the Fisheries Management (General) Regulation 2002.

The Hon. EDWARD OBEID, OAM, M.L.C.,
Minister for Mineral Resources
and Minister for Fisheries

SCHEDULE 1

Towra Point Area — Digging Closure

Column 1 Methods	Column 2 Waters
Digging by means of a spade, fork or similar instrument.	The whole of the waters of that part of Botany Bay including Woollooware and Quibray Bays, enclosed within the following boundaries: all waters south of a line drawn north-easterly from the northern extremity of Taren Point, to a point 200 metres offshore (northerly) from the northernmost extremity of Towra Point, and then easterly to the Captain Cook Obelisk at Kurnell.

SCHEDULE 2

Captain Cook's Landing Place — Netting Closure

Column 1 Methods	Column 2 Waters
By means of nets of every description , except the landing net , as prescribed by Regulation.	Tidal waters adjacent to Captain Cook's Landing Place, Kurnell, enclosed within the following boundaries: commencing at Captain Cook Obelisk, a line drawn north-west for a distance of 200 metres, then north-east for a distance of 550 metres, then generally south-east to the most northern extremity of Sutherland Point.

SCHEDULE 3 (a)

Sydney Airport Runway (Adjacent Waters) — Net Closure

Column 1 Methods	Column 2 Waters
By means of nets of every description, except the dip or scoop net , and the landing net , as prescribed by Regulation.	The tidal waters of Botany Bay generally north of a line drawn from the south-western extremity of the public baths at Kyeemagh, to the 'Civil Aviation Authority Terminal Approach Radar Building' located north of Taxiway B10 at Sydney Airport.
Time period: This closure will only apply from 6 a.m. to 8 p.m. each day in each week.	

SCHEDULE 3 (b)

Sydney Airport Runway (Adjacent Waters) — Closed To All Methods

Column 1 Methods	Column 2 Waters
All methods of fishing prohibited.	All waters of Botany Bay enclosed by a line drawn from a point marked F↑D on the eastern side of the western or main runway to a point marked F↑D on the western side of the third or parallel runway to Sydney Airport.

SCHEDULE 4

Cooks River Closure

Column 1 Methods	Column 2 Waters
All methods, other than by means of a rod and line or handline , and the landing net , as prescribed by Regulation.	The whole of the waters of Cooks River, its creeks and tributaries, upwards to its source from its junction with Botany Bay.

SCHEDULE 5

Woronora River — Net Closure

Column 1 Methods	Column 2 Waters
By means of nets of every description , except the landing net , as prescribed by Regulation.	The whole of the waters of the Woronora River, its creeks and tributaries, from the Woronora Bridge upstream to its source.

SCHEDULE 6

Sylvania Waters — Net Closure

Column 1 Methods	Column 2 Waters
By means of nets of every description , except the landing net , as prescribed by Regulation.	The whole of the waters of Gwawley Bay upstream to its source, from a line drawn from the easternmost extremity of Sandy Point, southeasterly to the opposite shore, being all those waters within the area known as Sylvania Waters Subdivision.

SCHEDULE 7

Woollooware Bay — Shellfish Closure

Column 1 Methods	Column 2 Waters
All methods for taking shellfish.	The whole of the waters of Woollooware Bay within the boundaries of a line drawn from the northern extremity of Taren Point to the Port channel marker situated approximately 600m nor' north west from the western extremity of Pelican Point thence from that channel marker in a south westerly direction to Shell Point thence following the foreshore in a northerly direction to the point of commencement.

SCHEDULE 8

Botany Bay and Georges River — Oyster Closure

Column 1 Methods	Column 2 Waters
All methods for taking oysters.	The whole of the waters (including tidal waters) of Botany Bay and Georges River, together with all their tributaries, creeks, bays, lakes and inlets.
Exception to this Schedule: Oysters that are taken in accordance with the provisions of the NSW Safe Food Shellfish Program.	

Department of Land and Water Conservation

Land Conservation

FAR WEST REGIONAL OFFICE

Department of Land and Water Conservation
45 Wingewarra Street (PO Box 1840), Dubbo, NSW 2830

Phone: (02) 6883 3000

Fax: (02) 6883 3099

ALTERATION OF PURPOSE OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Leases have been altered as shown.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

*Administrative District – Wentworth; Shire – Wentworth;
Parishes – Fitzroy, Dinwoodie and Bunneringee;
Counties – Tara and Wentworth*

The purpose of Western Lands Leases 2528, 4068 and 8501, being the land contained within Folio Identifiers 494/761437, 1917/763773 and 4163/766669 have been altered from “Grazing” to “Grazing, Farm Tourism and Recreational Hunting” effective from 24 October 2002.

Annual rental and lease conditions remain unaltered as a consequence of the change of purpose except for the addition of those special conditions published in the *Government Gazette* of 8 March 2002, Folios 1478-1482.

ALTERATION OF CONDITIONS OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of Section 18J Western Lands Act, 1901, the conditions of the undermentioned Western Lands Lease have been altered as shown.

JOHN AQUILINA, MP,
Minister for Land and Water Conservation

*Administrative District and Shire – Cobar;
Parish – Kaloogleguy; County – Robinson*

The conditions of Western Lands Lease No.9565 being the land contained within Folio Identifier 4277/766965 have been altered effective from 24 September 2002. The Conditions previously annexed to Western Lands Lease 9565 have been revoked and the following conditions have been annexed thereto.

CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 9565

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Land and Water Conservation as the Minister may from time to time approve.

- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be as determined by the local land board for each period of 5 years of the term of the lease, except where a rent is bid at auction or tendered under Section 19C(5) of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 22 July in each year.
- (6) (a) “GST” means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
“GST law” includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:

- (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
 - (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey, assign or sublet the land or any portion thereof without having first obtained the written consent of the Minister.
 - (9) The land leased shall be used only for the purpose of Grazing.
 - (10) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
 - (11) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
 - (12) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
 - (13) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
 - (14) The lessee shall comply with the provisions of the Water Management Act 2000 and any regulations made in pursuance of that Act.
 - (15) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local Government area.
 - (16) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
 - (17) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
 - (18) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
 - (19) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
 - (20) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
 - (21) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
 - (22) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous

place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.

- (23) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (24) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (25) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under sub section (6) is complied with.
- (26) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
 - (a) between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
 - (b) within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
 - (c) where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
 - (d) within strips not less than 60 metres wide along the tops of any ranges and main ridges;
 - (e) not in contravention of section 21CA of the Soil Conservation Act 1938.

In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to

be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.

- (27) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (28) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (29) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (30) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (31) The lessee shall not grant any grazing rights over the land leased or any part thereof, or agist stock on the land leased or any part thereof, or enter into a share farming agreement in respect of the land leased or any part thereof, without having first obtained the written consent of the Minister and, if any stock not owned by the lessee are found depasturing on the land leased without consent, it shall be prima facie evidence of a breach of this condition.
- (32) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (33) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (34) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.

- (35) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the *Government Gazette* and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (36) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (37) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997 particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (38) The lessee shall not in any way impede the full flow of water into the Cobar Reservoir, either by the construction of a dam or excavated tank, or by interference with any drains which may be constructed to feed the reservoir.
- (39) Free access shall be given at all times to the Council of the Shire of Cobar for the construction and maintenance of drains within the catchment area.
- (40) The lessee shall ensure that access by road from Cobar to the mining lease areas is not obstructed by the erection of boundary fencing and that where such fence cuts across the road of access a ramp or gate be provided to the satisfaction of the Western Lands Commissioner.

ALTERATION OF CONDITIONS OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of section 18J, Western Lands Act 1901, the conditions of the undermentioned Western Lands Lease has been altered as shown.

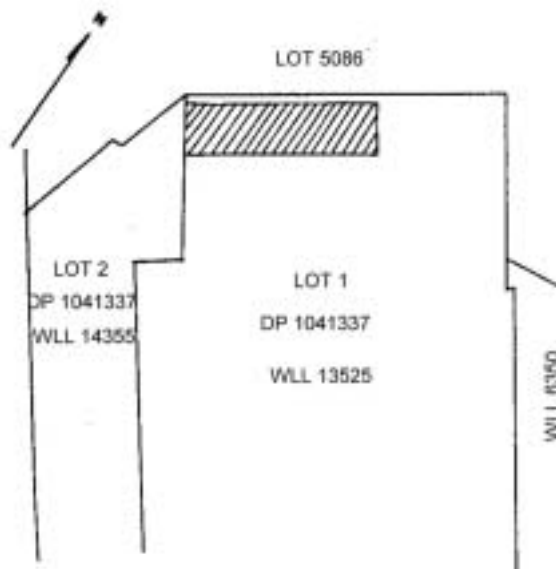
JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

*Administrative District – Hillston North;
Shire – Cobar; Parish – Ulambong; County – Blaxland*

The conditions of Western Lands Lease 13525, being the land contained within Folio Identifier 1/1041337, have been altered by the inclusion of the special conditions following effective from 30 October 2002.

SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 13525

- (A) The lessee shall within three (3) months from the date of application of this condition to the lease erect and maintain to the satisfaction of the Commissioner a stockproof fence around that part of the land leased being an area of 90 hectares as indicated by hatching on the diagram hereunder.



- (B) The lessee shall ensure that during the term of the lease all domestic stock are excluded from that part of the lease specified in Special Condition (A) above.

ALTERATION OF PURPOSE OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Leases have been altered as shown.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

*Administrative District – Bourke; Shire – Bourke;
Parishes Fords Bridge & others;
Counties – Gunderbooka & others*

The purpose of Western Lands Leases 5642, 8275 and 12601, being the lands contained within Folio Identifiers 2/790315, 4151/766656, 3500/765792 and 4659/767823 has been altered from "Grazing" to "Grazing, Farm Tourism, Film Making and Recreational Hunting" effective from 30 October 2002.

The purpose of Western Lands Lease 9379, being the land contained within Folio Identifiers 8/753555 and 9/753555 has been altered from "Accommodation Paddock" to "Accommodation Paddock, Farm Tourism, Film Making and Recreational Hunting" effective from 30 October 2002.

Annual rental and lease conditions remain unaltered as a consequence of the change of purpose except for the addition of those special conditions published in the *Government Gazette* of 8 March 2002, Folios 1478-1482.

GOULBURN OFFICE

Department of Land and Water Conservation
159 Auburn Street (PO Box 748), Goulburn, NSW 2580
Phone: (02) 4828 6725 Fax: (02) 4828 6730

NOTIFICATION OF CLOSING OF A ROAD

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road is extinguished.

HON JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation
 and Minister for Fair Trading

DESCRIPTION

*Parish – Gorooyaroo; County – Murray;
 Land District – Queanbeyan; Council – Yarrawluma*

Lot 1 DP1039386 (not being land under Real Property Act).

File Reference GB 94 H 166 :MB.

Note: On closing the land in Lot 1 DP 1039386 remains land vested in the Crown as Crown land.

GRAFTON OFFICE

Department of Land and Water Conservation
76 Victoria Street (Locked Bag 10), Grafton, NSW 2460
Phone: (02) 6640 2000 Fax: (02) 6640 2035

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedules hereunder are appointed, for the terms of office specified in that Column, as members of the trust boards for the reserve trusts specified opposite thereto in Column 2, which have been established and appointed as trustees of the reserves referred to opposite thereto in Column 3 of the Schedules.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Michael Richard SCOTT (new member)	Tyalgum Recreation and Flora Reserve Trust	Reserve No. 66096 Public Purpose: Public Recreation Preservation Of Native Flora And Fauna Notified: 3 July 1936 File Reference: GF81R344
Keith Douglas GALLARD (re-appointment)		
Alan William GALLARD (re-appointment)		
Donald Frederick BECK (re-appointment)		
Bruce Walter BARTRIM (re-appointment)		

For a term commencing 21 November 2002 and expiring 20 November 2007.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
William COLLINGBURN (new member)	Yamba Preservation of Native Flora Reserve Trust	Reserve No. 55238 Public Purpose: Preservation Of Native Flora Notified: 17 March 1922 File Reference: GF80R164
Gregory Richard MOORE (new member)		
Mark MITCHELL (new member)		
Stuart James WATTS (new member)		
David Wallace HOPE (re-appointment)		
Edward Bruce MUGGLETON (re-appointment)		

For a term commencing 21 November 2002 and expiring 20 November 2007.

GRIFFITH OFFICE
Department of Land and Water Conservation
2nd Floor, Griffith City Plaza,
120–130 Banna Avenue (PO Box 1030), Griffith, NSW 2680
Phone: (02) 6962 7522 Fax: (02) 6962 5670

**APPOINTMENT OF RESERVE TRUST AS
 TRUSTEE OF A RESERVE**

PURSUANT to section 92(1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation

SCHEDULE

COLUMN 1 Bilbul Recreation Reserve Trust	COLUMN 2 Reserve No. 69351 Public Purpose: Public Recreation Addition Notified: 9 August 1940 File Reference: GH87R3/2
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MAITLAND OFFICE

Department of Land and Water Conservation
Cnr Newcastle Road & Banks Street (PO Box 6), East Maitland, NSW 2323
Phone: (02) 4934 2280 Fax: (02) 4934 2252

ra223

SCHEDULE 1

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

IN pursuance of the provisions of Section 151, Roads Act 1993, the Crown road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date, the road specified in Schedule 1 ceases to be a Crown road.

JOHN AQUILINA, M.P.,
 Minister for Land and Water Conservation
 and Minister for Fair Trading

*Parish – Morisset; County – Northumberland;
 Land District – Gosford;
 Local Government Area – Lake Macquarie*

That part of Mulubina Road Brightwaters, 30 metres wide, south of the prolongation of the northern boundary of Lot 39 DP 7316 together with Bulgonia Road Brightwaters, variable width, south of Lots 477 and 316 DP 755242.

SCHEDULE 2

Roads Authority: Lake Macquarie City Council
 File No: MD01 H 253
 Council's Reference: D/2002/3993

SYDNEY METROPOLITAN OFFICE
Department of Land and Water Conservation
2-10 Wentworth Street (PO Box 3935), Parramatta, NSW 2124
Phone: (02) 9895 7503 Fax: (02) 9895 6227

ADDITION TO RESERVED CROWN LAND

PURSUANT to Section 88 of the Crown Lands Act, 1989, the Crown land specified in Column 1 of the Schedule hereunder is added to the reserved land specified opposite thereto in Column 2 of the Schedule.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation.

SCHEDULE

COLUMN 1

Land District: Metropolitan
City: Canterbury
Parish: Concord
County: Cumberland
Locality: Croydon Park
Part Lot 1 D.P. 126704
Area: About 154 square metres as shown hatched on diagram hereunder
Title Details: Part Certificate of Title Volume 2175
Folios 187 & 188
File No.: MN02R57

COLUMN 2

Reserve 1003788 for the purpose of Community and Sporting Club Facilities notified 16 August 2002.

NOTIFICATION OF CLOSING OF ROAD

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder specified is closed and the road ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation.

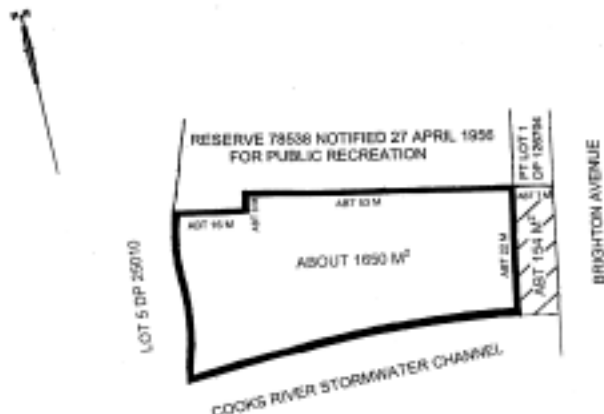
Descriptions

Land District – Metropolitan; L.G.A. – Leichhardt

Lots 1, 2 and 3, DP 542648 and Lot 12, DP 603148 at Glebe Island, Parish Petersham (Sheet 4), County Cumberland (being land in CsT Vol. 4765 Folio 116 and Vol 4414 Folio 63).

MN02H289

Note: On closing, titles for the land in lots 1, 2, 3 and 12 remain vested in Leichhardt Council as operational land.



TAREE OFFICE
Department of Land and Water Conservation
102-112 Victoria Street (PO Box 440), Taree, NSW 2430
Phone: (02) 6552 2788 Fax: (02) 6552 2816

ASSIGNMENT OF NAME TO A RESERVE TRUST

PURSUANT to clause 4(3) of Schedule 8 to the Crown Lands Act 1989, the name specified in Column 1 of the Schedule hereunder is assigned to the reserve trust constituted as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2
West Port Park (R54279) Reserve Trust	Reserve No: 54279 Public Purpose: Public Recreation Notified: 19 November 1920
TE79R3	Location: Port Macquarie Parish: Macquarie County: Macquarie
Please note any lease or licence current for this reserve remains unaffected by this notice.	

Description

*Parish – Karuah; County – Gloucester;
Land District – Gloucester;
Local Government Area – Great Lakes.*

Road being Lot 50 DP1036717.

Note: On closing the land within the former road remains vested in Great Lakes Council as operational land.

TE99 H 92 Council Ref: P4992.38

Description

*Parish – Limestone; County – Gloucester;
Land District – Gloucester;
Local Government Area – Great Lakes.*

Road being Lot 1 DP1021730.

Note: On closing the land within the former road remains vested in Great Lakes Council as operational land.

TE00 H 82 Council Ref: P4580.150

NOTIFICATION OF CLOSING OF A ROAD

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

Water Conservation

NOTICE UNDER SECTION 22B OF THE WATER ACT 1912

PUMPING RESTRICTIONS

ALUMY CREEK, SOUTHGATE CREEK, FRANKS CREEK AND THEIR TRIBUTARIES

THE Department of Land and Water Conservation pursuant to Section 22B of the Water Act 1912, is satisfied that the quantity of water available in Alamy Creek, Southgate Creek, Franks Creek and their tributaries is insufficient to meet all requirements and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act that from Saturday 2 November 2002 and until further notice, the right to pump water from Acacia Creek, Southgate Creek, Franks Creek and their tributaries is RESTRICTED to a maximum of six hours in any twenty-four hour period between the hours of 5 am to 8 am and 8 pm to 11 pm.

This restriction excludes water supply for town water supply, stock, domestic and farming (fruit washing and dairy washdown) purposes.

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- a) where the offence was committed by a Corporation – 200 penalty units.
- b) where the offence was committed by any other person – 100 penalty units.

One penalty unit = \$110.00.

Dated this second day of November 2002.

* The notice dated 26 October 2002 is hereby rescinded.

G. LOLLBACK,
Resource Access Manager
North Coast Region
GRAFTON

GA2: 464868

WATER ACT 1912

AN application under Part 2 of the Water Act 1912, being within a Proclaimed (declared) Local Area under section 5 (4) of the Act.

An application for a licence under section 10 of Part 2 of the Water Act 1912, has been received as follows:

Murray River Valley

Robert Charles DUNCAN for 1 pump on Frenchmans Creek on Crown land south of Lot 4073/766548, Parish of Wangumma, County of Tara, (Dunedin Park Station) for stock and domestic purposes (replacement licence - due to additional lands) (Ref: 60SL085401) (GA2:499550).

Written objections to the applications specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed local area and must be lodged within the Department's Natural Resource Project Officer at Buronga within twenty eight (28) days as provided by the Act.

P. WINTON,
Natural Resource Project Officer
Murray Region

Department of Land and Water Conservation
PO Box 363, 32 Enterprise Way, BURONGA NSW 2739

WATER ACT 1912

APPLICATIONS under Part 2 within a Proclaimed (declared) local area under section 5 (4) of the Water Act 1912.

Applications for a licence under section 10 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

Murrumbidgee Valley

Andrew John GARRARD and Diana GARRARD for a dam within the catchment of Gooromon Creek Lot 2, DP 845402, Parish of Ginninderra, County of Murray for conservation of water for stock and domestic purposes. New Licence. 40SL70841.

Ian Goodwin REID and Wendy Lorraine REID for two pumps on the Murrumbidgee River Lot 1, DP 754569, Parish of Wauberrima, County of Mitchell for a water supply for stock and domestic purposes and irrigation of 50 hectares (pasture and fodder crops). Replacement licence – increase in pump capacity only – no increase in allocation. 40SL70502.

ROYALLA PROPERTIES PTY LIMITED for sixteen hillside dams of 0.75 ML each for conservation of water for water supply for stock and domestic purposes to sixteen lots of "Royalla" rural residential subdivision (Stage 4), Lot B DP163491, Parish of Burra, County of Murray. New Licences. 40SL70824 to 40SL70839.

Any inquiries regarding the above should be directed to the undersigned (telephone 0269 530700).

Formal objections to the application specifying the grounds thereof, may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged with the Department's Regional Director at Leeton within the 28 days as fixed by the Act.

S.F. WEBB,
Resource Access Manager
Murrumbidgee Region

Department of Land & Water Conservation
PO Box 156, LEETON NSW 2705

WATER ACT 1912

AN application for a licence under Part 5 of the Water Act 1912, as amended, has been received as follows:

Murrumbidgee Valley

Leendert Cornelis BURGGRAAFF and Jacqueline Norma BURGGRAAFF for a bore on Lot 3, DP244865, Parish of Wallaroo, County of Murray for a water supply for the irrigation of approximately 4 hectares (Vines). New Licence. (Reference: 40BL188936)

Richard Harold SMITH and Phillipa Aird SMITH for a bore on Lot 31, DP845118, Parish of Talagandra and Toul, County of Murray for a water supply for the purpose of irrigation of lucerne and fodder crops and stock and domestic purposes. Upgrade of existing Bore Licence. (Reference: 40BL188938)

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 6th December, 2002 as prescribed by the Act.

S.F. WEBB,
Resource Access Manager
Murrumbidgee Region

Department of Land & Water Conservation
PO Box 156, LEETON NSW 2705

WATER ACT 1912

Notice Under Section 22B

Pumping Restrictions

Broughton Mill Creek and its tributaries downstream to
Broughton Creek

THE Water Administration Corporation, pursuant to Section 22B of the Water Act 1912, is satisfied that the quantity of water available or likely to be available in Broughton Mill Creek and its tributaries is insufficient to meet all requirements with respect to the taking of water from that section of the creek, hereby gives notice to all holders of permits, authorities and licences for irrigation purposes under Part 2 of the Water Act that from Monday, 4 November 2002 and until further notice, the right to pump from the Broughton Mill Creek and its tributaries is RESTRICTED to a maximum of two hours in any twenty-four hour period:

This restriction excludes water supply for stock, domestic, and farming purposes.

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- (a) where the offence was committed by a Corporation – \$22,000: or in the case of a continuing offence to a further penalty not exceeding \$2,200 per day.
- (b) where the offence was committed by any other person \$11,000: or in the case of a continuing offence to a further penalty not exceeding \$1,100 per day.

Dated, this 4th day of November 2002.

B. GRAHAM,
A/Resource Access Manager
SYDNEY/SOUTH COAST REGION

Y02/2746

WATER MANAGEMENT ACT 2000

PROCLAMATION

ADDITION OF CERTAIN LANDS TO THE HUNTER
WINE COUNTRY PRIVATE DOMESTIC AND STOCK
WATER SUPPLY AND IRRIGATION DISTRICT

MARIE BASHIR, Governor.

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the provisions of section 145 of the Water Management Act, 2000, do, by this my Proclamation:

- (a) add certain lands, described in the petitions lodged under Section 144 of the said Act, to the lands within the Hunter Wine Country Private Domestic and Stock Water Supply and Irrigation District as constituted by Proclamation dated 14th of July 1999 and published in the *Government Gazette* on 16 July 1999, and as altered by Proclamation dated 6th of September 2000 and published in the *Government Gazette* on 22nd of September 2000; and
- (b) declare that the petitions and the plans of the lands to be so added shall be exhibited at the office of the Department of Land & Water Conservation, 23-33 Bridge Street, Sydney; and
- (c) declare that the boundaries of the Hunter Wine Country Private Domestic and Stock Water Supply and Irrigation District shall be re-defined so as to include the said lands in accordance with that plan.

Signed and sealed at Sydney this 23rd day of October 2002.

By Her Excellency's Command

GOD SAVE THE QUEEN!

Y0/2745

WATER MANAGEMENT ACT 2000

PROCLAMATION

ADDITION OF CERTAIN LANDS TO THE BROKE
FORDWICH PRIVATE DOMESTIC AND STOCK WATER
SUPPLY AND IRRIGATION DISTRICT

MARIE BASHIR, Governor.

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the provisions of section 145 of the Water Management Act, 2000, do, by this my Proclamation:

- (a) add certain land, described in the petition lodged under Section 144 of the said Act, to the lands within the Broke Fordwich Private Domestic and Stock Water Supply and Irrigation District as constituted by Proclamation on the 22nd of November 2000 and published in the *Government Gazette* on 24 November 2000, and as altered by Proclamation dated 13th March 2002 and published in the *Government Gazette* on 22nd of March 2002; and

- (b) declare that the petition and the plan of the lands to be so added shall be exhibited at the office of the Department of Land & Water Conservation, 23-33 Bridge Street, Sydney; and
- (c) declare that the boundaries of the Broke Fordwich Private Domestic and Stock Water Supply and Irrigation District shall be re-defined so as to include the said land in accordance with that plan.

Signed and sealed at Sydney this 23rd day of October 2002.

By Her Excellency's Command
GODSAVE THE QUEEN!

WATER ACT 1912

ORDER

THE Water Administration Ministerial Corporation hereby declares that:

- (a) in accordance with paragraph (h) of the definition of "Work to which this Part extends" in Section 5(1) of the Water Act 1912, the works (or classes of works) set out in the Schedule to this Order are works to which Part 2 of that Act does not extend.
- (b) this Order ceases to have effect on 30 September 2005.

- (c) this Order also ceases to have effect prior to 30 September 2005 regarding works for which:

- (i) a licence or authority under Part 2 is granted before that date, or
- (ii) the landholder has failed to comply with any of the relevant terms and conditions set out in the "NSW Water Amnesty Exemption Provisions", as detailed on Department of Land and Water Conservation's papers 0377706.

Signed for the
Water Administration
Ministerial Corporation

BOB SMITH,
Director General
Department of Land
and Water Conservation
Date: 24 October 2002

SCHEDULE

The works (or classes of works) associated with the applications for licences under Part 2 of the Water Act 1912 listed on papers 0377706, held by the Department of Land and Water Conservation at its Head Office.

Department of Mineral Resources

COALMINES REGULATION ACT 1982

Approval No.: MDA Exib 10231.

Issue: A2586-00.

Date: 28 September 2002.

NOTICE OF PRIMARY APPROVAL

IT is hereby notified that the Approved Item listed herein has been assessed for compliance with the Coal Mines Regulation Act and appropriate standards or requirements, and is hereby APPROVED in accordance with the requirements of the COAL MINES REGULATION ACT 1982. This approval is issued pursuant to the provisions of Clause 70 and 71 of the Coal Mines Regulation (General) Regulation 1999.

This APPROVAL is issued to: AUSTRESS FREYSSINET PTY LTD, ABN 15 002 617 736.
Address of Approval Holder: 37 Prime Drive, Seven Hills, NSW 2147.
Description of Item/s: Test Instruments.
Manufacturer: SPM Instruments AB - Sweden.
Model/Type: A30-1Ex, A30-2Ex, A30-3Ex, T30-1Ex, T30-2Ex, T30-3Ex.
C.M.R.A. Regulation: Coal Mines (Underground) Regulation 1999, Clause: 140 (1).
Specific Approval Category: Explosion Protected – Intrinsically Safe.

This Approval is issued subject to compliance with the requirements of the Occupational Health and Safety Act 2000.

The Authority issuing this Approval has, for the purpose of the Occupational Health and Safety Act 2000, appended a list of conditions (including drawings, documents, etc.), that are applicable to this Approved Item, as identified during test and/or assessment, to assist the Approval Holder and User to comply with the obligations of the Occupational Health and Safety Act 2000. The onus is on the Supplier and/or User to ensure the Approved Item, and any deviation from the list of conditions, in reference to that item is not inferior in any way to the item tested and/or assessed, this includes the supply, installation and continuing use of the Approved Item.

The Approval Number shall appear in a conspicuous place and in a legible manner on each Approved Item, unless specifically excluded.

A copy of the Approval Documentation shall be supplied to each user of the Approved Item and shall comprise the number of pages listed in the footer block together with supplementary documentation as listed in the Schedule and in respect to drawings, ALL drawings as listed in the Schedule or those drawings specifically nominated for the purposes of repair and maintenance.

Any Maintenance, Repair or Overhaul of Approved Items shall be carried out in accordance with the requirements of the Coal Mines Regulation Act, 1982.

L. R. JEGO,
Accredited Assessing Authority (MDA-A2586),
for Chief Inspector of Coal Mines.

Dept. File No.: C02 / 0503.	Page 1 of 4.
Approval Holder: Austress Freyssinet Pty. Ltd.	

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T02-0438)

No. 2009, AURIONGOLD EXPLORATION PTY LIMITED (ACN 067 813 932), area of 160 units, for Group 1, dated 18 October 2002. (Cobar Mining Division).

(T02-0439)

No. 2010, MINERAL DEPOSITS (OPERATIONS) PTY LTD (ACN 083 091 963), area of 4 units, for Group 10, dated 24 October 2002. (Coffs Harbour Mining Division).

(T02-0440)

No. 2011, COMPASS RESOURCES NL (ACN 010 536 820), area of 72 units, for Group 1, dated 24 October 2002. (Cobar Mining Division).

(T02-0441)

No. 2012, HERRESHOFF HOLDINGS PTY LTD (ACN 102 346 627), area of 74 units, for Group 2, dated 25 October 2002. (Orange Mining Division).

(T02-0442)

No. 2013, HERRESHOFF HOLDINGS PTY LTD (ACN 102 346 627), area of 19 units, for Group 2, dated 25 October 2002. (Orange Mining Division).

(T02-0443)

No. 2014, BROKEN HILL OPERATIONS PTY LTD (ACN 054 920 893), area of 25 units, for Group 1, dated 28 October 2002. (Broken Hill Mining Division).

(T02-0444)

No. 2015, SIPA EXPLORATION NL (ACN 056 446 890), area of 14 units, for Group 1, dated 29 October 2002. (Broken Hill Mining Division).

(T02-0445)

No. 2016, JERVOIS MINING LIMITED (ACN 007 626 575), area of 11 units, for Group 1, dated 29 October 2002. (Cobar Mining Division).

(T02-0446)

No. 2017, BOHUON RESOURCES PTY LTD (ACN 102 533 817) and SOUTHERN CROSS EXPLORATION NL (ACN 000 716 012), area of 25 units, for Group 1 and Group 2, dated 1 November 2002. (Orange Mining Division).

MINING LEASE APPLICATION

(C02-0607)

No. 219, HRL (HUNTER) PTY LIMITED (ACN 097 325 810), GALLIFREY HUNTER PTY LIMITED (ACN 097 325 865) and GARLING (HUNTER) PTY LIMITED (ACN 097 325 847), area of about 6500 square metres, for the purpose of stockpiling or depositing of overburden, ore or tailings, any cable, conveyor, pipeline, telephone line or signal and any drillhole or shaft for ventilation, drainage, access, dated 9 October 2002. (Singleton Mining Division).

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T02-0001)

No. 1849, now Exploration Licence No. 6014, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), County of Yancowinna, Map Sheet (7233), area of 38 units, for Group 1, dated 28 October 2002, for a term until 27 October 2004.

(T02-0048)

No. 1890, now Exploration Licence No. 6010, BRAESIDE AUSTRALIA LIMITED (ACN 097 650 194), County of Harden, Map Sheet (8528), area of 9 units, for Group 1, dated 22 October 2002, for a term until 21 October 2004.

(T02-0049)

No. 1891, now Exploration Licence No. 6011, BRAESIDE AUSTRALIA LIMITED (ACN 097 650 194), Counties of Bland, Bourke and Clarendon, Map Sheet (8328, 8428, 8429), area of 27 units, for Group 1, dated 22 October 2002, for a term until 21 October 2004.

(T02-0050)

No. 1892, now Exploration Licence No. 6012, BRAESIDE AUSTRALIA LIMITED (ACN 097 650 194), County of Harden, Map Sheet (8528), area of 13 units, for Group 1, dated 22 October 2002, for a term until 21 October 2004.

(T02-0074)

No. 1915, now Exploration Licence No. 6009, JERVOIS MINING NL (ACN 007 626 575), Counties of Canbelego and Flinders, Map Sheet (8234, 8334, 8335), area of 47 units, for Group 1, dated 21 October 2002, for a term until 20 October 2004.

(T02-0077)

No. 1918, now Exploration Licence No. 6013, M. A. ROCHE GROUP PTY LTD (ACN 060 536 441), County of Macquarie, Map Sheet (9434), area of 1 unit, for Group 2, dated 25 October 2002, for a term until 24 October 2004.

MINERAL CLAIM APPLICATION

(T95-1171)

Armidale No. 48, now Mineral Claim No. 278 (Act 1992), ALFRED BOUQUET, Parish of Nundle, County of Parry, area of about 2 hectares, to mine for gold, dated 18 October 2002, for a term until 17 October 2007.

MINING LEASE APPLICATION

(C02-0103)

Orange No. 207, now Mining Lease No. 1524 (Act 1992), CHARBON COAL PTY LIMITED (ACN 064 237 118) and SK AUSTRALIA PTY LIMITED (ACN 003 964 225), Parish of Clandulla, County of Roxburgh, Map Sheet (8832-2-S), area of 20.26 hectares, to mine for coal, dated 28 October 2002, for a term until 27 October 2023.

PETROLEUM SPECIAL PROSPECTING AUTHORITY APPLICATION

(C02-0127)

No. 8, now Petroleum Special Prospecting Authority No. 7, AUSTRALIAN COALBED METHANE PTY LIMITED (ACN 002 606 288), area of 200 blocks, for petroleum, dated

31 October 2002, for a term until 30 October 2003. For location details refer to the Department's NSW State Map of Petroleum Titles.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following application has been withdrawn:

PETROLEUM EXPLORATION APPLICATION

(C02-0348)

No. 66 lodged by APEX ENERGY NL (ACN 097 997 914) and SUN RESOURCES NL (ACN 009 196 810) over 3238 hectares.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

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

(M81-3187)

Authorisation No. 311, GLOUCESTER COAL LTD (ACN 008 881 712) and CIM STRATFORD PTY LTD (ACN 070 387 914), area of 5070 hectares. Application for renewal received 28 October 2002.

(M82-3866)

Authorisation No. 315, GLOUCESTER COAL LTD (ACN 008 881 712) and CIM STRATFORD PTY LTD (ACN 070 387 914), area of 7631 hectares. Application for renewal received 28 October 2002.

(M70-6948)

Authorisation No. 349, ANGLO COAL (SUTTON FORREST) PTY LTD (ACN 070 017 784), area of 115 square kilometres. Application for renewal received 23 October 2002.

(C91-0479)

Authorisation No. 449, DEPARTMENT OF MINERAL RESOURCES, area of 152 square kilometres. Application for renewal received 28 October 2002.

(T89-1453)

Exploration Licence No. 3685, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), area of 5 units. Application for renewal received 18 October 2002.

(T91-0477)

Exploration Licence No. 4127, LFB RESOURCES NL (ACN 073 478 574), area of 32 units. Application for renewal received 14 October 2002.

(T98-1005)

Exploration Licence No. 5542, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of 33 units. Application for renewal received 29 October 2002.

(T98-1007)

Exploration Licence No. 5544, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of 152 units. Application for renewal received 29 October 2002.

(T99-0223)

Exploration Licence No. 5795, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 100 units. Application for renewal received 24 October 2002.

(T00-0101)

Exploration Licence No. 5796, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 148 units. Application for renewal received 25 October 2002.

(T01-0647)

Mining Lease No. 1213 (Act 1973), Oliver Tex WARDEN, Nola May WHITTEN and Shirley Anne WARDEN, area of 256 hectares. Application for renewal received 29 October 2002.

(T02-0121)

Mining Purposes Lease No. 219 (Act 1973), Doris Adelene FULLER, area of 5 hectares. Application for renewal received 30 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T98-1741)

Mining Lease No. 791 (Act 1973), Michael John BARLOW, Parish of Ogunbil, County of Parry, Map Sheet (9135-3-N), area of 17.95 hectares, for a further term until 16 October 2007. Renewal effective on and from 23 October 2002.

(T00-0421)

Mining Lease No. 1251 (Act 1973), GEMFAME PTY LTD (ACN 053 993 338), Parish of Buckley, County of Arrawatta, Map Sheet (9138-1-S), area of 195.6 hectares, for a further term until 19 February 2012. Renewal effective on and from 23 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

WITHDRAWAL OF APPLICATIONS FOR RENEWAL

NOTICE is given that the applications for renewal in respect of the following authorities have been withdrawn:

(T83-1413)

Mining Lease No. 54 (Act 1973), NOEL IMPORT (AUSTRALIA) PTY LIMITED (ACN 000 259 549), Parish of Wedderburn, County of Cumberland, Map Sheet (9029-2-N), area of 5.88 hectares. The lease ceases to have effect on and from the date of this notice.

(T98-1016)

Exploration Licence No. 5485, KANNATEAL PTY LTD (ACN 080 178 490) and PLUMBUM PTY LTD (ACN 079 398 780), County of Canbelego and County of Flinders, Map Sheet (8234, 8334, 8335), area of 35 units. The authority ceased to have effect on 21 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

CANCELLATION OF AUTHORITY AT REQUEST OF HOLDERS

NOTICE is given that the following authority has been cancelled:

(T00-0149)

Exploration Licence No. 5817, SILVER STANDARD AUSTRALIA PTY LIMITED (ACN 009 250 051), County of Phillip, Map Sheet (8832), area of 1 unit. Cancellation took effect on 28 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

CANCELLATION OF A MINING LEASE FOR FAILURE TO COMPLY WITH CONDITIONS OF THE LEASE OR MINING ACT

NOTICE is given that the following lease has been cancelled:

(C97-0396)

Mining Lease No. 1377 (Act 1992), BRIMSTONE COAL PTY LTD (ACN 069 784 630), Parish of Werri Berri, County of Camden, Map Sheet (8929-1-N, 8930-2-S, 9029-4-N, 9030-3-S), area of 3486 hectares. Cancellation took effect on 16 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

PART CANCELLATIONS

NOTICE is given that the following authorities have been cancelled in part:

(T00-0121)

Exploration Licence No. 5806, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), County of Argyle, Map Sheet (8827).

Description of area cancelled:

Map Sheet	Block	Units				
Canberra	2662		h jk	nop	stu	xy
Canberra	2663		jk	op	tu	yz
Canberra	2734	cd	h	n		
Canberra	2735	cde		q	v	

Part cancellation took effect on 25 October 2002.

The authority now embraces an area of 25 units.

(T99-0756)

Mining Lease No. 1226 (Act 1973), RUTILE & ZIRCON MINES (NEWCASTLE) LIMITED (ACN 000 393 135), Parish of Eldon, County of Gloucester and Parish of Stockton, County of Gloucester, Map Sheet (9232-2-N).

Description of area cancelled:

An area of 44.93 hectares. For further information contact Titles Branch.

Part cancellation took effect on 29 October 2002.

The authority now embraces an area of 23.26 hectares.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

TRANSFERS

(C02-0583)

Exploration Licence No. 5552, formerly held by POWERCOAL PTY LTD (ACN 052 533 070), has been transferred to CENTENNIAL HUNTER PTY LIMITED (ACN 101 509 111). The transfer was registered on 29 October 2002.

(T02-0348)

Exploration Licence No. 5577, formerly held by CONSOLIDATED BROKEN HILL LTD (ACN 009 423 858), has been transferred to ILUKA RESOURCES LIMITED (ACN 008 675 018). The transfer was registered on 25 October, 2002.

(T02-0411)

Gold Lease No. 5893 (Act 1906), formerly held by Anthony James FURNEY, Garry Charles FURNEY and Patrick Adrian Cawley CURRAN has been transferred to Patrick Adrian Cawley CURRAN, Anthony James FURNEY, Brendan TURNER and Garry Charles FURNEY. The transfer was registered on 28 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

EXPIRIES

Mineral Claim No. 206 (Act 1992), David William McCASKILL, Parish of Hogarth, County of Fitzgerald. This title expired on 21 October 2002.

Mineral Claim No. 207 (Act 1992), Angela Jane McCASKILL, Parish of Hogarth, County of Fitzgerald. This title expired on 21 October 2002.

Mineral Claim No. 208 (Act 1992), Angela Jane McCASKILL, Parish of Hogarth, County of Fitzgerald. This title expired on 21 October 2002.

Mineral Claim No. 210 (Act 1992), Graham WARD, Parish of Hogarth, County of Fitzgerald. This title expired on 21 October 2002.

EDWARD OBEID, M.L.C.,
Minister for Mineral Resources

Department of Planning

State Environmental Planning Policy No 53—Metropolitan Residential Development (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation of the Minister for Planning.

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 State Environmental Planning Policy No 53—Metropolitan Residential Development (Amendment No 6)

State Environmental Planning Policy No 53— Metropolitan Residential Development (Amendment No 6)

1 Name of Policy

This Policy is *State Environmental Planning Policy No 53—Metropolitan Residential Development (Amendment No 6)*.

2 Aims of Policy

This Policy aims to amend *State Environmental Planning Policy No 53—Metropolitan Residential Development* to facilitate the erection of well-designed residential flat buildings on certain land at St Leonards.

3 Land to which Policy applies

This Policy applies to land within the local government area of Lane Cove known as 1–16 Duntroon Avenue, St Leonards, and being lots 1 and 2, DP 567316, and lots 3–16, DP 7650.

4 Amendment of State Environmental Planning Policy No 53— Metropolitan Residential Development

State Environmental Planning Policy No 53—Metropolitan Residential Development is amended as set out in Schedule 1.

State Environmental Planning Policy No 53—Metropolitan Residential Development (Amendment No 6)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Relationship to other environmental planning instruments

Insert after clause 5 (3):

- (4) *Lane Cove Local Environmental Plan 1987* is amended as set out in Schedule 6.

[2] Schedule 6

Insert after Schedule 5:

Schedule 6 Amendment of Lane Cove Local Environmental Plan 1987

(Clause 5 (4))

Clause 19I

Insert after clause 19H:

19I Development of certain land—Nos 1–16 Duntroon Avenue, St Leonards

- (1) This clause applies to land known as 1–16 Duntroon Avenue, St Leonards, being lots 1 and 2, DP 567316, and lots 3–16, DP 7650 (the *subject land*).
- (2) Despite the provisions of this or any other environmental planning instrument applying to the subject land, development for the purpose of residential flat buildings may be carried out, with development consent, on the subject land, if the development is the subject of a development application that relates to the whole of the subject land.
- (3) The development standards set out in subclauses (5)–(10) (the *special development standards*), apply to the erection of residential flat buildings on the subject land.

State Environmental Planning Policy No 53—Metropolitan Residential
Development (Amendment No 6)

Schedule 1 Amendments

- (4) If, in relation to the land to which this clause applies, a special development standard differs in any respect from a development standard that deals with the same subject-matter and is contained elsewhere in this plan (*a local development standard*), the special development standard replaces the local development standard and the local development standard ceases to apply to the land to which this clause applies.
- (5) The following provisions apply generally to any residential flat building erected on the subject land:
 - (a) the building must comply with the dimensions, building envelopes, building alignments and maximum building heights set out in the Duntroon Avenue Reference Plan,
 - (b) the building may not exceed 55 metres in length (measured along the side facing Duntroon Avenue),
 - (c) the building may not have a depth exceeding 20 metres (measured at right angles to the side comprising its primary facade),
 - (d) the dwellings in the building must achieve an average energy rating of at least 4 stars, and each dwelling must achieve an individual energy rating of at least 3.5 stars, under the Nationwide House Energy Rating Scheme established under the auspices of the Australian and New Zealand Minerals and Energy Council,
 - (e) at least one tenth of the dwellings in the building must have 3 bedrooms or more,
 - (f) the ratio between:
 - (i) the total floor area of all buildings erected or proposed to be erected on the subject land, and
 - (ii) the area of the subject land,must not exceed 2.33:1.
- (6) Subclause (5) does not prevent minor articulation features (such as balconies, corners of buildings, window structures, wall embellishments and parts of habitable and non-habitable rooms that are designed to enhance the architectural appeal of the building) from extending up to 0.6 metres beyond any

State Environmental Planning Policy No 53—Metropolitan Residential
Development (Amendment No 6)

Amendments

Schedule 1

building envelope, alignment or dimension established for residential flat buildings on the subject land, either by this clause or by the Duntroon Avenue Reference Plan.

- (7) In relation to the dwellings in any residential flat building erected on the subject land:
 - (a) ceiling heights within habitable rooms must be at least 2.7 metres,
 - (b) no window of a habitable room in any dwelling may be situated:
 - (i) closer than 12 metres to any window of a habitable room in any other dwelling, or
 - (ii) closer than 9 metres to any window of a non-habitable room in any other dwelling,if the 2 windows face each other,
 - (c) each dwelling must have at least 10 cubic metres of storage space, excluding kitchen and bathroom cupboards and built-in or walk-in wardrobes in bedrooms,
 - (d) each balcony to which access is gained from a habitable room (other than a bedroom):
 - (i) must have a width (measured along the face of the building) of at least 2.5 metres, and
 - (ii) must have an area of at least 8 square metres.
- (8) In relation to the outdoor areas surrounding the residential flat buildings erected on the subject land:
 - (a) landscaping must be provided in the areas indicated for that purpose in the Duntroon Avenue Reference Plan, and
 - (b) no podium or boundary wall fronting Duntroon Avenue may have a height exceeding 1.2 metres above the level of the adjacent footpath.
- (9) In relation to car and bicycle parking facilities for the residential flat buildings erected on the subject land:
 - (a) the underground car park associated with those buildings must not extend beyond the area allowed for that purpose in the Duntroon Avenue Reference Plan,

State Environmental Planning Policy No 53—Metropolitan Residential Development (Amendment No 6)

Schedule 1

Amendments

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- (b) subject to paragraph (d), the number of car parking spaces (other than visitor car parking spaces) must not exceed the number calculated by allowing:
 - (i) one space for each dwelling having one or two bedrooms only, and
 - (ii) 1.5 spaces for each dwelling having more than two bedrooms,
 - (c) subject to paragraph (d), the number of visitor car parking spaces must be at least one tenth, but must not exceed one fifth, of the total number of dwellings,
 - (d) the number of car parking spaces (including visitor car parking spaces) must not exceed 280,
 - (e) the number of bicycle parking spaces (other than visitor bicycle parking spaces) must be at least one third of the total number of dwellings,
 - (f) the number of visitor bicycle parking spaces must be at least one tenth of the number of dwellings.
- (10) Residential flat buildings erected on the subject land should, where practicable, consider the acoustic privacy of neighbourhoods in the vicinity and residents by:
- (a) appropriate site planning, the location and design of windows and balconies, the use of screening devices and landscaping, and
 - (b) ensuring acceptable noise levels in internal living and sleeping areas of new dwellings.

Note. Australian/New Zealand Standard AS/NZS 2107:2000, *Acoustics—Recommended design sound levels and reverberation times for building interiors* and Australian Standard AS 3671—1989 *Acoustics—Road traffic noise intrusion—Building siting and construction* should be referred to in establishing acceptable noise levels.

- (11) Nothing in this clause limits the operation of:
- (a) *State Environmental Planning Policy No 1—Development Standards*, or
 - (b) *State Environmental Planning Policy No 65—Design Quality of Residential Flat Development*,

with respect to the erection of residential flat buildings on the subject land and, in the application of *State Environmental Planning Policy No 65—Design Quality of Residential Flat*

State Environmental Planning Policy No 53—Metropolitan Residential
Development (Amendment No 6)

Amendments

Schedule 1

Development, clause 30 (2) (c) of that Policy is taken to refer to the publication *Residential Flat Design Code (Tools for improving the design of residential flat buildings)* (Department of Planning 2002) instead of to the publication *Better Urban Living Guidelines for Urban Housing in NSW* (Department of Urban Affairs and Planning and NSW Government Architect).

(12) In this clause:

Duntroon Avenue Reference Plan means the plan entitled *State Environmental Planning Policy 53 (Amendment No 6)*, prepared by the Department of Planning and dated October 2002, a copy of which is deposited in the Sydney Office of the Department of Planning.

floor area of a building means, despite clause 6 (1), the sum of the areas of each floor of the building where the area of each floor is taken to be the area within the internal face of the external closing walls or external windows as measured at a height of 1 400 millimetres above each floor level, but excluding the following areas:

- (a) the area of main building entrances and associated foyers and lobbies,
- (b) common vertical circulation (that is, stairs, stairwells, lifts, lift wells, landings between flights of stairs on different floors or levels, but not lift lobbies on floors above the ground floor),
- (c) underground storage areas, vehicular access and service areas and car parking areas,
- (d) plant rooms, and vertical mechanical services and vertical ducting,
- (e) balconies, including those enclosed by operable screening devices,
- (f) void space above double height spaces.

habitable room has the same meaning as it has in the *Building Code of Australia*.

State Environmental Planning Policy No 53—Metropolitan Residential
Development (Amendment No 6)

Schedule 1 Amendments

residential flat building means, despite clause 5 (1), a building that comprises or includes:

- (a) 3 or more storeys (not including levels below ground level provided for car parking or storage, or both, that protrude less than 1.2 metres above ground level), and
- (b) 4 or more self-contained dwellings (whether or not the building includes uses for other purposes, such as shops),

but does not include a Class 1a building or a Class 1b building under the *Building Code of Australia*.

Note. Class 1a and Class 1b buildings are commonly referred to as **town houses** or **villas** where the dwelling units are side by side, rather than on top of each other.

Ashfield Local Environmental Plan 1985 (Amendment No 96)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (S02/00557/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Ashfield Local Environmental Plan 1985 (Amendment No 96)

Ashfield Local Environmental Plan 1985 (Amendment No 96)

1 Name of plan

This plan is *Ashfield Local Environmental Plan 1985 (Amendment No 96)*.

2 Aims of plan

This plan aims to allow, with the consent of Ashfield Municipal Council, the use of an existing two-storey residential flat building for the purpose of a hospital.

3 Land to which plan applies

This plan applies to Lot B, DP 344159, known as 93 Milton Street, Ashfield.

4 Amendment of Ashfield Local Environmental Plan 1985

Ashfield Local Environmental Plan 1985 is amended by inserting in appropriate order the following clause:

51 Development of land known as 93 Milton Street, Ashfield

- (1) This clause applies to Lot B, DP 344159, known as 93 Milton Street, Ashfield.
- (2) Despite any other provision of this plan, the Council may grant consent to the carrying out of development on the land to which this clause applies for the purpose of a hospital, provided the height of the building does not exceed two storeys.

Auburn Local Environmental Plan 2000 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (P00/00010/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1

Auburn Local Environmental Plan 2000 (Amendment No 3)

Auburn Local Environmental Plan 2000 (Amendment No 3)

1 Name of plan

This plan is *Auburn Local Environmental Plan 2000 (Amendment No 3)*.

2 Aims of plan

This plan aims:

- (a) to rezone certain surplus government land:
 - (i) to enable redevelopment for residential and general industrial purposes, and
 - (ii) to encourage a safe, sustainable, convenient and attractive urban setting, and
 - (iii) to enable development for the purposes of community facilities and amenities, and
- (b) to permit development for the purpose of recreation areas and recreation facilities to occur with the consent of the Council in land zoned 2 (b) Residential (Medium Density).

3 Land to which plan applies

This plan applies:

- (a) in relation to the aims set out in clause 2 (a), to land situated in the local government area of Auburn, comprised in Certificate of Title Folio 6840, Volume 1, at Chisholm Road, Regents Park, as shown edged heavy black on the map marked “Auburn Local Environmental Plan 2000 (Amendment No 3)” deposited in the office of Auburn Council, and
- (b) in relation to the aims set out in clause 2 (b), to all land within the Residential (Medium Density) Zone under *Auburn Local Environmental Plan 2000*.

4 Amendment of Auburn Local Environmental Plan 2000

Auburn Local Environmental Plan 2000 is amended as set out in Schedule 1.

Auburn Local Environmental Plan 2000 (Amendment No 3)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 12 Zoning controls for Zone No 2 (b)—Residential (Medium Density) Zone

Insert after “public buildings” in clause 12 (3):

recreation areas
recreation facilities

[2] Clause 64 Staged development

Insert after clause 64 (3):

- (4) Consent must not be granted to the first stage of a staged development of the parcel of land identified in Part 1 of Schedule 7 as the Royal Australian Air Force (RAAF) Site unless the consent:

- (a) applies to the whole of the Site, or
(b) applies to:
(i) all the land zoned 2 (b) Residential (Medium Density) within the Site, or
(ii) all the land zoned 4 (a) General Industrial within the Site,

and the staged development application makes provision, to the satisfaction of the consent authority, for vehicular and pedestrian access to the remainder of that Site.

[3] Schedule 1 Definitions

Insert at the end of the definition of *The map*:

Auburn Local Environmental Plan 2000 (Amendment No 3)

Auburn Local Environmental Plan 2000 (Amendment No 3)

Schedule 1 Amendments

[4] Schedule 6 Additional uses

Insert at the end of Schedule 6 in Columns 1 and 2:

Land shown within Zone No 2 (b), Residential (Medium Density), on the map marked “Auburn Local Environmental Plan 2000 (Amendment No 3)”, being the Royal Australian Air Force (RAAF) Site at Regents Park	residential flat buildings containing altogether a maximum of 110 dwellings
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[5] Schedule 7 Staged development

Insert after clause 3 in Part 2 of Schedule 7:

- 4 The following additional matters are to be taken into account in the staged development of the Royal Australian Air Force (RAAF) Site:
 - (a) whether the staged development proposal has made provision for remedial action of the contaminated land,
 - (b) whether the land will be remediated before the land is used for the proposed development,
 - (c) whether the land is suitable, in its contaminated state (or will be suitable, after remediation) for the proposed development,
 - (d) whether satisfactory arrangements have been made with respect to the drainage of the land and whether that drainage affects the drainage of other land, whether or not the other land is land to which this plan applies.

Nothing in this clause affects the operation of *State Environmental Planning Policy No 55—Remediation of Land*.

Ballina Local Environmental Plan 1987 (Amendment No 38)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (G95/00216/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Ballina Local Environmental Plan 1987 (Amendment No 38)

Ballina Local Environmental Plan 1987 (Amendment No 38)

1 Name of plan

This plan is *Ballina Local Environmental Plan 1987 (Amendment No 38)*.

2 Aims of plan

This plan aims to rezone land to which this plan applies to Zone No 2 (b)—Village Area Zone, Zone No 6 (a)—Open Space Zone or Zone No 7 (d)—Environmental Protection (Scenic/Escarpment) Zone under *Ballina Local Environmental Plan 1987*.

3 Land to which plan applies

This plan applies to certain parcels of land in the vicinity of Rifle Range Road and Sneaths Road, as shown by distinctive colouring, edging and letter on the map marked “Ballina Local Environmental Plan 1987 (Amendment No 38)” deposited in the office of the Ballina Shire Council.

4 Amendment of Ballina Local Environmental Plan 1987

Ballina Local Environmental Plan 1987 is amended by inserting in appropriate order in the definition of *the map* in clause 5 (1) the following words:

Ballina Local Environmental Plan 1987 (Amendment No 38)

Blacktown Local Environmental Plan 1988 (Amendment No 174)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (P01/00458/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1

Blacktown Local Environmental Plan 1988 (Amendment No 174)

Blacktown Local Environmental Plan 1988 (Amendment No 174)

1 Name of plan

This plan is *Blacktown Local Environmental Plan 1988 (Amendment No 174)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to partly the Special Uses—General Zone and partly the Public Recreation Zone under *Blacktown Local Environmental Plan 1988* to allow the land to be used for those purposes which are permissible within those zones.

3 Land to which plan applies

This plan applies to Lot 21, DP 1032746, Greendale Terrace, Quakers Hill, as shown edged heavy black on the map marked “Blacktown Local Environmental Plan 1988 (Amendment No 174)” deposited in the office of the Council of the City of Blacktown.

4 Amendment of Blacktown Local Environmental Plan 1988

Blacktown Local Environmental Plan 1988 is amended by inserting in appropriate order in the definition of *the map* in clause 6 (1) the following words:

Blacktown Local Environmental Plan 1988 (Amendment No 174)



Canterbury Local Environmental Plan No 171 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S02/01223/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Canterbury Local Environmental Plan No 171 (Amendment No 1)

Canterbury Local Environmental Plan No 171 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Canterbury Local Environmental Plan No 171 (Amendment No 1)*.

2 Aims of plan

- (1) This plan aims to rezone the land to which this plan applies to the Specialised Business Zone under *Canterbury Local Environmental Plan No 171*.
- (2) This plan also amends the *Canterbury Planning Scheme Ordinance* to identify land in the City of Canterbury that is not subject to the provisions of that Ordinance.

3 Land to which plan applies

This plan applies to land known as 1214–1224 Canterbury Road, Roselands and part of 4 Mount Avenue, Roselands, as shown coloured light blue, edged red and lettered “3 (f)” on the map marked “Canterbury Local Environmental Plan No 171 (Amendment No 1)” deposited in the office of Canterbury City Council.

4 Amendment of Canterbury Local Environmental Plan No 171

Canterbury Local Environmental Plan No 171 is amended as set out in Schedule 1.

5 Amendment of Canterbury Planning Scheme Ordinance

The *Canterbury Planning Scheme Ordinance* is amended as set out in Schedule 2.

Canterbury Local Environmental Plan No 171 (Amendment No 1)

Amendment of Canterbury Local Environmental Plan No 171

Schedule 1

Schedule 1 Amendment of Canterbury Local Environmental Plan No 171

(Clause 4)

[1] Clause 3

Omit the clause. Insert instead:

3 Land to which plan applies

This plan applies to the following land situated in the City of Canterbury:

- (a) land known as 154 Bonds Road, Riverwood (Lot 14, DP 26649) and 7 Larkin Street, Riverwood (Lot 12, DP 26649), as shown coloured light blue, edged red and lettered “3 (f)” on the map marked “Canterbury Local Environmental Plan No 171” deposited in the office of the Council of the City of Canterbury,
- (b) land known as 1214–1224 Canterbury Road, Roselands and part of 4 Mount Avenue, Roselands, as shown coloured light blue, edged red and lettered “3 (f)” on the map marked “Canterbury Local Environmental Plan No 171 (Amendment No 1)” deposited in the office of the Council of the City of Canterbury.

[2] Dictionary

Insert at the end of the definition of *the map*:

, as amended by the maps (or specified sheets of maps) marked as follows:

Canterbury Local Environmental Plan No 171 (Amendment No 1)

Canterbury Local Environmental Plan No 171 (Amendment No 1)

Schedule 2 Amendment of Canterbury Planning Scheme Ordinance

Schedule 2 Amendment of Canterbury Planning Scheme Ordinance

(Clause 5)

Clause 5 Land to which Ordinance applies

Insert at the end of the clause:

- (2) This Ordinance does not apply to the land to which the following plans apply:

*Canterbury Local Environmental Plan No 138—
Canterbury Precinct*

*Canterbury Local Environmental Plan No 148—
Campsie Precinct*

Canterbury Local Environmental Plan No 171

*Canterbury Local Environmental Plan No 178—
Belmore–Lakemba Precinct*

Dungog Local Environmental Plan 1990 (Amendment No 54)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (N02/00182/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Dungog Local Environmental Plan 1990 (Amendment No 54)

Dungog Local Environmental Plan 1990 (Amendment No 54)

1 Name of plan

This plan is *Dungog Local Environmental Plan 1990 (Amendment No 54)*.

2 Aim of plan

This plan aims to insert definitions relating to telecommunications and thereby facilitate determination by Dungog Shire Council of applications for development for the purposes of installing telecommunications facilities.

3 Land to which plan applies

This plan applies to land in the Dungog local government area.

4 Amendment of Dungog Local Environmental Plan 1990

Dungog Local Environmental Plan 1990 is amended as set out in Schedule 1.

Dungog Local Environmental Plan 1990 (Amendment No 54)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert in appropriate order in clause 5 (1):

telecommunications facility means any part of the infrastructure of a telecommunications network. It includes any telecommunications line, equipment, apparatus, telecommunications tower, mast, antenna, tunnel, duct, pit, pole or other structure or thing used, or for use, in or in connection with a telecommunications network.

telecommunications network means a system, or series of systems, that carries, or is capable of carrying, communications by means of guided or unguided electromagnetic energy.

utility installation means a building or work (including a telecommunications facility) used by a public utility undertaking, but does not include a building designed wholly or principally as administrative or business premises or as a showroom.

[2] Clause 6 Adoption of Model Provisions

Omit “and tourist facilities”.

Insert instead “, tourist facilities and utility installation”.

Greater Lithgow Local Environmental Plan 1994 (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S01/02181/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Greater Lithgow Local Environmental Plan 1994 (Amendment No 6)

Greater Lithgow Local Environmental Plan 1994 (Amendment No 6)

1 Name of plan

This plan is *Greater Lithgow Local Environmental Plan 1994 (Amendment No 6)*.

2 Aims of plan

This plan aims:

- (a) to permit development for the purpose of veterinary clinics only with development consent in Zone No 1 (c)—Rural (Small holdings), Zone No 1 (d)—Rural (Future urban), Zone No 1 (f)—Rural (Forestry) and Zone No 3—Business under *Greater Lithgow Local Environmental Plan 1994* (the **Plan**), and
- (b) to continue to permit development for the purpose of veterinary clinics only with development consent in Zone No 1 (a)—Rural (General), Zone No 2 (v)—Village and Zone No 4—Industrial under the Plan, and
- (c) to continue to prohibit development for the purpose of veterinary clinics in Zone No 2 (a)—Residential, Zone No 6—Open space and Zone No 8—National Parks and Nature Reserves under the Plan.

3 Land to which plan applies

This plan applies to all land in the City of Lithgow.

4 Amendment of Greater Lithgow Local Environmental Plan 1994

Greater Lithgow Local Environmental Plan 1994 is amended as set out in Schedule 1.

Greater Lithgow Local Environmental Plan 1994 (Amendment No 6)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Definitions

Omit “and veterinary clinic” from the definition of *animal boarding or training establishment* in clause 6 (1).

[2] Clause 6 (1)

Insert in alphabetical order:

veterinary clinic means a building or place used for diagnosing or surgically or medically treating animals, whether or not the animals are kept on the premises for treatment.

[3] Clause 9 Zone objectives and development control

Insert “; veterinary clinics” after “mining” in item 3 of the matter relating to Zone 1 (f)—Rural (Forestry).

[4] Clause 9

Insert “veterinary clinics;” after “transport terminals;” in item 4 of the matter relating to Zone 2 (a)—Residential.

Hastings Local Environmental Plan 2001 (Amendment No 11)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G02/00027/S69; E.350.10.328)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Hastings Local Environmental Plan 2001 (Amendment No 11)

Hastings Local Environmental Plan 2001 (Amendment No 11)

1 Name of plan

This plan is *Hastings Local Environmental Plan 2001 (Amendment No 11)*.

2 Aims of plan

This plan aims to allow, with the consent of Hastings Council, the carrying out of development on the land to which this plan applies for the purpose of commercial premises.

3 Land to which plan applies

This plan applies to Lot 1, DP 375965, Bridge Street, Port Macquarie, as shown edged heavy black and with vertical stipple on the map marked “Hastings Local Environmental Plan 2001 (Amendment No 11)” deposited in the office of Hastings Council.

4 Amendment of Hastings Local Environmental Plan 2001

Hastings Local Environmental Plan 2001 is amended as set out in Schedule 1.

Hastings Local Environmental Plan 2001 (Amendment No 11)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Schedule 3 Development of specific sites

Insert “, including Lot 1, DP 375965” in the Schedule under the heading **Land** after the words “Land generally in the vicinity of Hollingsworth, Gore and Bridge Streets, Port Macquarie”.

[2] Schedule 6 Zones and zoning map amendments

Insert in appropriate order in Part 2 (Zoning map amendments) of the Schedule:

Hastings Local Environmental Plan 2001 (Amendment No 11)

Leichhardt Local Environmental Plan 2000 (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (S02/00542/S69)

Minister for Planning

Clause 1

Leichhardt Local Environmental Plan 2000 (Amendment No 6)

Leichhardt Local Environmental Plan 2000 (Amendment No 6)

1 Name of plan

This plan is *Leichhardt Local Environmental Plan 2000 (Amendment No 6)*.

2 Aims of plan

This plan aims to allow the carrying out of development on the land to which this plan applies for the purpose of SEPP 5 housing, being housing described and provided for in *State Environmental Planning Policy No 5—Housing for Older People or People with a Disability*.

This plan also corrects a mapping reference relating to site specific provisions.

3 Land to which plan applies

This plan applies to Lot 38, DP 2041, Lot 1, DP 433797 and Lots 1 and 2, DP 1005390, being land known as 237 Marion Street, Leichhardt.

4 Amendment of Leichhardt Local Environmental Plan 2000

Leichhardt Local Environmental Plan 2000 is amended as set out in Schedule 1.

Leichhardt Local Environmental Plan 2000 (Amendment No 6)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 36 Additional uses and controls for certain land

Omit “SP”. Insert instead “SSP”.

[2] Schedule 1 Additional uses and controls for certain land

Insert at the end of Part 1:

237 Marion Street, Leichhardt, Lot 38, DP 2041, Lot 1, DP 433797 and Lots 1 and 2, DP 1005390—development for the purpose of SEPP 5 housing.

[3] Schedule 3 Glossary

Omit the definition of *Zoning Map*. Insert instead:

Zoning Map means the map marked “Leichhardt Local Environmental Plan 2000 Zoning Map Issued March 2002”, incorporating any relevant amendment to that map by the following plans:

Leichhardt Local Environmental Plan 2000 (Amendment No 1)

Leichhardt Local Environmental Plan 2000 (Amendment No 2)

Leichhardt Local Environmental Plan 2000 (Amendment No 6)



New South Wales

Lismore Local Environmental Plan 2000 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G02/00048/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Lismore Local Environmental Plan 2000 (Amendment No 10)

Lismore Local Environmental Plan 2000 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lismore Local Environmental Plan 2000 (Amendment No 10)*.

2 Aims of plan

This plan aims to amend *Lismore Local Environmental Plan 2000 (the 2000 plan)* in the following manner:

- (a) to introduce a definition of **market** into the 2000 plan and to permit markets, with Lismore City Council's consent, as advertised development in Zones Nos 2 (v), 3 (a), 3 (f), 4 (a), 5 (b), 6 (a) and 6 (b) and to prohibit markets in Zones Nos 1 (a), 1 (b), 1 (c), 1 (r), 2 (a) and 2 (f) under the 2000 plan,
- (b) to amend the definition of **warehouse** in the 2000 plan to permit the storage of goods, merchandise or materials pending their sale and distribution to any person, not just to persons engaged in the retail trade,
- (c) to permit **motels**, with the Council's consent, as advertised development in the General Rural Zone under the 2000 plan,
- (d) to permit **places of public worship**, with the Council's consent, as advertised development in the Private Recreation Zone under the 2000 plan,
- (e) to permit **bed and breakfast establishments**, with the Council's consent, as advertised development in the Environment Protection (Habitat) Zone under the 2000 plan in respect of dwellings lawfully erected and used before the commencement of this plan,
- (f) to change the land within the Village Zone under the 2000 plan:
 - (i) by rezoning certain flood prone land from the Village Zone to the Riverlands Zone under the 2000 plan, and

-
- (ii) by including all of the land comprising the Nimbin School within the Village Zone, and
 - (iii) by including certain land within the Village Zone, being land identified as being suitable for village, industrial or commercial uses,
 - (g) to rezone certain land to allow residential development in accordance with the Council's adopted urban development strategy,
 - (h) to rezone certain land (being land under the care and control of the National Parks and Wildlife Service) to the National Parks and Nature Reserves Zone under the 2000 plan,
 - (i) to rationalise the boundary between the Investigation Zone and the Village Zone under the 2000 plan in respect of certain land,
 - (j) to rezone certain land from Special Uses (Church) to the Riverlands Zone under the 2000 plan,
 - (k) to rezone certain land from the Recreation Zone to the Residential Zone under the 2000 plan.

3 Land to which plan applies

This plan applies:

- (a) in respect of the aims set out in clause 2 (a)–(e)—to all the land to which the 2000 plan applies, and
- (b) in respect of the aim set out in clause 2 (f) (i)—to land at Silky Oak Drive and Thorburn Street, Nimbin, as shown edged heavy black on Sheet 1 of the map marked “Lismore Local Environmental Plan 2000 (Amendment No 10)” deposited in the office of Lismore City Council, and
- (c) in respect of the aim set out in clause 2 (f) (ii)—to Lot 21, DP 836128, Nimbin, as shown edged heavy black on Sheet 1 of that map, and
- (d) in respect of the aim set out in clause 2 (f) (iii)—to 36 Sibley Street, Nimbin, being Lot 10, DP 785239, as shown edged heavy black on Sheet 1 of that map, and
- (e) in respect of the aim set out in clause 2 (g)—to part of Lot 1, DP 255203, Blue Hills Avenue, Goonellabah, as shown edged heavy black on Sheet 2 of that map, and
- (f) in respect of the aim set out in clause 2 (h)—to the Bungabbee Nature Reserve and the Mucklewee Mountain Nature

Clause 4 Lismore Local Environmental Plan 2000 (Amendment No 10)

Reserve, Bentley, Lot 559, DP 47475, the Wilson Park Rainforest Reserve, East Lismore and Lot 147, DP 755691 and Lot 137, DP 755720, the Tucki Tucki Nature Reserve, Green Forest, as shown edged heavy black on Sheets 3–5, respectively, of that map, and

- (g) in respect of the aim set out in clause 2 (i)—to Lot 382, DP 867394, Clunes, as shown edged heavy black on Sheet 6 of that map, and
- (h) in respect of the aim set out in clause 2 (j)—to 33 Tweed Street, North Lismore, as shown edged heavy black on Sheet 7 of that map, and
- (i) in respect of the aim set out in clause 2 (k)—to 30, 32 and 34 Ravenswood Drive, Goonellabah, as shown edged heavy black on Sheet 8 of that map.

4 Amendment of Lismore Local Environmental Plan 2000

Lismore Local Environmental Plan 2000 is amended as set out in Schedule 1.

Lismore Local Environmental Plan 2000 (Amendment No 10)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 30 Zone No 1 (a) (General Rural Zone)

Insert in alphabetical order in item 30.4 (Only with development consent—advertised development) in the Table to the clause:

- motels

[2] Clause 30, Table, item 30.5

Insert in alphabetical order:

- markets

[3] Clause 31 Zone No 1 (b) (Agricultural Zone)

Insert in alphabetical order in item 31.5 (Prohibited) in the Table to the clause:

- markets

[4] Clause 32 Zone No 1 (c) (Rural Residential Zone)

Insert in alphabetical order in item 32.5 (Prohibited) in the Table to the clause:

- markets

[5] Clause 35 Zone No 1 (r) (Riverlands Zone)

Insert in alphabetical order in item 35.5 (Prohibited) in the Table to the clause:

- markets

[6] Clause 48 Zone No 2 (a) (Residential Zone)

Insert in alphabetical order in item 48.5 (Prohibited) in the Table to the clause:

- markets

[7] Clause 49 Zone No 2 (f) (Residential (Flood Liable) Zone)

Insert in alphabetical order in item 49.5 (Prohibited) in the Table to the clause:

- markets

Lismore Local Environmental Plan 2000 (Amendment No 10)

Schedule 1 Amendments

[8] Clause 50 Zone No 2 (v) (Village Zone)

Insert in alphabetical order in item 50.4 (Only with development consent—advertised development) in the Table to the clause:

- markets

[9] Clause 58 Zone No 3 (a) (Business Zone)

Insert in alphabetical order in item 58.4 (Only with development consent—advertised development) in the Table to the clause:

- markets

[10] Clause 60 Zone No 3 (f) (Services Business (Flood Liable) Zone)

Insert in alphabetical order in item 60.4 (Only with development consent—advertised development) in the Table to the clause:

- markets

[11] Clause 63 Zone No 4 (a) (Industrial Zone)

Insert in alphabetical order in item 63.4 (Only with development consent—advertised development) in the Table to the clause:

- markets

[12] Clause 66 Zone No 5 (b) (Special Uses (Technology Park) Zone)

Insert in alphabetical order in item 66.4 (Only with development consent—advertised development) in the Table to the clause:

- markets

[13] Clause 67 Zone No 6 (a) (Recreation Zone)

Insert in alphabetical order in item 67.4 (Only with development consent—advertised development) in the Table to the clause:

- markets

[14] Clause 68 Zone No 6 (b) (Private Recreation Zone)

Insert in alphabetical order in item 68.4 (Only with development consent—advertised development) in the Table to the clause:

- markets
- places of public worship

Lismore Local Environmental Plan 2000 (Amendment No 10)

Amendments

Schedule 1

[15] Clause 78 Zone No 7 (b) (Environment Protection (Habitat) Zone)

Omit “Nil.” from item 78.4 (Only with development consent—advertised development) in the Table to the clause.

Insert instead:

Development for the purpose of:

- bed and breakfast establishments in dwellings lawfully erected and used before the commencement of *Lismore Local Environmental Plan 2000 (Amendment No 10)*.

[16] Clause 78, Table, item 78.5

Omit “or 78.3”. Insert instead “, 78.3 or 78.4”.

[17] Schedule 7 Definitions

Insert in alphabetical order:

market means a temporary outlet for the sale of local crafts and goods, a large proportion of which are not available through normal commercial outlets, and:

- (a) which operates on one day of the week only, and
- (b) which does not require the erection of permanent structures.

[18] Schedule 7, definition of “the map”

Insert in appropriate order:

Lismore Local Environmental Plan 2000 (Amendment No 10)

[19] Schedule 7, definition of “warehouse”

Omit “to persons engaged in the retail trade”.

Manly Local Environmental Plan 1988 (Amendment No 24)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (S97/01883/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1

Manly Local Environmental Plan 1988 (Amendment No 24)

Manly Local Environmental Plan 1988 (Amendment No 24)

1 Name of plan

This plan is *Manly Local Environmental Plan 1988 (Amendment No 24)*.

2 Aims of plan

(1) This plan aims to:

- (a) protect the significant heritage values of the St Patrick's College Estate (*the Estate*), and
- (b) reinforce the significance of the Estate and its role as a buffer area between the adjoining National Park and the adjacent urban areas, and
- (c) allow residential development on certain land, and
- (d) maintain the natural and cultural landscape qualities of the Estate, and
- (e) protect the water quality of Spring Cove and Cabbage Tree Bay and sustain the existing natural drainage system, and
- (f) permit uses within the heritage buildings on the Estate that are compatible with their historic significance, and
- (g) allow the carrying out of extensions and additions to the principal heritage buildings within the Estate identified as "buildable areas" and other development of a minor nature, and
- (h) ensure development on land to which this plan applies that is within the Residential Zone under *Manly Local Environmental Plan 1988 (the 1988 plan)* integrates with the established landscape and has minimal environmental impact on the heritage significance of the Estate and its flora and fauna.

(2) The strategy used for attaining those aims is:

- (a) to add provisions to the 1988 plan declaring objectives for development of the Estate and requiring development of that land to promote those objectives by being consistent with controls relating to all development of that land, and

Manly Local Environmental Plan 1988 (Amendment No 24)

Clause 2

-
- (b) to make more specific provisions for development of that land, including provisions for development of particular Precincts.

(See new clause 35 and Schedule 11)

This strategy is particularly aimed at protecting both the natural and built heritage of the Estate.

- (3) This plan also amends the definitions of *the map* and *item of the environmental heritage* in the 1988 plan:
 - (a) to update the zoning of so much of St Patrick's Estate as is currently zoned Special Uses—Seminary by rezoning the land mainly to a new Special Uses (Seminary—Heritage) Zone and partly to the Residential Zone under the 1988 plan, and
 - (b) to rezone such of the land currently zoned Special Uses—Church Purposes as is in identified Precincts 6 and 10 to the Residential Zone under the 1988 plan, and
 - (c) to identify two items of the environmental heritage so that provisions of the 1988 plan promoting heritage conservation will apply to them.

Note. The location of each Precinct is shown on Sheet 1 of the supporting map which is marked "Manly Local Environmental Plan 1988 (Amendment No 24)" and Precincts are shown in greater detail on Sheets 4 and 5 of that map.

The rezoning is shown on Sheet 2 of that map. The locations of the new heritage items are shown on Sheet 3 of that map.

The map is available for inspection at the office of Manly Council.

3 Land to which plan applies

This plan applies to land situated in the local government area of Manly at St Patrick's Estate, in the locality of North Head, as shown edged heavy black on Sheet 1 of the map marked "Manly Local Environmental Plan 1988 (Amendment No 24)" deposited in the office of Manly Council.

4 Amendment of Manly Local Environmental Plan 1988

Manly Local Environmental Plan 1988 is amended as set out in Schedule 1.

Manly Local Environmental Plan 1988 (Amendment No 24)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 7 Interpretation

Insert in appropriate order in the list of amending maps at the end of the definition of *item of the environmental heritage* in clause 7 (1):

Manly Local Environmental Plan 1988 (Amendment No 24)—Sheet 3

[2] Clause 7 (1), definition of “the map”

Insert in appropriate order in the list of amending maps at the end of the definition:

Manly Local Environmental Plan 1988 (Amendment No 24)—Sheet 2

[3] Clause 9 Zones indicated on the map

Insert in appropriate order:

Zone No 5 (s) Special Uses (Seminary—Heritage)
Zone—coloured yellow with blue edging and red lettering

[4] Clause 10 Zone objectives and development control table

Insert in appropriate order in the Table to the clause:

Zone No 5 (s) Special Uses (Seminary—Heritage) Zone

1 Objectives of zone

The objectives are:

- (a) to permit development that is compatible with the preservation, restoration and maintenance of items of the environmental heritage,
- (b) to allow extensions and additions to the principal heritage buildings within the zone,
- (c) to protect vistas to and from those principal heritage buildings,

Manly Local Environmental Plan 1988 (Amendment No 24)

Amendments

Schedule 1

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- (d) to permit development ancillary to the principal use within the zone,
 - (e) to preserve and protect the grounds of St Patrick's Estate, consistent with the pre-eminence of the principal heritage buildings when viewed from within the site, and from surrounding areas and vantage points,
 - (f) to conserve and enhance the indigenous wildlife habitat within the Estate,
 - (g) to conserve the landscape, as well as the natural drainage system,
 - (h) to enhance and restore significant elements of heritage landscape,
 - (i) to preserve and protect the landscape as habitat for the long nosed bandicoot.

2 Without development consent

Nil.

3 Only with development consent

- (a) **Within Moran House, the Cerretti Chapel, St Therese's Convent and buildable areas identified on Sheet 4 of the map marked "Manly Local Environmental Plan 1988 (Amendment No 24)":**

Child care centres; churches, church purposes; drainage works and facilities; educational establishments; roads; seminaries; utility installations other than generating works or gas holders.

- (b) **Within Precincts 7 and 14 identified on Sheet 1 of the map marked "Manly Local Environmental Plan 1988 (Amendment No 24)":**

Drainage works and facilities, landscaping, roads and swimming pools (all of which are ancillary to the principal use of Moran House, the Cerretti Chapel or St Therese's Convent); tennis courts; utility installations other than generating works or gas holders.

4 Prohibited

Any purpose other than those included in item 3.

Manly Local Environmental Plan 1988 (Amendment No 24)

Schedule 1 Amendments

[5] Clause 35

Insert after clause 34:

35 St Patrick's Estate

- (1) **Land to which clause applies**
This clause applies to the land shown edged heavy black on Sheet 1 of the map marked "Manly Local Environmental Plan 1988 (Amendment No 24)", which is referred to in this clause as *St Patrick's Estate*.
- (2) **Precincts**
For the purposes of this plan, St Patrick's Estate is divided into *Precincts* which are shown on Sheet 1 of that map.
- (3) **Planning objectives for St Patrick's Estate**
The objectives for development of St Patrick's Estate are set out in Part 1 of Schedule 11.
- (4) **Controls for all development**
The controls for all development within St Patrick's Estate are set out in Part 2 of Schedule 11.
- (5) **Additional controls for development within certain Precincts**
Additional controls for some of the Precincts are set out in Part 3 of Schedule 11.
- (6) **Scheme for development**
Consent may be granted for development of land within St Patrick's Estate only if the consent authority is satisfied that the development will:
 - (a) allow achievement of the planning objectives for St Patrick's Estate, and
 - (b) be carried out in accordance with such of the controls for all development within St Patrick's Estate, and for development within the Precinct in which the land is situated, as are relevant to the proposed development.
- (7) **Preservation of natural and built environmental heritage**
Before granting consent for any development, the consent authority is to be satisfied that the proposed development will not adversely affect conservation of the stone walls, retaining walls and steps relating to the historic use of St Patrick's Estate.

Manly Local Environmental Plan 1988 (Amendment No 24)

Amendments

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- (8) Consent may be granted for development in Precinct 11 only if the consent authority has considered a heritage impact statement relating to the impact of the proposed development on the Archbishop's Residence and a visual impact statement and is satisfied that:
- (a) the development will be subordinate and sympathetic to the Archbishop's Residence, and
 - (b) the development will not intrude upon views to the Harbour within the 60 degree view cone from the steps of the Archbishop's Residence shown on *Concept Development Plan No 2 (the concept development plan)*, being Sheet 5 of the map marked "Manly Local Environmental Plan 1988 (Amendment No 24)", and
 - (c) views back to the Archbishop's Residence will be protected within that 60 degree view cone for the initial 60 metres from its apex, and
 - (d) no building resulting from carrying out the proposed development will protrude above the plane formed by producing straight lines extending from the midpoint of the steps of the Archbishop's Residence to the top of the terrace, as shown on the concept development plan.
- (9) Consent may be granted for development in Precincts 12 and 13 only if:
- (a) the consent authority has taken into consideration a bandicoot amelioration strategy and management plan applying to the subject land, and
 - (b) the consent authority is satisfied that there will not be a significant impact on the natural and cultural heritage significance of St Patrick's Estate.
- (10) **SEPP 1**
State Environmental Planning Policy No 1—Development Standards does not apply to any requirement made by use of the expression "must" or "must not" in Schedule 11.
- (11) **SEPP 5**
State Environmental Planning Policy No 5—Housing for Older People or People with a Disability does not apply to land to which this clause applies.

Manly Local Environmental Plan 1988 (Amendment No 24)

Schedule 1 Amendments

[6] Schedule 4 Items of the environmental heritage

Insert under the heading “*Landscape Items*” after the entry for St Patrick’s College stone walls in Part (A):

Stone building	within St Patrick’s Estate, North Head
Stone wall	within St Patrick’s Estate, North Head

[7] Schedule 11

Insert after Schedule 10:

Schedule 11 St Patrick’s Estate

(Clause 35)

Part 1 Objectives

- 1 To protect the heritage significance, including the natural and cultural heritage values, of St Patrick’s Estate.
- 2 To ensure that any future development (including any new building, and any addition or alteration to an existing structure) is on a smaller scale than, and does not detract from the heritage significance of, Moran House, the Cerretti Chapel, St Therese’s Convent and the Archbishop’s Residence.

Part 2 Controls relating to all development

- 3 New buildings and extensions must be subordinate in scale and built form to the closest principal heritage building. The *principal heritage buildings* are Moran House (formerly the St Patrick’s Seminary building), the Cardinal Cerretti Memorial Chapel, the Cardinal Freeman Pastoral Centre, St Therese’s Convent (excluding the addition of the 1960s) and the Archbishop’s Residence.

Manly Local Environmental Plan 1988 (Amendment No 24)

Amendments

Schedule 1

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- 4 New buildings, and extensions or additions to the principal heritage buildings, are to be constructed of the same kinds of materials as were used in the original construction of the principal heritage buildings or of materials that are sympathetic to those original materials (These materials include sandstone, iron, slate, timber, brick and cement render finishes).
 - 5 New buildings may be constructed in Precincts 7 and 14 only within the “buildable area” identified on the *Concept Development Plan* (Sheets 4 and 5 of the map marked “Manly Local Environmental Plan 1988 (Amendment No 24)”).
 - 6 Before granting consent for any development, the consent authority is to be satisfied that the proposed development will not adversely affect conservation of the stone walls, retaining walls, steps, stone seats and other remnant garden elements relating to the historic use of St Patrick’s Estate.
 - 7 Development is to protect the natural features of St Patrick’s Estate, including rock shelves, flora and fauna, the natural topography and the drainage system.
 - 8 Buildings must be set back at least 10 metres from the National Park boundary.
 - 9 Residential forms should follow the natural topography of the land.
 - 10 Any new fencing of or within St Patrick’s Estate, including the fencing of private landholdings within the Estate, is to allow movement of the bandicoot population within the Estate, and between the Estate and the adjoining land (that is to say, the fencing is to provide for free circulation and not impede access).

Part 3 Controls relating to development within particular Precincts

11 Precinct 1

(1) Vehicular access

Vehicular access must be obtained from College Street. There must not be any vehicular access from Precinct 1 directly to Bower Street.

Manly Local Environmental Plan 1988 (Amendment No 24)

Schedule 1 Amendments

(2) **Building density**

Development must not be carried out if it would result in a total of more than 13 dwellings in Precinct 1.

12 **Precinct 3****Building density**

Development must not be carried out if it would result in a total of more than 44 dwellings in Precinct 3.

13 **Precincts 4, 5, 6, 10 and 11**

- (1) Development is prohibited if it would prevent or impede the restoration or reinstatement of the historic central axial pathway and steps from the Archbishop's Residence to Spring Cove and including access to Spring Cove, as shown on *Concept Development Plan No 2*.
- (2) In particular, a building must not be erected within 5 metres of the centreline of the axial pathway.
- (3) **Building density**
Development must not be carried out if it would result in a total of more than 38 dwellings in Precincts 5, 6 and 10.

14 **Precinct 4**

- (1) **Building setback**
All buildings must be set back not less than 10 metres from Darley Road.
- (2) **Building height**
Buildings are not to exceed 2 storeys wholly above ground level.

15 **Precinct 5****Building height**

Buildings are not to exceed 2 storeys wholly above ground level.

16 **Precinct 6**

- (1) **Building setback**
All buildings must be set back not less than 5 metres from the boundary of the Precinct with residential properties adjoining St Patrick's Estate.

Manly Local Environmental Plan 1988 (Amendment No 24)

Amendments

Schedule 1

- (2) **Building height**
Buildings are not to exceed 2 storeys wholly above ground level.

17 **Precinct 10**

- (1) **Building density**
Development must not be carried out if it would result in more than 24 dwellings in Precinct 10.
- (2) **Building setback**
All buildings must be set back not less than 5 metres from land zoned Open Space at Spring Cove, and from the boundary of the Precinct with residential properties adjoining St Patrick's Estate.
- (3) **Building height**
Buildings are not to exceed 2 storeys wholly above ground level.

18 **Precinct 11**

- (1) **Building setback**
All buildings must be set back not less than 10 metres from Darley Road, and from the boundary of the Precinct with residential properties adjoining St Patrick's Estate.
- (2) **Building height**
Buildings are not to exceed 2 storeys wholly above ground level.

19 **Precinct 12**

- (1) **Building density**
Development must not be carried out if it would result in more than 24 dwellings in Precinct 12.
- (2) **Height**
A building must not be erected so that any part of the building exceeds RL75.4m AHD.
- (3) **Built form**
Buildings in Precinct 12 must repeat the built form of, and be constructed of the same kinds of materials as, buildings in Precinct 3.

Manly Local Environmental Plan 1988 (Amendment No 24)

Schedule 1 Amendments

20 Precinct 13

- (1) **Building density**
Development must not be carried out if it would result in more than 13 dwellings in Precinct 13.
- (2) **Setback**
All buildings are to be set back:
 - (a) not less than 5 metres from the northern boundary of the Precinct with residential properties adjoining St Patrick's Estate, and
 - (b) not less than 10 metres from the boundary between the Precinct and Precinct 14.
- (3) **Height**
A building must not be erected so that any part of the building exceeds RL51m AHD.
- (4) **Vehicular access**
Vehicular access must be obtained from College Street. There must not be any vehicular access from Precinct 13 directly to Bower Street.

Roads and Traffic Authority

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Glanmire in the Evans Shire Council area

THE Roads and Traffic Authority of New South Wales dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

D J Lorsch
Manager, Statutory Processes,
Roads and Traffic Authority of New South Wales.

SCHEDULE

All those pieces or parcels of land situated in the Evans Shire Council area, Parish of Melrose and County of Roxburgh, shown as Lots 1 and 2 Deposited Plan 882368.

(RTA Papers: FPP 96M3560; RO 5/146.163)

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Parkes in the Parkes Shire Council area

THE Roads and Traffic Authority of New South Wales dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

D J Lorsch
Manager, Statutory Processes,
Roads and Traffic Authority of New South Wales.

SCHEDULE

All those pieces or parcels of land situated in the Parkes Shire Council area, Parish of Currajong and County of Ashburnham, shown as Lots 2 and 3 Deposited Plan 1044354.

(RTA Papers: FPP 2M1447; RO 17/353.1251)

Roads Act 1993

Notice under Clause 17 of the Road Transport (Mass, Loading and Access) Regulation, 1996

Coffs Harbour City Council, in pursuance of Division 2 of Part 3 of the *Road Transport (Mass, Loading and Access) Regulation 1996*, by this Notice, specify the routes and areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

PAT LITTLER

Acting General Manager
Coffs Harbour City Council
(by delegation from the Minister for Roads)

Schedule

1. Citation

This Notice may be cited as the **Coffs Harbour City Council B-Doubles Notice No 1/2002**.

2. Commencement

This Notice takes effect from date of gazettal.

3. Effect

This Notice remains in force until 30 November 2003, unless it is amended or repealed earlier.

4. Application

4.1 This Notice applies to B-Doubles which comply with Schedule 1 to the Road Transport (Mass, Loading and Access) regulation 1996 and Schedule 4 to the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

B-Double routes within the Coffs Harbour City Council

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25m	000	Glennifer Road, Bonville	Pacific Highway, Bonville	Coffs Harbour City Council boundary	<ul style="list-style-type: none"> • Access only from 6.00am-6.00pm • Travel at 40kph in school zone at all times, Monday-Sunday • Give right of way to school buses • 12 month gazettal up to 30/11/03
25m	000	Bucca Road, Nana Glen	Pacific Highway, Moonee	Orara Way, Nana Glen	<ul style="list-style-type: none"> • Access only from 6.00am-6.00pm • Travel at 40kph in school zone at all times, Monday-Sunday • Give right of way to school buses • 12 month gazettal up to 30/11/03
25m	000	Orara Way, Nana Glen	Bucca Road, Nana Glen	Coffs Harbour City Council boundary	<ul style="list-style-type: none"> • Access only from 6.00am-6.00pm • Travel at 40kph in school zone at all times, Monday-Sunday • Give right of way to school buses • 12 month gazettal up to 30/11/03

Sydney Water

SEWER MAINS

SYDNEY WATER

Sewer Mains

NOTICE is hereby given that sewer mains as described below and shown on plans which may be inspected at the Office shown below and at the Head Office of Sydney Water Corporation, have been laid and are available for connections.

Notice is also given that, in the opinion of Sydney Water, for the identified properties on the plans, it is reasonably practical for sewerage to be discharged.

*CITY OF BLUE MOUNTAINS, at WINMALEE:
Contract No. 391063F2. Project No. 361188. Line 1
inclusive and its appurtenant junctions, sidelines and
inlets serving HAWKESBURY ROAD and HIGH
SCHOOL DRIVE.*

Subject to the provisions of the Sydney Water Act 1994, the owners of all lands being identified properties on the plans will be liable for payment of sewerage service charges on and from the date of publication of this notice.

ROBERT ROACH,
Developer Activity Officer,
Blacktown Commercial Centre.

Dated: 8 November 2002.

Other Notices

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to Section 55 (3)

TAKE NOTICE that the incorporation of the following associations is cancelled by this notice pursuant to section 55A (3) of the Associations Incorporation Act 1984. Cancellation is effective as at the date of gazettal.

Engadine and Districts Charity Fair Incorporated.

Eumungerie Social Fishing Club Incorporated.

Horse Trials Supporters Club Incorporated.

Inner Wheel Club of East Gosford Incorporated.

Parents & Friends of the Wagga Wagga Christian College Incorporated.

SS Lazio Club Sydney Incorporated.

United Borrowers Association Incorporated.

Wolgan Action Group Incorporated.

COLIN CROSSLAND,
General Manager,

Registry of Co-operatives and Associations,
Department of Fair Trading.

dissolved in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998, effective from the date of transfer.

Dated this 4th day of November 2002.

ROBYN DONNELLY,
Delegate of the Registrar of Co-operative
Housing Societies.

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
CTU Co-op Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan Homes Co-op Housing Society on 1 November 2002, the society has been dissolved in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998, effective from the date of transfer.

Dated this 4th day of November 2002.

ROBYN DONNELLY,
Delegate of the Registrar of Co-operative
Housing Societies.

CO-OPERATIVES ACT 1992

Change of Name

IT is hereby notified that on 5 November 2002, I registered a change of name for West Lindfield Bowling Club Co-operative Limited to West Lindfield Sport & Recreation Club Co-operative Limited.

Dated this 5th day of November 2002.

G. SIMPSON,
Delegate of the Registrar of Co-operatives.

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
Balmain Peninsula Co-op Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan Homes & General Co-op Housing Society on 1 November 2002, the society has been dissolved in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998, effective from the date of transfer.

Dated this 4th day of November 2002.

ROBYN DONNELLY,
Delegate of the Registrar of Co-operative
Housing Societies.

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
Western Suburbs Co-op Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Sydney Districts Co-operative Housing Society on 1 November 2002, the society has been dissolved in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998, effective from the date of transfer.

Dated this 4th day of November 2002.

ROBYN DONNELLY,
Delegate of the Registrar of Co-operative
Housing Societies.

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
Premier Co-op Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan Homes Co-op Housing Society on 1 November 2002, the society has been dissolved in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998, effective from the date of transfer.

Dated this 4th day of November 2002.

ROBYN DONNELLY,
Delegate of the Registrar of Co-operative
Housing Societies.

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
Metropolitan Co-op Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan & Country Co-op Housing Society on 1 November 2002, the society has been

**CO-OPERATIVE HOUSING AND
STARR-BOWKETT SOCIETIES ACT 1998**

Transfer of Engagements and Dissolution
Sydney Districts BSA Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Western Suburbs CBS Co-operative Housing Society on 1 November 2002, the society has been dissolved in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998, effective from the date of transfer.

Dated this 4th day of November 2002.

ROBYN DONNELLY,
Delegate of the Registrar of Co-operative
Housing Societies.

DISTRICT COURT ACT 1973

District Court of New South Wales
Direction

PURSUANT to section 173 of the District Court Act 1973, I direct that the District Court shall sit in its criminal jurisdiction at the place and time shown as follows:

Lismore, 10.00 a.m., Monday, 16 December 2002.

Bathurst, 10.00 a.m., Monday, 31 March 2003 (3 weeks).

Dated this 30th day of October 2002.

R. O. BLANCH,
Chief Judge.

DISTRICT COURT ACT 1973

District Court of New South Wales
Direction

PURSUANT to section 173 of the District Court Act 1973, I direct that the District Court shall sit in its criminal jurisdiction at the place and time shown as follows:

Wentworth, 10.00 a.m., Monday, 24 February 2003.

Dated this 6th day of November 2002.

R. O. BLANCH,
Chief Judge.

DISTRICT COURT RULES 1973

DIRECTION

BY this Direction made under Part 51A, Rule 1 (2) of the District Court Rules 1973, I specify Dubbo to be a prescribed place for the purpose of section 63A of the District Court Act 1973, for the week commencing 3 February 2003.

Dated this 30th day of October 2002.

R. O. BLANCH,
Chief Judge.

PRACTICE NOTE No. 63

Defamation List

THIS Practice Note applies to actions commenced in the Sydney Registry of the Court only.

It is the intention of the Court that all actions for defamation, injurious falsehood or related claims of injury to reputation commenced in the Sydney Registry of the Court should be entered in the Defamation List irrespective of anticipated length of hearing.

All actions entered into the Defamation List will be managed from the moment of such entry by a judge having the control of the List or in their absence by another specially appointed judge.

Actions may be entered in the Defamation List by:

1. The plaintiff endorsing the statement of claim, or the defendant endorsing the notice of grounds of defence **"DEFAMATION LIST"** next under the heading and title on the statement of claim or the notice of grounds of defence, as the case may require.
2. The filing of a consent order, after the filing of the notice of grounds of defence, for entry of the action into the Defamation List.
3. Order of the Court on a notice of motion filed by the plaintiff or a defendant, who has filed a notice of grounds of defence, for entry of the action into the Defamation List, at any time after a notice of grounds of defence has been filed.
4. Order of the Court on its own motion.

Upon an action being entered in the Defamation List, the Registry will allocate a date in the next available **Defamation List Directions List** (which it is anticipated will be held fortnightly) for directions before the judge controlling the List, or in that judge's absence before another judge specially appointed by the Chief Judge. Directions will then be given as to the preparation of the proceedings for determination and the method of such determination.

In relation to matters in the Defamation List, the prescribed time pursuant to section 76A (2) (a) (i) of the District Court Act 1973, for the filing of a requisition for a jury for a trial pursuant to section 7A of the Defamation Act 1974, is one calendar month after the first return date allocated to the action at which the defendant is represented in Court. The Court will not extend the time for filing a requisition for jury unless there are exceptional circumstances. The consent of the parties is not of itself sufficient for the Court to extend the time for the filing of a requisition for jury.

The judge controlling the list may from time to time issue standard directions in relation to the conduct of matters in the list, including but not limited to, requirements for the provision of outlines of argument in relation to interlocutory applications, imposing a requirement to comply with Practice Note 33 in relation to matters such as service of pleadings, and the time for completion of interlocutory proceedings.

Dated: 30th October 2002.

The Hon. Justice R. O. BLANCH,
Chief Judge.

GEOGRAPHICAL NAMES ACT 1966**Notice of Proposal to Assign Geographical Names and Determine the Extent of Suburbs and Localities within Wollongong City**

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to assign geographical names listed below to the areas indicated on map GNB3686. The map may be viewed at Wollongong Central Library at Wollongong City Council Administration Building and the Branch Libraries servicing Dapto, Warrawong, Bulli, Helensburgh, Corrimal, Unanderra and Thirroul. The map will also be exhibited at Councils two mobile libraries and at the office of the Geographical Names Board, Land and Property Information, Panorama Avenue, Bathurst.

The sixty three bounded suburb names proposed to be assigned, to be used as the address are:

Austinmer, Avondale, Balgownie, Bellambi, Berkeley, Brownsville, Bulli, Cleveland, Clifton, Coalcliff, Coledale, Coniston, Cordeaux Heights, Corrimal, Cringila, Dapto, Dombarton, East Corrimal, Fairy Meadow, Farmborough Heights, Figtree, Gwynneville, Haywards Bay, Helensburgh, Horsley, Huntley, Kanahooka, Keiraville, Kembla Grange, Kembla Heights, Koonawarra, Lake Heights, Lilyvale, Maddens Plains, Mangerton, Marshall Mount, Mount Keira, Mount Kembla, Mount Ousley, Mount Pleasant, Mount Saint Thomas, North Wollongong, Otford, Penrose, Port Kembla, Primbee, Russell Vale, Scarborough, Spring Hill, Stanwell Park, Stanwell Tops, Tarrawanna, Thirroul, Towradgi, Unanderra, Warrawong, West Wollongong, Windang, Wollongong, Wombarra, Wongawilli, Woonona, Yallah.

The five bounded locality names proposed to be assigned, to be used as the address are:

Avon, Cataract, Cordeaux, Darkes Forest, and Woronora Dam.

Any person wishing to make comment upon this proposal may within one (1) month of the date of this notice write to the Secretary of the Board with that comment.

W. WATKINS,
Chairperson.

Geographical Names Board,
PO Box 143, Bathurst, NSW 2795.

GEOGRAPHICAL NAMES ACT 1966**ERRATUM**

IN the notice referring to the assignment of names and boundaries for localities in Yarrawluma Council area, Folio 39, 5 January 2001 and Folio 5442, 13 July 2001. The notices were in error and should be replaced with the following notice:

Notice of Assignment of Geographical Names for Localities and Cultural Features in the Yarrawluma Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed below in the areas indicated on map GNB3822.

The names are:

Bimberi, Brindabella, Bumbalong, Bungendore, Burra, Bywong, Captains Flat, Carwoola, Clear Range, Cooleman, Forbes Creek, Googong, Greenleigh, Hoskinstown, Lake George, Michelago, Primrose Valley, Ridgeway, Rossi, Royalla, Sutton, The Angle, Tinderry, Tralee, Uriarra, Urila, Wallaroo, Wamboin, Williamsdale, Yarrow.

Subsequent to the determination of names and boundaries of localities in Yarrawluma Council area, the following geographical names are also assigned and designated as follows:

Geographical Name	Designation
Brindabella	Rural Place
Bungendore	Town
Captains Flat	Town
Hoskinstown	Rural Place
Michelago	Village
Royalla	Rural Place
Sutton	Village
Wamboin	Rural Place
Williamsdale	Rural Place
Angle Bend	Historic Site
Bells Camp	Historic Site
Bill Jones Camp	Historic Site
Bobbys Plains	Historic Area
Browns Flat	Historic Area
Brumbys Flats	Historic Area
Bungendore Junction	Historic Site
Burbong	Historic Site
California Flats	Historic Area
Concertina Flat	Historic Area
Coolaman Caves	Historic Site
Coolamine	Historic Area
Dingo Dell Flats	Historic Area
Eleven Mile Turn Off	Historic Site
Fish Trap	Historic Site
Flannel Tree	Historic Site
Harris Hut	Historic Site
Hells Hole	Historic Site
Hollaway Springs	Historic Site
Hume Sawmill	Historic Site
Kobada	Historic Area
Letter Box Flat	Historic Site
London Bridge	Historic Site
Macs Reef	Historic Area
Merrymans Flat	Historic Area
Micks Flat	Historic Area
Mills Cross	Rural Place
Peppercorn Hut	Historic Site
Perkins Flat	Historic Area
Pocket Hut	Historic Site
Princes Flat	Historic Area
Sparrow Flat	Historic Area
Spencers Hut	Historic Site
Tuggeranong	Historic Area
Whiskers Hill	Historic Site
Wombat Ground	Historic Area
Yates Camp	Historic Site

This notice is to supersede the notices in Folio 39, 5 January 2001 and Folio 5442, 13 July 2001.

W. WATKINS,
Chairman.

Geographical Names Board,
PO Box 143, Bathurst, NSW 2795.

HOUSING ACT 2001

Notification of Compulsory Acquisition of Land

THE New South Wales Land and Housing Corporation declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition Act (Just Terms Compensation) Act 1991, for the purposes of the Housing Act 2001.

Dated at Sydney this 25th day of September 2002.

ANDREW CAPPIE-WOOD,
Director-General.

SCHEDULE

All that land within the City of Campbelltown, at Airds, in the Parish of St Peters, County of Cumberland and being Lot 1 in Deposited Plan 1035714 and Lot 1 in Deposited Plan 1018257.

HOUSING ACT 2001

Notification of Compulsory Acquisition of Land

THE New South Wales Land and Housing Corporation declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition Act (Just Terms Compensation) Act 1991, for the purposes of the Housing Act 2001.

Dated at Sydney this 25th day of September 2002.

ANDREW CAPPIE-WOOD,
Director-General.

SCHEDULE

All that land within the City of Campbelltown, at Airds, in the Parish of St Peters, County of Cumberland and being Lots 1, 2, 3 and 4 in Deposited Plan 1018790.

HOUSING ACT 2001

Notification of Compulsory Acquisition of Land

THE New South Wales Land and Housing Corporation declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition Act (Just Terms Compensation) Act 1991, for the purposes of the Housing Act 2001.

Dated at Sydney this 25th day of September 2002.

ANDREW CAPPIE-WOOD,
Director-General.

SCHEDULE

All that land within the City of Campbelltown, at Airds, in the Parish of St Peters, County of Cumberland and being Lots 1, 2 and 3 in Deposited Plan 881365.

HOUSING ACT 2001

Notification of Compulsory Acquisition of Land

THE New South Wales Land and Housing Corporation declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition Act (Just Terms Compensation) Act 1991, for the purposes of the Housing Act 2001.

Dated at Sydney this 25th day of September 2002.

ANDREW CAPPIE-WOOD,
Director-General.

SCHEDULE

All that land within the City of Coffs Harbour, Parish of Coff and County of Fitzroy at Coffs Harbour and being Lot 100 in Deposited Plan 1041655 and part of the land in Folio Identifier 1/11/758258.

LOCAL GOVERNMENT ACT 1993

PROCLAMATION

(L.S.) M. BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 218B of the Local Government Act 1993, do hereby alter the boundaries of the area of Cabonne as described by Proclamation in *Government Gazette* No. 86 of 30 July 1999 and the area of Blayney as described by Proclamation in *Government Gazette* No. 172 of 16 December 1983, continued as an area and taken to be constituted under the Local Government Act 1993, by Clause 21 of Schedule 7 to that Act, by taking the part of the area of Cabonne described in Schedule "A" hereto and adding it to the area of Blayney so that the boundaries of the area of Cabonne and the area of Blayney shall be as respectively described in Schedules "B" and "C" hereto. (FF02/0181)

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

HARRY WOODS,
Minister for Local Government

GOD SAVE THE QUEEN!

SCHEDULE A

Land Proposed to be Transferred

Area about 3149 square metres. Being that part of Lot 1, DP 874336, Parish of Waldegrave, County of Bathurst, lying in Cabonne Shire.

SCHEDULE B

Cabonne Area (as altered)

Area about 6017.45 square kilometres. Commencing at the confluence of Belubula River and Panuara Rivulet: and bounded thence by that river, a northern branch of the Belubula River and again Belubula River downwards to the

north-eastern prolongation of the south-western boundary of Lot 3, DP 4943; by that prolongation, boundary and a line south-westerly to the south-western side of George Russell Drive; by that side of that road and the southern side of Preston Street, Canowindra generally north-westerly, the south-eastern side of Lynn Street south-westerly, the southern side of Orton Street westerly, the western side of Icely Street northerly and the southern side of McNeilly Road westerly to generally eastern boundary of Lot 30 DP 10106; by part of that boundary and the northern boundary of that lot northerly and westerly to the generally eastern boundary of the Cowra-Eugowra Railway land; by part of that boundary generally northerly to Belubula River, aforesaid; by that river downwards to the generally north-eastern prolongation of the north-western boundary of Lot 1, DP 336711; by that prolongation, boundary and its generally south-western prolongation generally south-westerly to the Belubula River, aforesaid; by that river and Lachlan River downwards and Mandagery Creek upwards to the eastern prolongation of the southern boundary of Portion 42, Parish of Waigan, County of Ashburnham; by that prolongation, boundary and western boundary of that portion westerly and northerly, the eastern prolongation of the southernmost northern boundary of Portion 168 and that boundary westerly, the westernmost eastern boundary of that portion, the western boundary of Portion 152, a line, the westernmost eastern boundary of Portion 80, Parish of Eugowra northerly, the northernmost southern boundary of Portion 80 easterly, a line, the south-eastern boundary of Portion 43 north-easterly, the northern boundaries of Portions 169 and 170 and a line easterly, part of the easternmost western boundary of Portion 30 and its prolongation northerly, the western prolongation of the northernmost southern boundary of that portion and that boundary easterly, the southern prolongation of the western boundary of Portion 44 and that boundary northerly, the generally western boundaries of Portions 116 and 115 generally northerly, the western boundary of Portion 113 northerly, the western and northern boundaries of Portion 112 northerly and easterly, a line and the northern boundary of Portion 110 and its prolongation easterly to Mandagery Creek, aforesaid; by that creek upwards to the eastern prolongation of the northern boundary of Portion 77, Parish of Moura; by that prolongation and part of that boundary westerly, the eastern boundaries of Portions 107 and 109 northerly, the eastern and northern boundaries of Portion 91 and its prolongation northerly and westerly to Waterhole Creek; by that creek upwards to the generally southern boundary of Portion 147, Parish of Terarra; by part of that boundary, the western and part of the generally northern boundary of that portion generally westerly, northerly and generally easterly to Waterhole Creek, aforesaid; by that creek upwards to Crokers Range; by that range, Curumbenya and Herveys Ranges generally northerly to the generally north-western boundary of Portion 12, Parish of Belmore, County of Gordon; by part of that boundary and its prolongation generally north-easterly to the road forming the generally south-western boundary of Portion 17, Parish of Gullengambel; by that road generally south-easterly to the south-western prolongation of the north-western boundary of Portion 5; by that prolongation, boundary, the north-eastern boundary of that portion, a line, the north-eastern boundary of Portion 12, Parish of Draway and its prolongation north-easterly and south-easterly to Little River; by that river downwards, Buckinbah Creek and Loombah Creek upwards to the northern prolongation of

the western boundary of Part Portion 109, Parish of Burrawong, County of Gordon; by that prolongation, boundary, the generally southern, the eastern boundaries of that portion and its prolongation southerly, generally easterly and northerly to again Loombah Creek; by that creek and Googodery Creek upwards to the generally northern boundary of the Parish of Eurimbula, County of Gordon; by that boundary generally easterly to Native Dog Creek; by that creek and Bell River downwards and Weandre Creek upwards to the generally northern boundary of the Parish of Boomey, County of Wellington; by part of that boundary and the generally eastern boundary of that parish generally easterly and generally southerly to Kerrs Creek; by that creek upwards to the western prolongation of the generally southern boundary of Portion 120, Parish of Warne; by that prolongation, boundary and the north-eastern boundary of that portion generally easterly and north-westerly to Curragurra Creek; by that creek downwards to the western prolongation of the northern boundary of Portion 30, Parish of Trudgett; by that prolongation and boundary easterly, the generally north-eastern boundary of that parish generally south-easterly, the western and southern boundaries of Portion 105, Parish of Coolamin southerly and easterly, a line 815 metres easterly and a line northerly to Sawyers Creek; by that creek and Boshes Creek downwards and Macquarie River upwards to the northern prolongation of the generally eastern boundary of Portion 25, Parish of Aberfoil, County of Bathurst; by that prolongation, boundary and the generally eastern boundaries of Portions 26 and 30 generally southerly, part of the generally eastern boundary of the Parish of Lennox generally southerly to Lucky Swamp Creek; by that creek upwards to the generally south-western boundary of Portion 84, Parish of Fremantle; by part of that boundary, the generally south-western boundaries of Lot 2, DP 706744, Portion 79, Parish of Byng generally south-easterly, the western prolongation of the southern boundary of Portion 79 westerly, the generally south-eastern boundaries of Portion 64, Lots 1 & 3, DP 508253 generally south-westerly, part of the northern boundary and the eastern boundary of Portion Pt. 94 easterly and southerly, the eastern boundary of Portion Pt. 96 southerly, the eastern and part of the southern boundaries of Portion 105, Parish of Colville southerly and westerly, the eastern boundary of Portion 180 and its prolongation southerly to the road forming the northern boundary of Portion 136; by that road westerly to the eastern boundary of Portion 128; by that boundary southerly, a line south-easterly, the eastern boundaries of Portions 135 and 96 southerly, part of the northern boundary of Portion 91 and the northern boundaries of Portions 88 and 89, a line, the northern boundary of Portion 132 and its prolongation easterly to Mitchell Highway; by that highway generally easterly to the northern prolongation of the western boundary of Portion 41, Parish of Vittoria; by that prolongation and boundary southerly, a line, the western and part of the southern boundaries of Portion 45 southerly and easterly, the western and the southern boundaries of Portion 141 and part of the southern boundary of Portion 129 southerly and easterly, the generally southern boundary of Portion 161, a line, the generally southern boundary of Portion 164 generally easterly, a line, the generally south-western boundary of Portion 163 generally south-easterly, the generally northern boundary of the Parish of Torrens and part of the generally northern boundary of the Parish of Graham generally westerly, the western boundary of Portion 123, Parish of Colville, northerly, a line north-

westerly, the eastern boundary of Pt. Lot 1, DP 508090 and its prolongation northerly, part of the generally south-western boundaries of Portions 113 and 171 generally north-westerly, part of the generally western boundary of the Parish of Colville generally northerly, the southern boundaries of Portions 28 and 27, Parish of Shadforth, westerly, the southern and western boundaries of Portion 26A westerly and northerly, the western boundary of Portion Pt. 20A northerly, the western and part of the northern boundaries of Lot 6, DP 544326 northerly and easterly, a line northerly, the eastern and northern boundaries of Lot 3, DP 222354 northerly and westerly, a line, part of the eastern and part of the southernmost northern boundaries of Lot Pt. 2, DP 222354 northerly and westerly, the eastern boundary of Lot 1, DP 222354, a line, the eastern boundary of Pt. DP 75007 northerly, the eastern and northern boundaries of Portion 157 northerly and westerly, part of the eastern boundary and the northern boundary of Portion 227 northerly and westerly, a line, the northern boundaries of Portions 223 and 224 westerly, a line northerly, the eastern and northern boundaries of Lot 304, DP 700847 northerly and westerly, the western boundary of Lot A, DP 164513 northerly, the western and part of the northern boundaries of Portion Pt. 35, Parish of Anson northerly and westerly, the western and northern boundaries of Portion 46 northerly and westerly, the northern boundary of Portion 45 and a line westerly, part of the generally western boundary of the Parish of Anson generally northerly, the western boundaries of Portion Pt. 4 and Lot 4, DP 246204 northerly, the southern boundaries of Portions 26, 27 and 28 westerly, the eastern and part of the northern boundaries of DP 165142 northerly and westerly, the western boundary of Pt. DP 158029 northerly, the western prolongation of the northern boundary of the last mentioned DP westerly, the southern prolongation of the western boundary of Lot 2, DP 710555, that boundary, a line, the western boundaries of Lot 71, DP 750372 and Lots 10 and 9, DP 243046 northerly, part of the northern boundary of Lot 9, DP 243046 easterly, the generally south-western boundaries of Lots 3 and 4, DP 603959 generally north-westerly, the generally south-eastern and southern boundaries of Lot 1, DP 228673 and the southern boundary of Lot 2, DP 228673 and its prolongation generally south-westerly and westerly to Summer Hill Creek; by that creek downwards to the eastern prolongation of the northern boundary of Lot Pt. 27, DP 6694; by that prolongation, boundary and the northern boundary of Lot Pt. 2, DP 525715 westerly, a line north-westerly, the southern boundaries of Lots 23, 22 and 21, DP 525859 westerly, the generally southern boundary of Portion 133, Parish of March, County of Wellington generally westerly, a line, the southern boundary of Lot 1, DP 954632, a line, the southern boundary of Lot 1, DP 558855 westerly, part of the generally western and generally southern boundaries of Portion Pt. 95 generally southerly and generally westerly, the southern boundary of Portion 108 westerly, a line, part of the western boundary and the generally southern boundary of Lot 21, DP 603961 southerly and generally westerly, the southern boundary of Lot 20, DP 603961 and its prolongation westerly, the generally eastern boundaries of Portions Pt. 52 and 66, a line, Lot 437, DP 629739 generally southerly, the generally eastern and southern boundaries of Portion 55 generally southerly and westerly, the southern boundaries of Portions 176, a line, and 174 westerly, a line southerly, part of the northern boundary of Portion 151 westerly, part of the eastern boundary and the southern boundary of Portion 171 southerly and westerly, the southern boundary of

Portion 82 and its prolongation westerly, part of the eastern boundary of Portion 92 and the eastern and generally northern (and its prolongation) boundaries of Pt. Portion 42 northerly and generally westerly to Bell River; by that river downwards to the eastern prolongation of the northern boundary of Portion Pt. 122, Parish of Boreenore; by that prolongation, boundary and its prolongation westerly to the generally south-western side of Mitchell Highway, aforesaid; by that side of that highway generally south-easterly to the eastern prolongation of the southern boundary of Lot 1, DP 263958; by that prolongation and boundary westerly, the northern prolongation of the western boundary of Lot 1, DP 605784, that boundary and part of the southern boundary of that DP southerly and easterly, the western boundaries of Lots 10 and 9, DP 559033, a line, the western boundary of Portion 242 southerly, part of the northern boundary and the western boundary of Portion 120 westerly and southerly, the western boundary of Portion 117 southerly, part of the northern boundary of Portion Pt. 28 westerly, the eastern boundary of Lot 11, DP 235494 southerly, part of the generally southern boundary of Lot 1, DP 190213 generally easterly, the northern prolongation of the eastern boundary of DP 367997, boundary, the eastern boundary of Lot 2, DP 253644 and its prolongation southerly, the generally northern boundary and the eastern boundary of Lot 4, DP 253644 and its prolongation generally easterly and southerly, part of the northern boundary of Portion Pt. 71, the northern boundary of Portion 69, a line, the northern boundary of Lot 1, DP 368801 easterly, the eastern boundaries of that lot, DP 539077, Portion Pt. 26, a line, Lots 1, 6 and 2, DP 229687, a line, Portions 8 and 32, Lot 51, DP 599333, Portion 35, a line, Portions 36, Pt. 37, Pt. 44 and Pt. 45 and their prolongation southerly, part of the northern boundary and the western boundary of Portion 34 westerly and southerly, the western boundary of Portion 91 and part of the western boundary of DP 170259 southerly, the northern and western boundaries of Lot 2, DP 216954 westerly and southerly, part of the northern and part of the western boundaries of DP 314697 westerly and southerly, the generally eastern boundary of Lot 3, DP 634340 generally southerly, the eastern boundary of Lot 2, DP 543928 southerly, part of the northern boundary of DP 370150 easterly, a line easterly, the generally north-eastern, the eastern and part of the generally southern boundaries of Lot 21, DP 594677 generally south-easterly, southerly and generally westerly, the eastern boundaries of Portions 158 and 120, Parish of Towac southerly, the western and part of the southern boundaries of Portion 146 southerly and westerly, the northern and part of the western boundaries of Portion 171, Parish of Waldegrave, County of Bathurst westerly and generally southerly, part of the generally north-western boundary of Portion 265 generally south-westerly, the northern prolongation of the western boundary of Portion 161 and boundary southerly, the northern and part of the eastern boundaries of Portion 140 easterly and southerly, the northern boundaries of Portions 237, 130 and Pt. 235 easterly, part of the generally western, the northern and the eastern boundaries of Portion 289 generally northerly, easterly and southerly, the southern boundary of Portion 279, Parish of Beneree easterly, the generally western boundary of Portion 12 and its prolongation southerly to Flyers Creek; by that creek downwards to the southern prolongation of the eastern boundary of Portion 6; by that prolongation and part of that boundary northerly, the northern boundary of Portion 73, Parish of Waldegrave and a line easterly, the generally northern boundary of Portion

72 generally easterly, the northern boundaries of Portion 107, Parish of Beneree, Lot 16, DP 237176 and its prolongation easterly, part of the generally western and south-western boundaries of Portion 286 generally southerly and north-easterly, the generally southern boundary of Portion Pt. 132 generally easterly, a line, the southern boundaries of Portion Pt. 52, DP 386446, DP 377665, again Portion Pt. 52, DP 388776, Lot B, DP 361330, a line, Portions 121, and 122 Parish of Huntley, a line, Lot 1, DP 578105, Portions 239 and 238, again Lot 1, DP 578105 easterly, the generally south-eastern boundary of that lot generally north-easterly, a line south-easterly, the generally north-eastern boundary of Lot 2, DP 578105 generally south-easterly, a line south-easterly, part of the northern boundary of Portion Pt. 103 easterly, the north-western boundaries of Portions 172, 171, 116, 266, a line, north-easterly, the generally north-western boundaries of Lot 1, DP 101779, DP 101781, and their prolongation generally north-easterly, the north-western boundaries of Portions 201, 184, a line, 213, 214, 215, 216, a line, Pt. 217, Pt. 218, Pt. 219, 220 and their prolongation north-easterly, the northern boundary of Portion 39 and its prolongation easterly, the northern and eastern boundaries of Portion 46 easterly and southerly, the eastern boundaries of Portions 45, 44 and 43 southerly, a line south-easterly, the northern boundaries of Lots 1 & 2, DP 804164 and their prolongation easterly, the generally south-western boundary of the Main Western Railway land generally south-easterly, part of the generally northern boundaries of the Parishes of Graham and Beneree generally westerly, the generally southern boundary of Portion Pt. 140, Parish of Huntley and its prolongation generally westerly to Black Springs Creek; by that creek downwards to the southern prolongation of the west most eastern boundary of Lot 1, DP 874336, Parish of Waldegrave, County of Bathurst; by that boundary generally northerly and south-westerly, to Black Springs Creek, aforesaid; by that creek and Flyers Creek, aforesaid, downwards to the eastern prolongation of the northern boundary of Lot 1, DP 776655; by that prolongation, boundary, the northern boundaries of Lot 2, DP 776655, Portion 41, Parish of Waldegrave, a line, the southern boundary of Lot 41, DP 705768 westerly, the generally southern boundary of Lot 19, DP 234195 generally westerly, the southern boundary of Lot 20, DP 234195 and its prolongation westerly to Cadiangullong Creek; by that creek upwards to the eastern prolongation of the northern boundary of Portion 153, Parish of Clarendon; by that prolongation, boundary, part of the western boundary of that portion westerly and southerly, the generally northern boundaries of Portions 68, 67 and 31 and its prolongation generally westerly to Panuara Rivulet, aforesaid; and by that rivulet downwards to the point of commencement.

SCHEDULE C

Blayne Area (as altered)

Area about 1,618.94 square kilometres. Commencing at the southern most southeastern corner of portion 275, Parish of Neville, County of Bathurst; and bounded thence by part of the generally southern boundary of the Parish of Neville and the generally southeastern, the generally eastern and part of the generally northern boundaries of the Parish of Three Brothers generally northeasterly, generally northerly and generally westerly to the southeastern corner of portion 120, Parish of Galbraith; by the generally eastern

and part of the generally northern boundaries of the Parish of Galbraith generally northerly and generally westerly to the northwestern corner of portion 125, Parish of Galbraith; by part of the western boundary of that portion southerly to its intersection with a line along the northern boundary of portion 76; by that line westerly to the northwestern corner of that portion; by the prolongation northerly of the western boundary of that portion northerly to its intersection with a line parallel to and 174.1 metres rectangularly distant northerly from the said northern boundary of portion 76; by that line westerly to the easternmost eastern boundary of portion 139; by part of that boundary and the northernmost boundary of that portion northerly and westerly; by part of the generally eastern boundary and the generally northern boundary of the Parish of Torrens generally northerly and generally westerly to the northeastern corner of portion 2, Parish of Graham; by part of the generally northern boundary of the Parish of Graham generally westerly to its intersection with a line along the western boundary of portions 122 and 123, Parish of Colville; by that line northerly to the westernmost northwestern corner of the said portion 123; by a line northwesterly to the easternmost southeastern corner of lot 1, Deposited Plan 508090; by a line along the eastern boundary of that lot northerly to the generally southwestern boundary of portion 113; by part of that boundary and the generally southwestern boundary of portion 171 generally northwesterly to the westernmost southwestern corner of the said portion 171; by a line northwesterly to the southeastern corner of portion 181, Parish of Shadforth; by the southwestern boundary of that portion, the generally southern boundary of portion 222 and the southern boundary of portions 159 and 69 northwesterly and generally westerly to the southwestern corner of the said portion 69; by a line southerly to the northernmost corner of lot 2, Deposited Plan 251991; by the generally northeastern boundary of that lot generally southeasterly to the easternmost corner of that lot: by the northernmost southwestern boundary of lot 3, the southwestern boundary of the said lot 3 generally southeasterly to the western boundary of portion 154; by part of that boundary and part of the western boundary of portion 153 southerly to the generally northwestern side of the road in plan catalogued R339A 1603; by that side of that road and by boundaries of portion 178 generally southwesterly, northerly, westerly and again northerly to its intersection with a line along the northernmost northern boundary of the land comprised in Certificates of Title, volume 6273, folios 133 and 166; by that line westerly to the generally eastern boundary of portion 169; by part of that boundary and the generally eastern, the southern and part of the western boundary of portion 170 generally southerly, westerly and northerly to the southeastern corner of portion 151; by the southern boundary of that portion westerly to the eastern boundary of portion 152; by part of that boundary, the southern boundary of that portion and a line along the southernmost southern boundary of portion 79 southerly and westerly to the southwestern corner of the said portion 79; by a line southwesterly to the easternmost corner of portion 86; by part of the said generally northern boundary and part of the generally southwestern boundary of the Parish of Graham generally westerly and generally southerly to the southernmost corner of portion 287, Parish of Huntley; by the generally southern boundary of the Parish of Huntley generally westerly to the easternmost southeastern corner

of portion 140, Parish of Beneree; by boundaries of that portion westerly, southerly and again westerly to Black Springs Creek; by that creek downwards to the southern prolongation of the west most eastern boundary of Lot 1, DP 874336, Parish of Waldergrave; by the boundary generally northerly and south-westerly, to Black Springs Creek, aforesaid; by that creek and Flyers Creek downwards to the northeastern corner of portion 42, Parish of Waldergrave; by the northern boundary of that portion and portion 41, the southernmost southern boundary of portion 37 and the southern boundary of portion 38 westerly to the southernmost eastern boundary of portion 28; by part of that boundary, the southernmost southern boundary of that portion and the southern boundary of portion 162 southerly and westerly to Cadiangullong Creek; by that creek upwards to the northeastern corner of portion 149, Parish of Clarendon; by the northern and part of the western boundaries of that portion and the northern and part of the western boundaries of portion 153 westerly, southerly, again westerly and again southerly to the northeastern corner of portion 68; by the generally northern boundary of that portion and the northern boundary of portion 67 generally westerly to the eastern boundary of portion 31; by part of that boundary and the northern boundary of that portion northerly and westerly to Panuara Rivulet or Four Mile Creek; by that creek downwards to the Belubula River; by that river upwards to Limestone Creek; by that creek upwards to the northern boundary of portion 351, parish of Lucan; by part of the generally southwestern, the generally southern and part of the generally eastern boundaries of the Parish of Lucan generally southeasterly, generally easterly and generally northerly to the southeastern corner of portion 112, Parish of Somers; by part of the generally southern and part of the generally southeastern boundaries of the Parish of Somers generally easterly and generally northeasterly to the northwestern corner of portion 122, Parish of Egbert; by a line along the northern boundary of that portion easterly to the southernmost southwestern boundary of portion 139; by part of that boundary and the southernmost southern boundary of that portion northwesterly and westerly; and by part of the generally western and the generally northern boundaries of the Parish of Egbert generally northerly and generally easterly to the point of commencement.

OCCUPATIONAL HEALTH AND SAFETY REGULATION 2001

Exemption Order No. 2

I, JOHN WATSON, Acting Assistant General Manager, Occupational Health and Safety Division, of the WorkCover Authority of New South Wales, pursuant to Clause 348 of the Occupational Health and Safety Regulation 2001 make the following Order.

Dated this 31st day of October 2002.

JOHN WATSON,
Acting Assistant General Manager,
Occupational Health and Safety Division,
WorkCover Authority of New South Wales.

Explanatory Note

Clause 348 of the Occupational Health and Safety Regulation 2001 provides that WorkCover may by Order published in the *Government Gazette* exempt any class of person or things from a specified provision of the Regulation. This Order exempts from Clauses 33 to 44 of the Regulation the owners corporations of strata schemes under the Strata Schemes Management Act 1996, in their duties as controllers of premises under Clauses 33 to 44 of the Regulation in relation to common property of strata schemes where lots are occupied as private dwellings, or are associated lots to lots occupied as private dwellings.

Occupational Health and Safety Regulation 2001 Exemption Order No. 2

1. Name of Order

This Order is the Occupational Health and Safety Regulation 2001 Exemption Order No. 2.

2. Commencement

This Order commences on the date that it is published in the *New South Wales Government Gazette*, and has effect for a period of five years from that date.

3. Exemption

An owners corporation of a strata scheme in its duties as a controller of premises in relation to the common property of the strata scheme is exempt from the provisions of Clauses 33 to 44 of the Occupational Health and Safety Regulation 2001, where:

- (1) All of the lots that comprise the strata scheme are occupied only as private dwellings (or are associated lots to lots that are occupied only as private dwellings);
- (2) The lots for the strata scheme include both a lot or lots that are occupied only as private dwellings (or are associated lots to a lot or lots that are occupied only as private dwellings) and a lot or lots that have a commercial use, however such exemption only applies to that part of the common property that is used exclusively by the occupants of the lot or lots occupied as private dwellings and their associated lots, and their invitees and visitors.

4. Definitions

In this Order:

“associated lots” means a lot or lots within the meaning of the Strata Schemes Management Act 1996 that is associated with another lot in the strata scheme, such as a garage.

“commercial use” includes a business that is carried on for profit.

“common property”, “owners corporation” and “strata scheme” and “lot” have the same meaning as in the Strata Schemes Management Act 1996.

PESTICIDES ACT 1999

Notice Under Section 48 (4)

NOTICE is hereby given, pursuant to section 48 (4) of the Pesticides Act 1999, that I have granted a Pilot (Pesticide Rating) Licence, particulars of which are stated in the Schedule.

ALAN RITCHIE,
Manager,
Dangerous Goods,
Environment Protection Authority
(by delegation).

SCHEDULE

Pilot (Pesticide Rating) Licence

<i>Name and address of Licensee</i>	<i>Date of Granting of Licence</i>
Shane Louis HEDERICS, 30-32 Adelaide Street, Gol Gol NSW 2738.	6 November 2002.

PUBLIC WORKS ACT 1912
LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991

Compulsory Acquisition
Gosford Regional Sewerage — S671

THE Minister for Land and Water Conservation, with the approval of Her Excellency the Governor, declares that the interest in land described in the Schedule hereto, is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for an authorised work.

On publication of this notice in the *Government Gazette*, the interest in land, is vested in the Minister for Land and Water Conservation as Constructing Authority under section 4 of the Public Works Act 1912.

JOHN JOSEPH AQUILINA, M.P.,
Minister for Land and Water Conservation
and Minister for Fair Trading

SCHEDULE

Interest in Land

Easement rights as described under the heading Electricity Cables (Beneath the Surface) in Memorandum E780099 filed in the Office of Land and Property Information NSW over the site shown in:

Deposited Plan 647327 (SB51610) as 'PROPOSED EASEMENT 2 WIDE FOR ELECTRICITY'.

DPWS Reference: 155.

THREATENED SPECIES CONSERVATION
ACT 1995

ERRATUM

THE Threatened Species Conservation Act 1995, No. 101 notice which was published in the *Government Gazette* on 1 November 2002, No. 201, on pages 9355 and 9356, was incomplete. The Final Determination was not included. The Final Determination is now published following this erratum.

FINAL DETERMINATION

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list the Illawarra Subtropical Rainforest in the Sydney Basin Bioregion as an **ENDANGERED ECOLOGICAL COMMUNITY** in Part 3 of Schedule 1 of the Act. The listing of endangered ecological communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. Illawarra Subtropical Rainforest is the name given to the ecological community on high nutrient soils in the Illawarra area within the Sydney Basin Bioregion and is characterised by the following assemblage of species:

Adiantum formosum
Alectryon subcinereus
Alphitonia excelsa
Baloghia inophylla
Brachychiton acerifolius
Cassine australis
Cayratia clematidea
Celastrus australis
Cissus antarctica
Citriobatus pauciflorus
Dendrocnide excelsa
Diospyros pentamera
Diploglottis australis
Doodia aspera
Ehretia acuminata
Ficus spp.
Guioa semiglauca
Hibiscus heterophyllus
Legnephora moorei
Maclura cochinchinensis
Malaisia scandens
Pennantia cunninghamii
Piper novaehollandiae
Planchonella australis
Podocarpus elatus
Scolopia braunii
Streblus brunonianus
Toona ciliata
Wilkiea huegliana

2. The total species list of the community is considerably larger than that given above, with many species present in only one or two sites or in very small quantity. The species composition of a site will be influenced by the size of the site, recent rainfall or drought condition and by its disturbance (including fire) history. The number of species, and the above ground relative abundance of species will change with time since fire, and may also change in response to changes in fire regime (including changes in fire frequency). At any one time, above ground individuals of some species may be absent, but the species may be represented below ground in the soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of

species given above is of vascular plant species, the community also includes micro-organisms, fungi, cryptogamic plants and a diverse fauna, both vertebrate and invertebrate. These components of the community are poorly documented.

3. Illawarra Subtropical Rainforest has been recorded from the local government areas of Wollongong City, Shellharbour City, Shoalhaven City and Kiama Municipality (within the Sydney Basin Bioregion) and may occur elsewhere in the Bioregion.
4. Illawarra Subtropical Rainforest includes Subtropical Rainforest (Type 1), Moist Subtropical Rainforest (Type 2) and Dry Subtropical Rainforest (Type 3) of Mills, K & Jakeman, J. (1995 *Rainforests of the Illawarra District* (Coachwood Publishing, Jamberoo). (The classification of Mills & Jakeman was developed specifically for the Illawarra - in a broader context much of the community recognised here would fall within dry forest (suballiance 23) in Floyd, A. G. (1990). *Australian rainforests in New South Wales* (Vols 1 and 2, Surrey Beatty and Sons, Chipping Norton). Although rainforest canopies are generally closed, in highly disturbed stands the canopy may be irregular and open. Canopy height varies considerably, and structurally some stands are scrub.
5. Characteristic tree species in the Illawarra Subtropical Rainforest are *Baloghia inophylla*, *Brachychiton acerifolius*, *Dendrocnide excelsa*, *Diploglottis australis*, *Ficus* spp., *Pennantia cunninghamii* and *Toona ciliata*. Stands may have species of *Eucalyptus*, *Syncarpia* and *Acacia* as emergents or incorporated into the dense canopy.
6. Illawarra Subtropical Rainforest occurred mainly on the coastal Permian volcanics, but can occur on a range of geological substrates, mainly between Albion Park and Gerringong (termed the Illawarra Brush by Mills and Jakeman 1995) and north of Lake Illawarra on the Berkeley Hills (termed the Berkeley Brush by Mills & Jakeman 1995). The Illawarra Brush and Berkeley Brush originally covered about 13 600 ha and made up about 60% of the rainforest of the Illawarra area. Outlying occurrences of Illawarra Subtropical Rainforest also occur south to the Shoalhaven River and westwards into Kangaroo Valley, where areas of Permian volcanic soils occur. The community generally occurs on the coastal plain and escarpment foothills, rarely extending onto the upper escarpment slopes.
7. Illawarra Subtropical Rainforest provides habitat for the tree *Daphnandra* sp. C Illawarra, and in some drier stands the endangered vine *Cynanchum elegans*. The shrub *Zieria granulata* may grow near stands of Illawarra Subtropical Rainforest and in regrowth stands (K. Mills pers. comm.).
8. Small areas of Illawarra Subtropical Rainforest occur in Budderoo National Park, Macquarie Pass National Park, Morton National Park, Cambewarra Range Nature Reserve, Devils Glen Nature Reserve and Rodway Nature Reserve.
9. Large areas of Illawarra Subtropical Rainforest have been cleared for agriculture. Only about 3400 ha remains with about 13% of this (440 ha) in reserved areas (Mills & Jakeman 1995, L. Mitchell pers. comm). Illawarra

Subtropical Rainforest occurs mainly on private land and is inadequately protected. Compared with warm temperate rainforest it is under-represented in conservation reserves.

10. Remnants are small and fragmented and their long term viability is threatened. Weed invasion is a major threat and invasive exotic species include *Lantana camara*, *Araujia sericiflora*, *Ageratina riparia*, *Ageratina adenophora*, *Delairea odorata*, *Senna pendula* var *glabra*, *Senna septemtrionalis*, *Tradescantia fluminensis*, *Cinnamomum camphora*, *Olea europea* subsp. *africana*, *Hedychium gardnerianum*, *Ligustrum lucidum*, *Ligustrum sinense*, *Passiflora subpeltata* and *Solanum mauritianum*. Other threats include further clearing, quarrying, grazing, inappropriate fire regimes, rubbish dumping and hobby farm developments.
11. In view of the above the Scientific Committee is of the opinion that Illawarra Subtropical Rainforest in the Sydney Basin Bioregion is likely to become extinct in nature in NSW unless the circumstances and factors threatening its survival or evolutionary development cease to operate.

Dr CHRIS DICKMAN,
Chairperson,
Scientific Committee.

THREATENED SPECIES CONSERVATION ACT 1995

ERRATUM

THE Threatened Species Conservation Act 1995, No. 101 notice which was published in the *Government Gazette* on 1 November 2002, No. 201, on pages 9359 and 9360, was incomplete. The Final Determination was not included. The Final Determination is now published following this erratum.

FINAL DETERMINATION

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Final Determination to list the Milton Ulladulla Subtropical Rainforest in the Sydney Basin Bioregion as an ENDANGERED ECOLOGICAL COMMUNITY in Part 3 of Schedule 1 of the Act. The listing of endangered ecological communities is provided for by Part 2 of the Act.

The Scientific Committee has found that:

1. The Milton Ulladulla Subtropical Rainforest is the name given to the ecological community that occurs on basaltic soils (on Milton Monzonite), deep alluvium and soils of the Conjola Formation enriched by monzonite in the Milton Ulladulla area (within the Sydney Basin Bioregion) and is characterised by the following assemblage of species:

Acmena smithii
Adiantum flabellifolium
Alectryon subcinereus
Aphanopetalum resinosum
Arthropteris tenella
Baloghia inophylla

Breynia oblongifolia
Cissus antarctica
Cissus hypoglauc
Citriobatus pauciflorus
Clayoxylon australe
Dendrocnide excelsa
Diospyros australis
Doodia aspera
Eustrephus latifolius
Ficus spp.
Geitonoplesium cymosum
Gymnostachys anceps
Legnephora moorei
Malaisia scandens
Marsdenia rostrata
Notelaea venosa
Oplismenus imbecillus
Pandorea pandorana
Pellaea falcata
Pittosporum undulatum
Plectranthus parviflorus
Sarcopetalum harveyanum
Smilax australis
Stephania japonica
Streblus brunonianus
Syzygium australe
Toona ciliata

2. The total species list of the community is considerably larger than that given above, with many species present in only one or two sites or in very small quantity. The species composition of a site will be influenced by the size of the site, recent rainfall or drought condition and by its disturbance (including fire) history. The number of species, and the above ground relative abundance of species will change with time since fire, and may also change in response to changes in fire regime (including changes in fire frequency). At any one time, above ground individuals of some species may be absent, but the species may be represented below ground in the soil seed banks or as dormant structures such as bulbs, corms, rhizomes, rootstocks or lignotubers. The list of species given above is of vascular plant species, the community also includes micro-organisms, fungi, cryptogamic plants and a diverse fauna, both vertebrate and invertebrate. These components of the community are poorly documented.
3. The structure of Milton Ulladulla Subtropical Rainforest is dense forest up to 15 m high with an emergent tree layer to over 25 m often present. Characteristic tree species in the Milton Ulladulla Subtropical Rainforest include *Clayoxylon australe*, *Acmena smithii*, *Dendrocnide excelsa*, *Ficus* species, *Syzygium australe*, *Streblus brunonianus*, *Baloghia inophylla* and *Toona ciliata* (K. Mills pers. comm.). There is generally a sparse shrub layer and ground cover with a diverse mix of lianas, vines, and ferns, or if disturbed there are components of indigenous native species sufficient to facilitate the restoration of the characteristic habitat.

4. The name Milton Ulladulla Subtropical Rainforest is an appropriate description for rainforest in the Milton-Ulladulla area. In a broader context the rainforests in the area fall into both subtropical (suballiance 14) and dry rainforest (suballiance 23) in Floyd's 1990 classification (Floyd, A.G. 1990. *Australian rainforests in New South Wales* Vols. 1 and 2. Surrey Beatty and Sons, Chipping Norton).
5. Milton Ulladulla Subtropical Rainforest provides habitat for several threatened species including the Powerful Owl, *Ninox strenua* and the Grey-headed Flying Fox, *Pteropus poliocephalus*. The community contains many "subtropical" rainforest plant species that are found no further to the south, and are rare on the South Coast (K. Mills pers. comm.).
6. Milton Ulladulla Subtropical Rainforest has been recorded from the local government area of Shoalhaven (within the Sydney Basin Bioregion) and may occur elsewhere in the Bioregion.
7. Milton Ulladulla Subtropical Rainforest occurs in one conservation reserve, Yattelyattah Nature Reserve.
8. Large areas of Milton Ulladulla Subtropical Rainforest have been cleared leaving remnants that are small and fragmented and surrounded by agricultural land. Remnant rainforest in this region has been found to suffer from edge effects, associated with grazing, light intrusion, wind and weed invasion. Other threats include urban developments, cutting of trees for firewood, fires, rubbish dumping, road widening and utility easements.
9. In view of the above the Scientific Committee is of the opinion that Milton Ulladulla Subtropical Rainforest in the Sydney Basin Bioregion is likely to become extinct in nature in NSW unless circumstances and factors threatening its survival or evolutionary development cease.

Dr CHRIS DICKMAN,
 Chairperson,
 Scientific Committee.

TRANSPORT ADMINISTRATION ACT 1988 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land for the Purposes of the State Rail Authority of New South Wales
 THE State Rail Authority of New South Wales, with the approval of Her Excellency the Governor, declares that the subsurface stratum land described in the Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the State Rail Authority, as authorised by the Transport Administration Act 1988, being for underground rail facilities in connection with the Parramatta Rail Link.

The Minister responsible for the State Rail Authority of New South Wales is satisfied that the State Rail Authority of New South Wales requires immediate vacant possession of the land described in the Schedule.

Dated this 3rd day of November 2002.

HOWARD LACY,
 Chief Executive.

SCHEDULE

All that subsurface stratum of land situate at Epping in the Local Government Area of Hornsby, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1043820, having an area of 2815 square metres or thereabouts and said to be in the possession of Hornsby Shire Council.

All that subsurface stratum of land situate at Epping in the Local Government Area of Parramatta, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1043818, having an area of 2800 square metres or thereabouts and said to be in the possession of Parramatta City Council.

All that subsurface stratum of land situate at Epping in the Local Government Areas of Hornsby and Parramatta, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1043950, having an area of 5361 square metres or thereabouts and said to be in the possession of Parramatta City Council and Hornsby Shire Council.

All that subsurface stratum of land situate at Epping in the Local Government Areas of Hornsby and Parramatta, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1044145, having an area of 2.796 hectares or thereabouts and said to be in the possession of J. P. and L. J. Clark, Su En Yap, G. K. and S. M. Paisley, A. L. and N. P. Passmore, C. H. and B. J. Ford, P. J. and H. J. Thomson, B. J. and S. D. Keneally, M. D.

and V. Lemaire, S. C. and B. E. Murray, B. B. and G. F. Cunningham, D. F. Tumminello, ZH and CHAM John, V. and D. Simovic, Z. B. Liang, I. H. and L. M. Hackett, Epping Presbyterian Church, R. and M. J. Sonter, Hornsby Shire Council, Parramatta City Council and The Owners Strata Plan No. 68060.

All that subsurface stratum of land situate at Epping in the Local Government Area of Parramatta, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1045505, having an area of 159.7 square metres or thereabouts and said to be in the possession of B. K. and S. R. Seehusen.

All that subsurface stratum of land situate at Epping in the Local Government Area of Parramatta, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1045504, having an area of 145.8 square metres or thereabouts and said to be in the possession of E. M. H. Hill.

All that subsurface stratum of land situate at Epping in the Local Government Area of Parramatta, Parish of Field of Mars, County of Cumberland and State of New South Wales, being Lot 1 in Deposited Plan 1045506, having an area of 253.6 square metres or thereabouts and said to be in the possession of Y. C. and M. M. Liu.

SRA Reference: 012868.

PRL Reference: 34479.

CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority
Declaration of Remediation Site

Section 21 of the Contaminated Land Management Act 1997

Declaration Number: 21029.

Area Number: 3348.

THE Environment Protection Authority declares the following land to be a remediation site under the Contaminated Land Management Act 1997:

1. Land to which this declaration applies (“the site”):

Those parts of:

- Lot 511 in DP 857427, located at 1398 Kings Highway, West Nelligen, and
- Lot 2 in DP 1016792, located on Old Bolaro Road, West Nelligen,

in the local government area of Eurobodalla, being part of a former clay target shooting range, that are indicated on the attached map.

2. Nature of the substances causing the contamination (“the contaminant”):

Lead (from lead shot).

3. Nature of harm that the substance may cause:

The Environment Protection Authority has considered the matters in section 9 of the Contaminated Land Management Act 1997, and found that:

- Lead would not be expected to occur naturally at this site;
- Lead shot, which is pure lead, has been identified as being spread over a large proportion of the land surface of the site;
- Lead is a possible human carcinogen and is toxic to humans and animals including cattle;
- Lead is persistent in the environment and is bioaccumulative;
- The site is zoned Rural 1C under the Eurobodalla Rural Local Environmental Plan 1987 and can be used for agricultural purposes (including grazing) without consent.

The site is contaminated with the contaminant in such a way as to present a significant risk of harm to human health and the environment. In particular:

- Harm may be caused to humans using part of the site for agricultural purposes due to increased exposure to the contaminant;
- The contaminant has precluded the use of a significant proportion of the site for cattle grazing; and,
- Harm may be caused to the environment, including to fauna and aquatic ecosystems, as there is the potential for migration of the contaminant towards surface water bodies.

4. Further action under the Contaminated Land Management Act 1997

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal for the site to the Environment Protection Authority. If the Environment Protection Authority is satisfied the proposal meets the requirements of section 26 of the Contaminated Land Management Act 1997, the Environment Protection Authority may agree not to issue a remediation order to a party to the proposal, if the remediation is carried out in accordance with the proposal.

5. Submissions invited

The Environment Protection Authority advises that the public may make written submissions to the Environment Protection Authority on:

- whether the Environment Protection Authority should issue a remediation order in relation to the site and/or
- any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites,
Environment Protection Authority,
PO Box A290,
SYDNEY SOUTH NSW 1232,
or faxed to: (02) 9995 5930,

by not later than 6 December 2002.

CAROLYN STRANGE,
Acting Director Contaminated Sites,
Environment Protection Authority
(by delegation).

Dated: 6 November 2002.

NOTE:**Remediation order may follow**

If remediation of the site or part of the site is required, the Environment Protection Authority may issue a remediation order under section 23 of the Contaminated Land Management Act 1997.

Variation/Revocation

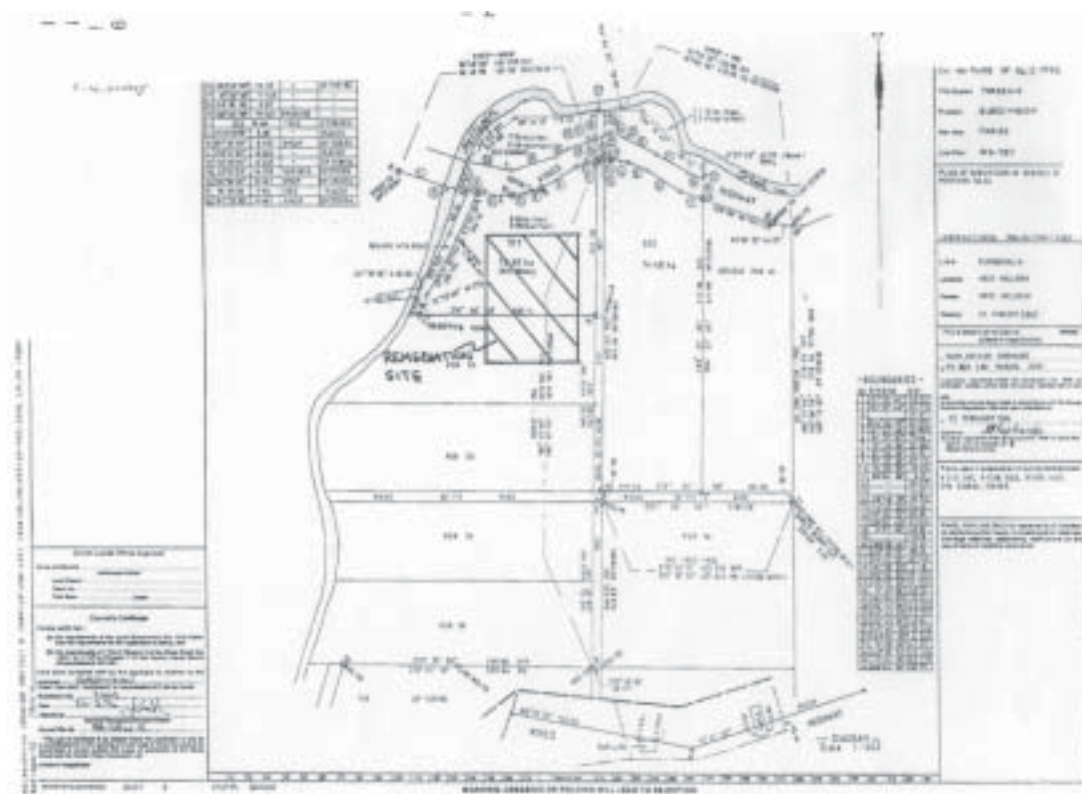
This declaration remains in force until it is otherwise varied or revoked. A declaration may only be revoked when the Environment Protection Authority does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (section 44 of the Contaminated Land Management Act 1997).

Information recorded by the Environment Protection Authority

Section 58 of the Contaminated Land Management Act 1997, requires the Environment Protection Authority to maintain a public record. A copy of this declaration will be included in the public record.

Information recorded by councils

Section 59 of the Contaminated Land Management Act 1997, requires the Environment Protection Authority to inform the relevant local council as soon as practicable that this declaration has been made. The council is then required to note on its planning certificates issued pursuant to section 149 (2) of the Environmental Planning and Assessment Act 1979, that the land is currently within a remediation site. The Environment Protection Authority is required to notify council as soon as practicable when the declaration is no longer in force, and the notation will no longer be required on the certificate.

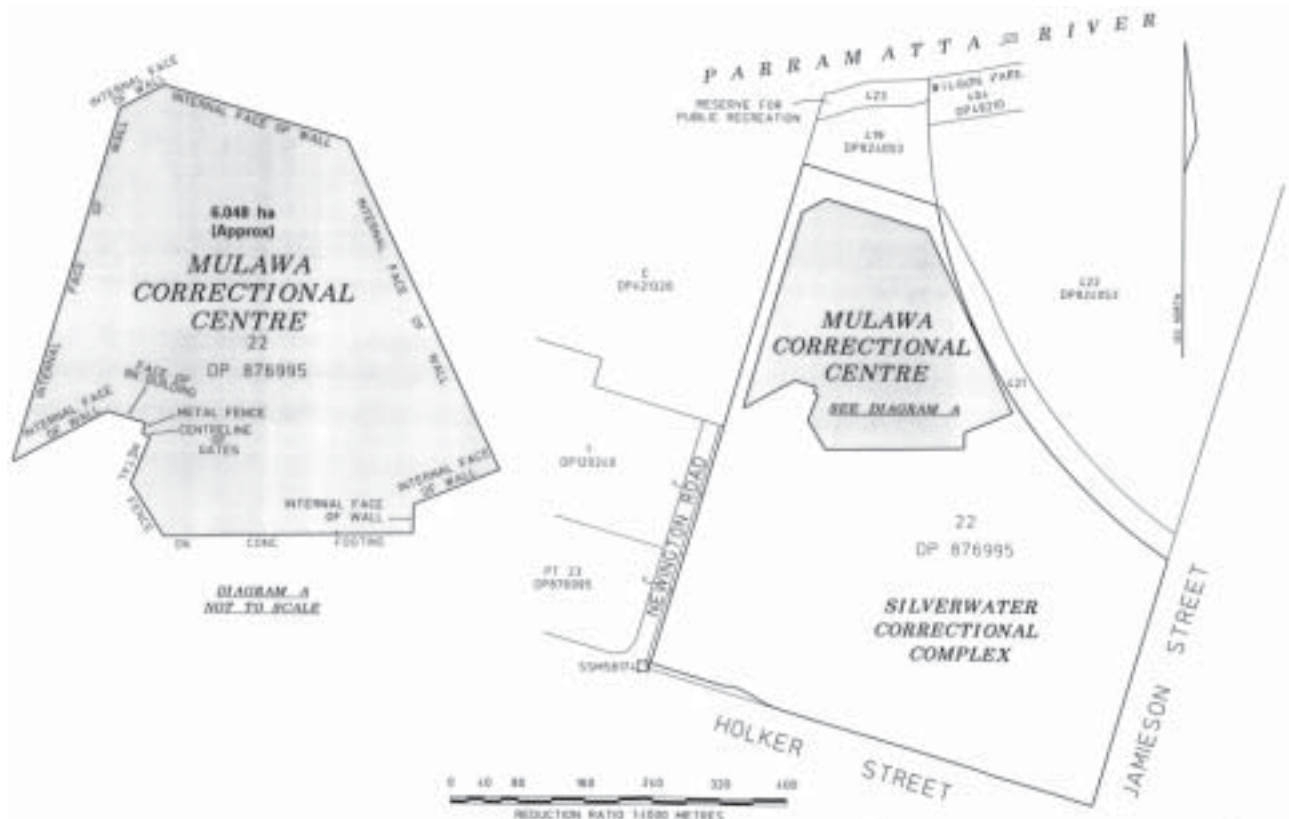


CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Variation of Proclamation
Mulawa Correctional Centre

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 225 (4) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 19 October 2001 and 16 February 1996, which declared Mulawa Correctional Centre to be a correctional centre, and in variation thereof I declare that Mulawa Correctional Centre is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Auburn, Parish of St John and County of Cumberland, being part of Lot 22, Deposited Plan 876995, shown on Plan Catalogue Number 54302 in the Department of Public Works and Services Plan Room and having an area of 6.048 hectares or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

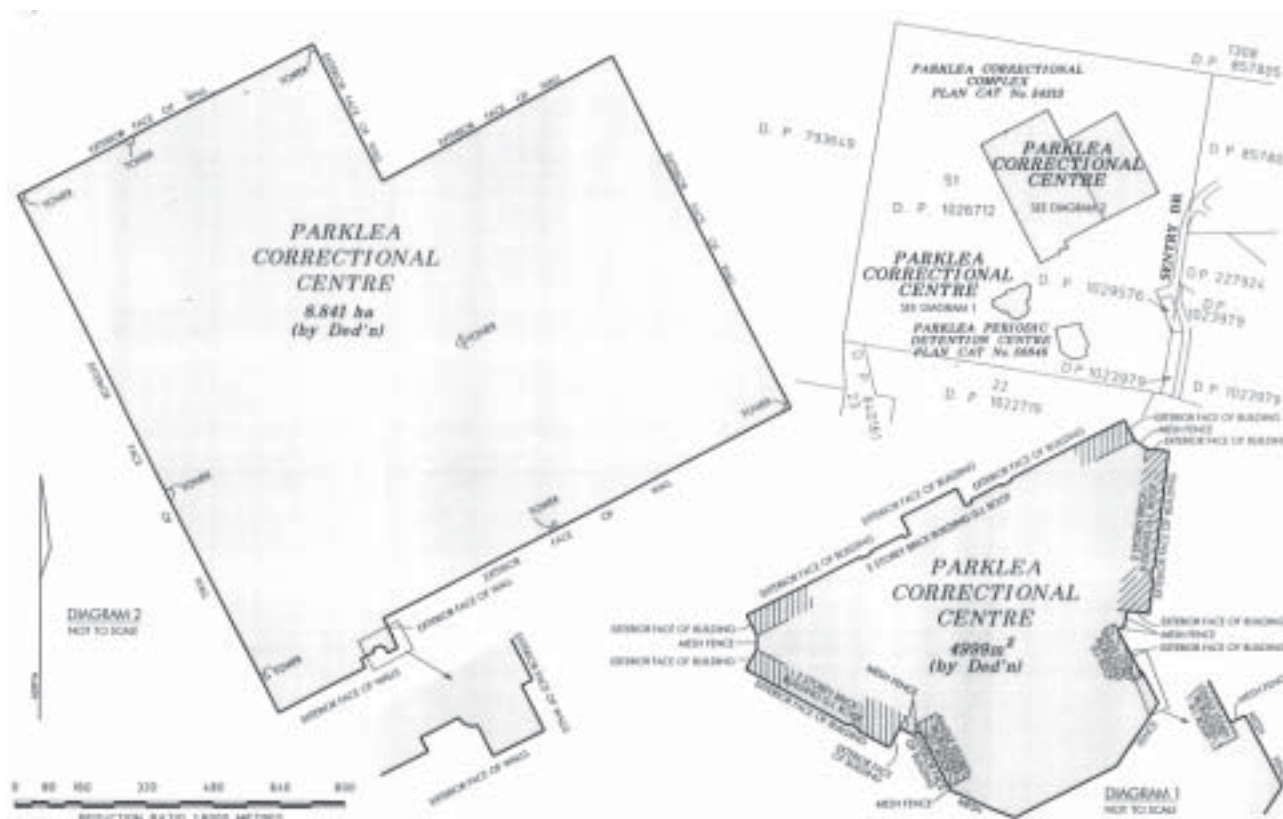
GOD SAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Variation of Proclamation
Parklea Correctional Centre

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 225 (4) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 19 October 2001 and 29 December 2000, which declared Parklea Correctional Centre to be a correctional centre, and in variation thereof I declare that Parklea Correctional Centre is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Blacktown City, Parish of Gidley and County of Cumberland, being parts of Lot 51, Deposited Plan 1026712, shown on Plan Catalogue Number 54311 in the Department of Public Works and Services Plan Room and having a total area of 9.34 hectares or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

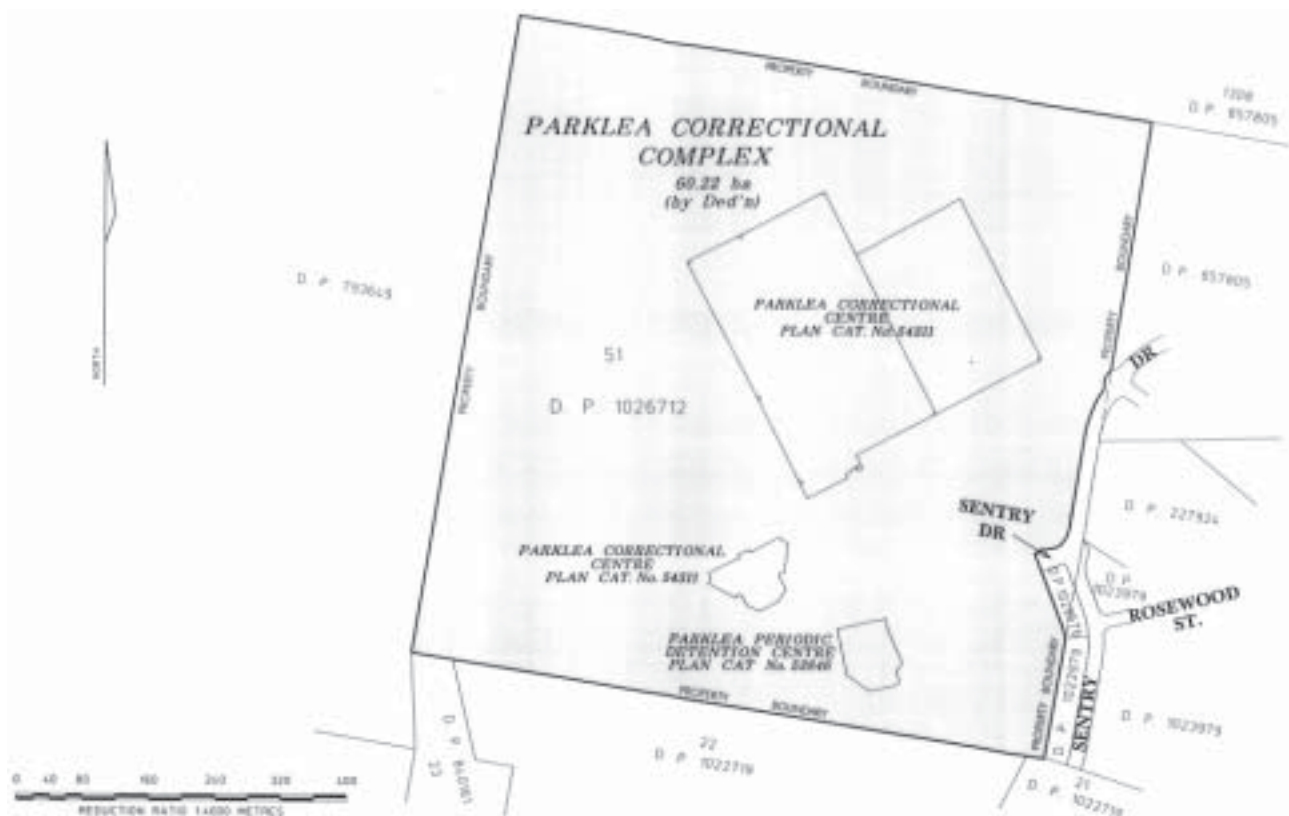
GOD SAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Variation of Proclamation
Parklea Correctional Complex

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 224 (3) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 19 October 2001 and 16 February 1996, which declared Parklea Correctional Complex to be a correctional complex, and in variation thereof I declare that Parklea Correctional Complex is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Blacktown City, Parish of Gidley and County of Cumberland, being Lot 51, Deposited Plan 1026712, shown on Plan Catalogue Number 54313 in the Department of Public Works and Services Plan Room and having a total area of 60.22 hectares or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

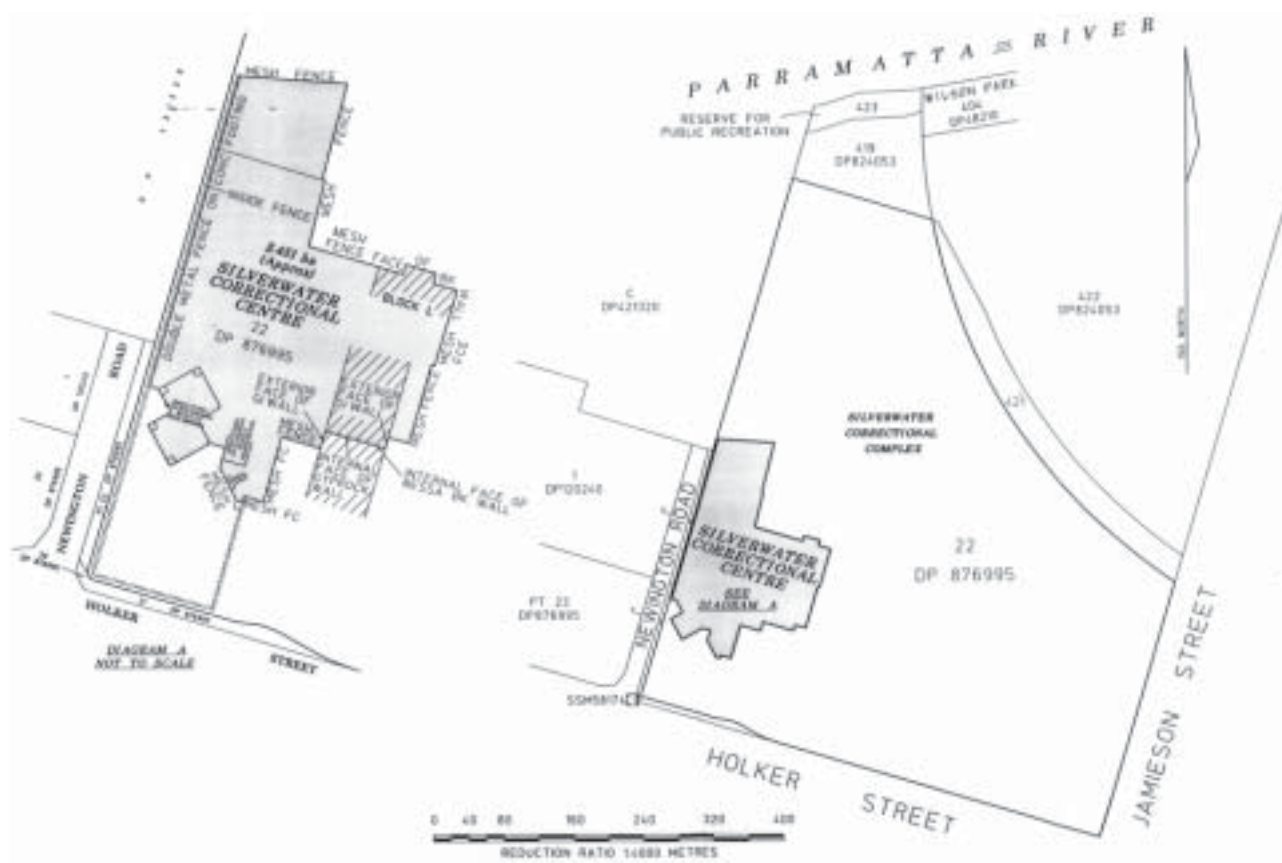
GODSAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Variation of Proclamation
Silverwater Correctional Centre

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 225 (4) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 19 October 2001 and 8 October 1999, which declared Silverwater Correctional Centre to be a correctional centre, and in variation thereof I declare that Silverwater Correctional Centre is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Auburn, Parish of St John and County of Cumberland, being part of Lot 22, Deposited Plan 876995, shown on Plan Catalogue Number 54294 in the Department of Public Works and Services Plan Room and having an area of 2.451 hectares or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

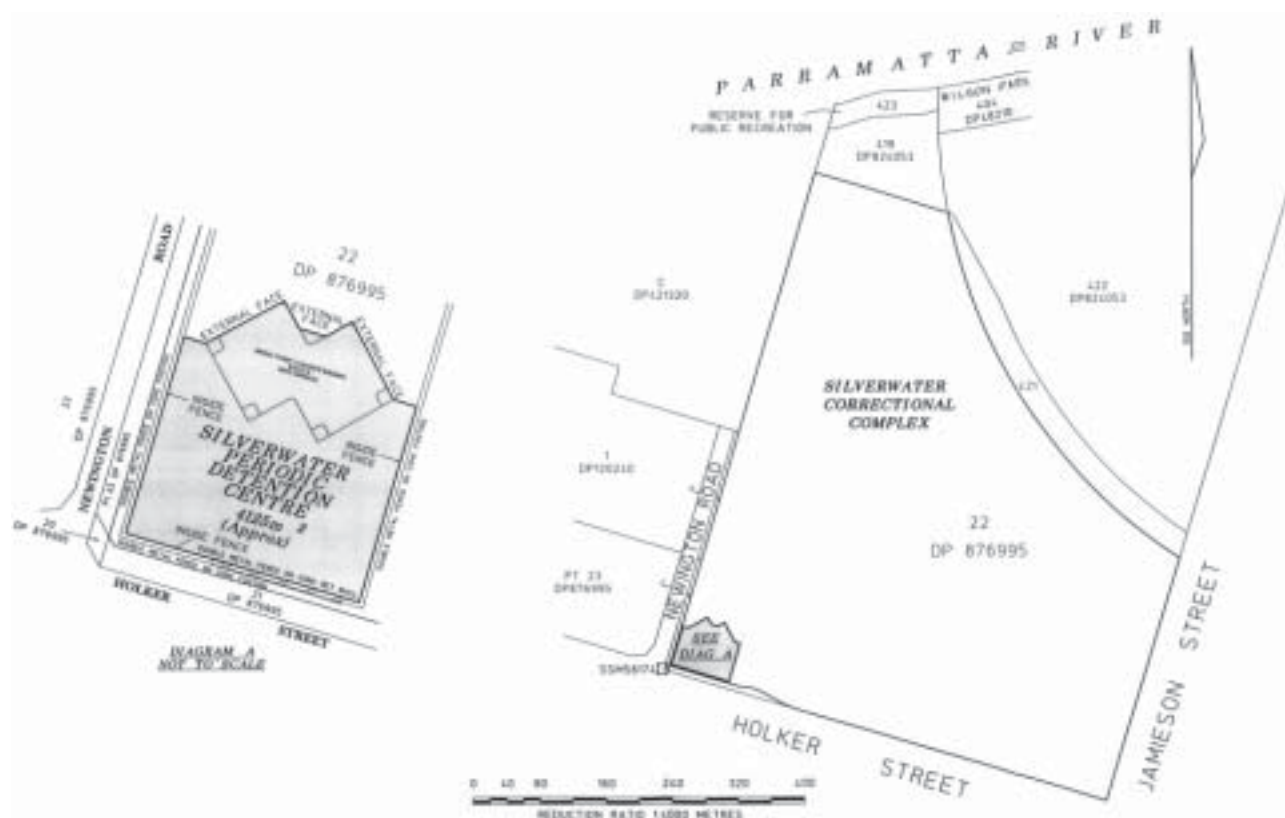
GOD SAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Proclamation
Silverwater Periodic Detention Centre

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 225 (1), 226 (1), 226 (2) and 226 (3) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, declare that the area comprised within the boundaries hereunder (together with all buildings or premises which are now or may hereafter be erected thereon), is to be a correctional centre within the meaning of the Crimes (Administration of Sentences) Act 1999, and that the correctional centre is to be a periodic detention centre and is to be known as Silverwater Periodic Detention Centre and I further declare that the governor of Silverwater Correctional Centre is to be responsible for Silverwater Periodic Detention Centre, viz:

All that piece or parcel of land situate in the Local Government Area of Auburn, Parish of St John and County of Cumberland, being part of Lot 22, Deposited Plan 876995, shown on Plan Catalogue Number 54304 in the Department of Public Works and Services Plan Room and having an area of 4,125 square metres or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

GOD SAVE THE QUEEN!

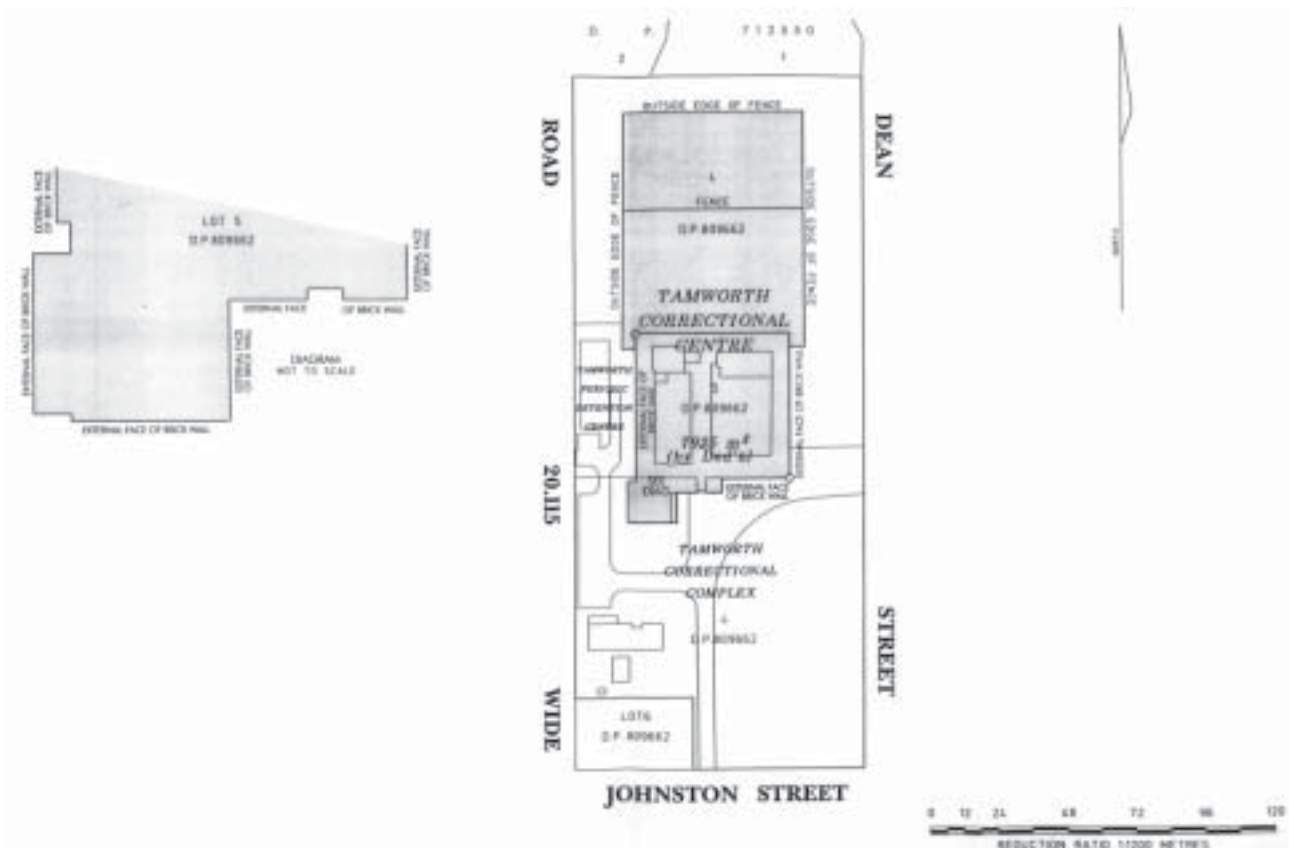
CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Variation of Proclamation Tamworth Correctional Centre

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 225 (4) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 19 October 2001 and 11 October 1991, which declared Tamworth Correctional Centre to be a correctional centre, and in variation thereof I declare that Tamworth Correctional Centre is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Tamworth City, Parish of Tamworth and County of Inglis, being Lot 5, Deposited Plan 809662 and part of Lot 4, Deposited Plan 809662, shown on Plan Catalogue Number 54295 in the Department of Public Works and Services Plan Room and having an area of 7,925 square metres or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

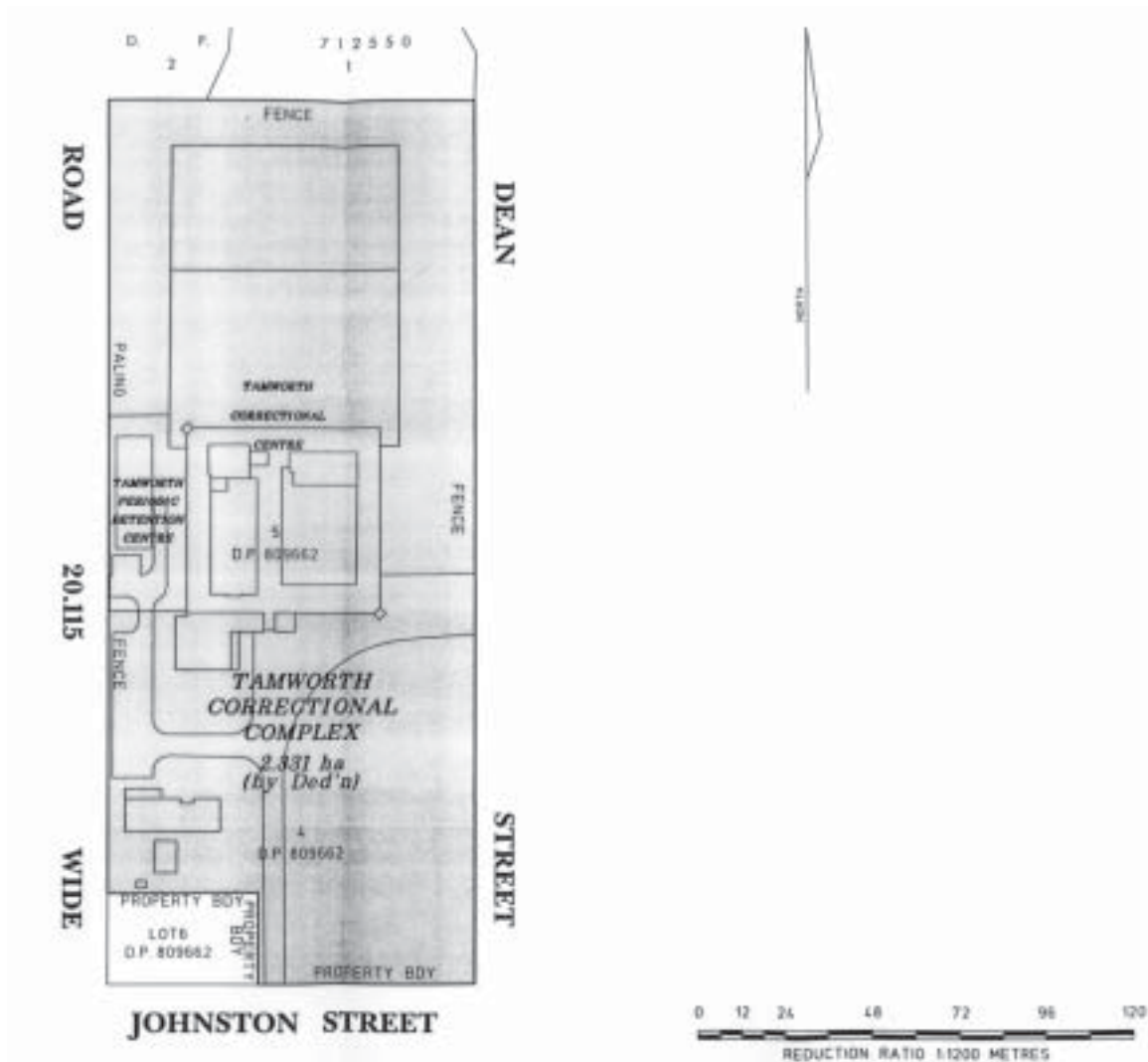
GOD SAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Variation of Proclamation
Tamworth Correctional Complex

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 224 (3) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 19 October 2001 and 21 March 1997, which declared Tamworth Correctional Complex to be a correctional complex, and in variation thereof I declare that Tamworth Correctional Complex is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Tamworth City, Parish of Tamworth and County of Inglis, being Lots 4 and 5, Deposited Plan 809662, shown on Plan Catalogue Number 54299 in the Department of Public Works and Services Plan Room and having an area of 2.331 hectares or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

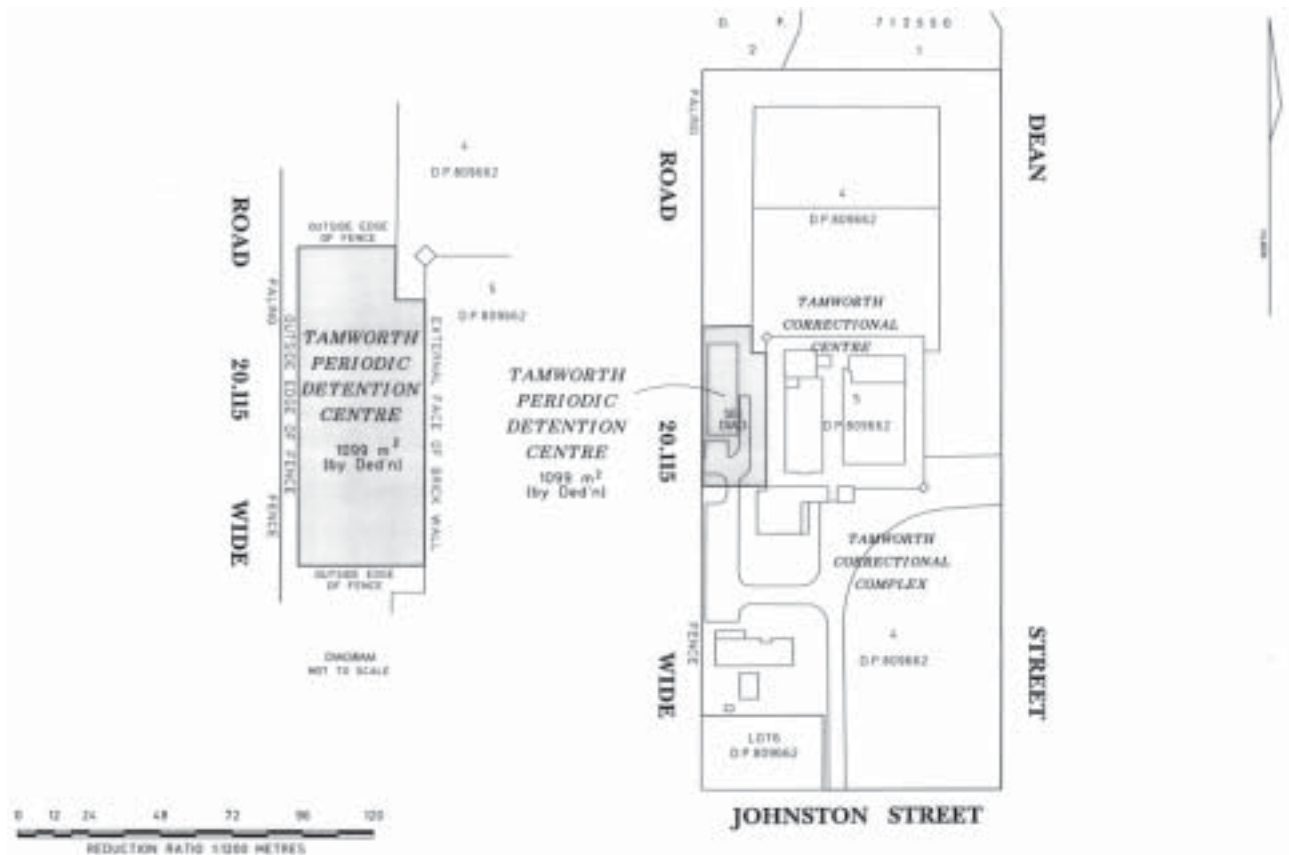
GOD SAVE THE QUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999Variation of Proclamation
Tamworth Periodic Detention Centre

MARIE BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to section 226 (4) of the Crimes (Administration of Sentences) Act 1999, do, by this Proclamation, vary the Proclamations published in the *Government Gazette* of 2 August 2002, 19 October 2001 and 24 April 1997, which declared Tamworth Periodic Detention Centre to be a correctional centre and a periodic detention centre, and in variation thereof I declare that Tamworth Periodic Detention Centre is to be the area described hereunder (together with all buildings or premises which are now or may hereafter be erected thereon):

All that piece or parcel of land situate in the Local Government Area of Tamworth City, Parish of Tamworth and County of Inglis, being part of Lot 4, Deposited Plan 809662, shown on Plan Catalogue Number 54298 in the Department of Public Works and Services Plan Room and having an area of 1,099 square metres or thereabouts.



This Proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

GOD SAVE THE QUEEN!

TENDERS

Department of Public Works and Services SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

TENDERS for the undermentioned Period Contracts, Supplies and Services, required for the use of the Public Service, will be received by the Department of Public Works and Services, Level 3, McKell Building, 2-24 Rawson Place, Sydney, N.S.W. 2000, up til 9.30 am on the dates shown below:

12 November 2002

036/252 DENTAL CONSUMABLES AND SUNDRY ITEMS. DOCUMENTS: \$110.00 PER SET

13 November 2002

026/2033 NSW GOVERNMENT IT MASTER LEASE FACILITY. DOCUMENTS: \$330.00 PER SET

14 November 2002

IT 02/2828 NSW GOVERNMENT COMPUTER REUSE PILOT. DOCUMENTS: \$0.00 PER SET

IT 02/2940 INTELLIGENCE ANALYSIS NETWORK SOFTWARE. DOCUMENTS: \$220.00 PER SET

19 November 2002

036/3009 MEDICAL AND SURGICAL APRONS AND GOWNS. DOCUMENTS: \$110.00 PER SET

036/801 FOOD SERVICE. DOCUMENTS: \$110.00 PER SET

20 November 2002

025/7252 ELECTRICAL INSPECTION. DOCUMENTS: \$110.00 PER SET

S02/00240(6041) CC6041 CLEANING FOR NSW FIRE BRIGADE, ALEXANDRIA 0205. CATEGORY A. INSPECTION DATE & TIME: 12/11/2002 @ 10:00 AM SHARP. AREA: 4347 SQ. METERS. DOCUMENTS: \$55.00 PER SET

S02/00240 (6041) CLEANING FOR NSW FIRE BRIGADE, ALEXANDRIA 0205. CATEGORY A. INSPECTION DATE & TIME: 12/11/2002 @ 10:00 AM SHARP. AREA: 4350 SQ. METERS. DOCUMENTS: \$55.00 PER SET

S02/00237 (949) CLEANING OF ENTERPRISE HOUSE, 1 FITZWILLIAM STREET, PARRAMATTA. DOCUMENTS: \$27.50 PER SET

27 November 2002

025/7282 NSW FIRE BRIGADE - TOTAL APPAREL MANAGEMENT. DOCUMENTS: \$110.00 PER SET

025/7295 PROCESS HOME WARRANTY INSURANCE CLAIMS FOR BIGCORP. DOCUMENTS: \$110.00 PER SET

025/7269 MAINTENANCE OF AIRCRAFT. DOCUMENTS: \$110.00 PER SET

S02/00236 (665) CLEANING FOR: LONG BAY CORRECTIONAL CENTRE. DOCUMENTS: \$27.50 PER SET

28 November 2002

027/7319 LAND VALUATION SERVICES. DOCUMENTS: \$110.00 PER SET

3 December 2002

IT 02/2939 IMAGE CAPTURE SYSTEM. DOCUMENTS: \$220.00 PER SET

4 December 2002

0202512 SUPPLY OF UNIFORMS. DOCUMENTS: \$110.00 PER SET

TENDER DOCUMENT FEE

Tender documents for inspection and purchase, and application forms for Expression of Interest are available at the address above. Where charges apply for tender documents, they are not refundable, cheques and credit cards (Bankcard, Mastercard and Visa) only are acceptable, payable to Department of Public Works and Services. NO CASH payments will be accepted. Documents can be Express Posted on request at an extra cost. Non attendance of mandatory site meetings will render tenders informal.

Further Information is available on the Internet (<http://www.dpws.nsw.gov.au/tenders>).

Government Printing Service

TENDERS FOR PRINTING

TENDERS will be received up to 9.30 am on the date specified for the undermentioned printing. Envelopes containing tenders must be addressed to: Government Printer Unit 5 Block V 391 Park Road REGENTS PARK NSW 2143, and have legibly endorsed upon the face thereof the items and description of the printing for which the tender is submitted.

Job No.: 33340

Tender Closing: 18th November 2002

Tenders are invited for the Count Me In Too – 2003 Edition Kits. Tender consists of binders, text, duplicating cd's and VHS videos for 1,800 kits . Full details are available from Gavin Potter 9743 877.

Job No.: 33341

Tender Closing: 25th November 2002

Tenders are invited for the Developing Efficient Numeracy Strategies Stage 2 Booklet. Tender consists of 300pp + cover for 20,000 copies wire bound A4 book printed in various pms colours. Full details are available from Gavin Potter 9743 877.

Tender No. 33758

Tender 3 Weeks, Closing 2nd December 2002

TENDERS are invited for the 2003/04/05 Basic Skills Testing Program .This involves the testing of 2 cohorts within the NSW Government Schools , Catholic Education Commission and a number of independent schools . It is anticipated that there will be up to 170,000 students taking part in the test and the successful tenderer/s will be required to:

1. Print two scalable test booklets.
2. Dispatch a test package to all schools participating in the program
3. Organize the collection of completed test booklets from schools.
4. Develop suitable software for the scanning, editing and reporting of individual students and schools .
5. Perform the task of scanning and editing.
6. Printing reports.
7. Dispatching report packages to schools.

Full details and sample packages are available from Kim Cooper on (02) 9743-8777



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Fax: (02) 9743 8588
Email: gps-dtp@dpws.nsw.gov.au
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COUNCIL NOTICES

HASTINGS COUNCIL

Local Government Act 1993, Section 553

Waste Water Service Extension

NOTICE is hereby given pursuant to Section 553 of the Local Government Act 1993, that Council's sewer mains have been extended and the parcels of land served are described in the Schedule. Land which is not connected thereto shall become rateable for waste water availability charges after sixty (60) days from the date of this notice, or from the date upon which the land is connected to Council's service, whichever is the earlier. B. SMITH, General Manager, Hastings Council, PO Box 84, Port Macquarie, NSW 2444.

SCHEDULE

Land situated in The Ruins Way, Port Macquarie being Lot 32 DP 1036943 (now Lots 19 to 32 DP 1042959).

[0914]

YOUNG SHIRE COUNCIL

Local Government Act 1993, Section 553 (b)

Sewer Main Extension

PURSUANT to section 553 (b) of the Local Government Act 1993, notice is hereby given that Council's sewer main has been extended to service the properties described in the Schedule hereunder. The extension of the sewer main will render the undermentioned properties liable for sewerage rates after the expiration of sixty (60) days from the date of the public notice or from the date upon which the land is connected to council mains whichever is earlier. A G Hanrahan, General Manager, Young Shire Council, Locked Bag 5, Young, NSW 2594

SCHEDULE

1. Elizabeth Street, Young
Lots 952, 1027, 1028, 1029, 1030, 1031, 1032 DP754611.
2. Hills Street, Young
Lot 1 DP329244, Lot 108, 525, 84 DP754611, Lot 1 DP588792.
Lots 1, 2, 3 DP1041891
3. Chillingworks Road, Young
Lot 2 DP566883.
4. Templemore Street, Young
Lot 13 DP786176.

[0909]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of WILLIAM HENRY BROTTON, late of 33 Sampson Crescent, Quakers Hill (formerly of 12 Somerville Street, Bulli), in the State of New South Wales, retired, who died on 23rd May 2002, must send particulars of his/her claim to the Executor, William Norman Brotton, c.o. Low Doherty & Stratford, Solicitors, 9 Campbell Street, Blacktown, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 2nd October 2002. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street, Blacktown NSW 2148 (DX 8109, Blacktown), tel.: (02) 9622 4644. [0910]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PAMELA GWENDOLINE TANCRED, late of 61/4 Wilkins Street, Yagoona, in the State of New South Wales, Pensioner, who died on 5th March 2002, must send particulars of his/her claim to the Executor, Ronald Stanley Tancred, c.o. K. O'Malley Jones & Williamson, Solicitors, Post Office Box 15, Campsie, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 14th August 2002. K. O'MALLEY JONES and WILLIAMSON, Solicitors, Post Office Box 15, Campsie NSW 2194, tel.: (02) 9718 2035. [0911]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DONALD WALLACE GOODALL, late of St Marys Gardens Nursing Home, Saddington Street, St Marys, in the State of New South Wales, Engineer, who died on 17th March 2002, must send particulars of his/her claim to the Executor, John Norris, c.o. Doherty Partners, Solicitors, Level 1, 171 Bigge Street, Liverpool, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 15th October 2002. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool NSW 2170 (DX 5034, Liverpool), tel.: (02) 9601 7300. [0912]

COMPANY NOTICES

NOTICE of voluntary liquidation.—CONJOLA FISHERIES PTY LIMITED (In Liquidation) A.C.N. 056 953 256.—Notice is hereby given that at an Extraordinary General Meeting of the abovenamed company duly convened and held at the registered office of the company, 4/41 Wason Street, Milton, NSW 2538, on 1st November 2002, the following special resolution was passed: “That the company be wound up voluntarily”. Dated 1st November 2002. P. J. CAMPBELL, Liquidator, 4/41 Wason Street, Milton, NSW 2538.

[0913]

NOTICE of final meeting.—KURAMA PTY LIMITED (In Liquidation).—Notice is hereby given that a final meeting of members will be held at the 5th Floor, 183 Macquarie Street, Sydney, in the State of New South Wales, at 10.30 a.m. on 5 December 2002. The object of the meeting is to present accounts in relation to the fully wound-up affairs of the company and the final report on liquidation. MITCHELL & PARTNERS, Chartered Accountants, Suite 1, Level 2, 1 York Street Sydney NSW 2000, tel.: (02) 9251 3838.

[0915]

OTHER NOTICES

6 November, 2002

IN THE LOCAL COURT OF NEW SOUTH WALES. Brian David Goodlet and Wendy Goodlet -vs- Rebekah Bullock.—ON Wednesday, 20 November 2002, at 11.00 a.m., unless the Writ of Execution herein be previously satisfied, the Sheriff will cause to be sold by public auction at 49 Pearce Street, Wellington, NSW 2820, all the right, title and interest of Rebekah Bullock, the defendant herein, of, in and to: All that equity of redemption and all other right, title and interest (if any) of the said defendant of, and to all the piece of land situated at 49 Pearce Street, WELLINGTON, NSW 2820, being described as Lot 110 in Deposited Plan 514627 at Wellington, Local Government Area: Wellington, Parish of Wellington, County of Wellington; Title Diagram: DP514627. Title Folio Identifier: 110/514627. Intending purchasers should make their own searches and enquiries. Sheriff's Officer A. Mann.

[0916]

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