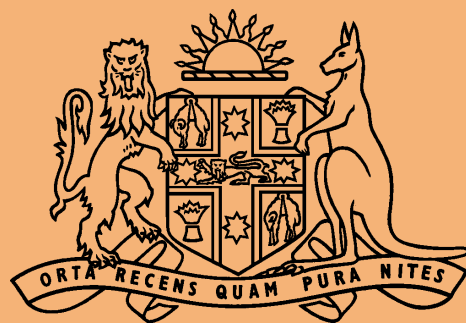




Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Week No. 31/2002

Friday, 2 August 2002

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CONTENTS

Number 124

SPECIAL SUPPLEMENT

Proclamation (Physiotherapists Act 2001 No. 67)	5695
Proclamation (Chiropractors Act 2001 No. 15)	5696
Proclamation (Osteopaths Act 2001 No. 16)	5697
Chiropractors Regulation 2002	5698
Osteopaths Regulation 2002	5707
Marine Parks Amendment (Solitary Islands) Regulation 2002	5716

Number 125

LEGISLATION

Regulations	5771
-------------------	------

OFFICIAL NOTICES

Appointments	5776
NSW Agriculture	5777
Department of Land & Water Conservation — <i>Land Conservation</i>	5778
<i>Water Conservation</i>	5788
Department of Mineral Resources	5791
Department of Planning	5794
Roads and Traffic Authority	5816
Other Notices	5822

TENDERS

State Contracts Control Board	5829
-------------------------------------	------

PRIVATE ADVERTISEMENTS

(Council, Probate, Company Notices, etc)	5831
--	------

Number 126

PUBLIC SECTOR NOTICES

(Appointments, Resignations, etc.)	5837
--	------

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 124
Wednesday, 31 July 2002

Published under authority by the Government Printing Service

SPECIAL SUPPLEMENT



New South Wales

Proclamation

under the

Physiotherapists Act 2001 No 67

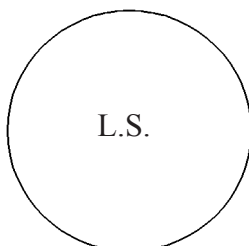
MARIE BASHIR, Governor

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 *Physiotherapists Act 2001*, do, by this my Proclamation, appoint 1 August 2002 as the day on which the following provisions of that Act commence:

- (a) section 134 in its application to Schedule 6.1 [1]–[6] and 6.6 [1]–[6],
- (b) Schedule 6.1 [1]–[6] and 6.6 [1]–[6].

Signed and sealed at Sydney, this 31st day of July 2002.

By Her Excellency's Command,



CRAIG KNOWLES, M.P.,
Minister for Health

GOD SAVE THE QUEEN!

Explanatory note

This proclamation commences some miscellaneous amendments to the *Chiropractors Act 2001* and the *Osteopaths Act 2001*. The substantive provisions of the *Physiotherapists Act 2001* remain uncommenced, as do certain other amendments to the *Chiropractors Act 2001* and the *Osteopaths Act 2001* that are consequential on the enactment of the *Physiotherapists Act 2001*.



Proclamation

under the

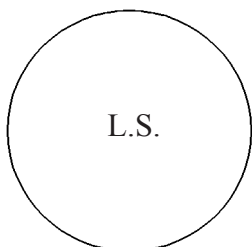
Chiropractors Act 2001 No 15

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 *Chiropractors Act 2001*, do, by this my Proclamation, appoint 1 August 2002 as the day on which the uncommenced provisions of that Act commence.

Signed and sealed at Sydney, this 31st day of July 2002.

By Her Excellency's Command,



CRAIG KNOWLES, M.P.,
Minister for Health

GOD SAVE THE QUEEN!

Explanatory note

Certain provisions of the *Chiropractors Act 2001* relating to the Chiropractors Registration Board commenced on 1 February 2002. This proclamation commences the remaining provisions of that Act.



New South Wales

Proclamation

under the

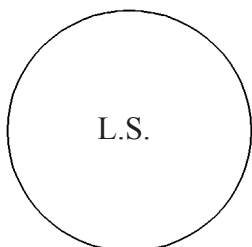
Osteopaths Act 2001 No 16

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 *Osteopaths Act 2001*, do, by this my Proclamation, appoint 1 August 2002 as the day on which the uncommenced provisions of that Act commence.

Signed and sealed at Sydney, this 31st day of July 2002.

By Her Excellency's Command,



CRAIG KNOWLES, M.P.,
Minister for Health

GOD SAVE THE QUEEN!

Explanatory note

Certain provisions of the *Osteopaths Act 2001* relating to the Osteopaths Registration Board commenced on 1 February 2002. This proclamation commences the remaining provisions of that Act.

Chiropractors Regulation 2002

under the

Chiropractors Act 2001

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Chiropractors Act 2001*.

CRAIG KNOWLES, M.P.,
Minister for Health

Explanatory note

This Regulation provides for certain matters under the *Chiropractors Act 2001*, including:

- (a) setting out procedures for meetings of the Chiropractors Registration Board (***the Board***), and
- (b) prescribing certain information about insurance arrangements as information to be furnished in an annual return by a chiropractor, and
- (c) setting out procedures for appeals on a point of law where the Board deals with a complaint against a registered chiropractor, and
- (d) prescribing the qualifications for a chiropractor appointed to sit on the Chiropractors Tribunal, and
- (e) prescribing certain offences relating to traffic and parking as offences that are not required to be notified to the Board, and
- (f) setting out procedures for notifying that a registered chiropractor has become a mentally incapacitated person, and
- (g) providing for an offence relating to advertising chiropractic services, and
- (h) prescribing fees for inspection of the Register or recording additional information in the Register.

Chiropractors Regulation 2002

Explanatory note

This Regulation is made under the *Chiropractors Act 2001*, in particular sections 20, 21, 22, 23, 30, 77 and 101 and Schedules 1 and 2, and section 132 (the general regulation-making power).

This Regulation comprises matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

Page 2

Chiropractors Regulation 2002

Contents

Contents

	Page
Part 1 Preliminary	
1 Name of Regulation	4
2 Commencement	4
3 Definitions	4
Part 2 Proceedings of Board	
4 Proceedings of Board at ordinary meetings	5
5 Special and urgent meetings	5
6 Lack of quorum	5
Part 3 Advertising	
7 Advertising	6
Part 4 Miscellaneous	
8 Excluded offences	7
9 Additional information to be included in annual return	8
10 Notice of mental incapacity of registered chiropractor	8
11 Registrar not required to verify complaint by statutory declaration	9
12 Appeal on point of law: section 77	9
13 Qualification of chiropractor sitting on Tribunal	9
14 Fee for inspection of Register	9
15 Fee for additional information to be recorded in Register	9
16 Repeal	9

Clause 1 Chiropractors Regulation 2002

Part 1 Preliminary

Chiropractors Regulation 2002

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Chiropractors Regulation 2002*.

2 Commencement

This Regulation commences on 1 August 2002.

3 Definitions

In this Regulation:

patient means a person to whom medical treatment or other medical services are provided.

the Act means the *Chiropractors Act 2001*.

Chiropractors Regulation 2002

Clause 4

Proceedings of Board

Part 2

Part 2 Proceedings of Board

4 Proceedings of Board at ordinary meetings

- (1) Unless otherwise determined by the Board, a meeting of the Board is to be held each month.
- (2) However, at least 8 meetings of the Board must be held during any period of 12 months.
- (3) The Registrar must give each member at least 3 days' notice in writing of the time and place of a meeting, together with a copy of the agenda for the meeting.

5 Special and urgent meetings

- (1) The President or any 3 members may, by notice in writing to the Registrar, call a special meeting of the Board, and any such special meeting is to be held within 7 days after the Registrar receives the notice.
- (2) The President may, by notice in writing to the Registrar, call an urgent meeting of the Board for any purpose, and any such urgent meeting is to be held within 3 days after the Registrar receives the notice.
- (3) The Registrar must give each member at least 24 hours' notice in writing of the time and place of any special or urgent meeting.

6 Lack of quorum

If at the expiration of 30 minutes after the time appointed for any meeting of the Board a quorum is not present, the meeting and all business stand adjourned to the next meeting or to such other date as may be fixed by the members present.

Clause 7 Chiropractors Regulation 2002

Part 3 Advertising

Part 3 Advertising

7 Advertising

A person must not advertise chiropractic services in a manner that:

- (a) is false, misleading or deceptive, or
- (b) creates an unjustified expectation of beneficial treatment, or
- (c) promotes the unnecessary or inappropriate use of chiropractic services.

Maximum penalty: 10 penalty units.

Chiropractors Regulation 2002

Clause 8

Miscellaneous

Part 4

Part 4 Miscellaneous

8 Excluded offences

- (1) Sections 20 (1) (a), 21 (1) (a) and 22 of the Act do not apply in respect of an excluded offence.
- (2) An excluded offence is not relevant for the purposes of clause 4 of Schedule 1 to the Act.
- (3) In this clause, **excluded offence** means any offence relating to the parking of motor vehicles or any offence under the road transport legislation (within the meaning of the *Road Transport (General) Act 1999*) except for the following offences:
 - (a) an offence under section 42 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle negligently on a road or road related area if the registered chiropractor is, by way of penalty, sentenced to imprisonment or fined a sum of not less than \$200,
 - (b) an offence under section 42 (2) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle on a road or road related area furiously, recklessly or at a speed or in a manner dangerous to the public,
 - (c) any offence under section 19 (2) of the *Road Transport (General) Act 1999* (which relates to refusing to comply with a requirement to produce a driver licence, or to state name and home address, or stating a false name and home address),
 - (d) any offence under section 12 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to driving etc while under the influence of alcohol or any other drug),
 - (e) any offence under section 25A (1), (2) or (3) of the *Road Transport (Driver Licensing) Act 1998* (which relates to driving while unlicensed and other relevant matters),
 - (f) any offence under section 70 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to failing to stop and give assistance after an accident),
 - (g) any offence under section 9 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to presence of prescribed concentration of alcohol in person's blood),

Clause 8 Chiropractors Regulation 2002

Part 4 Miscellaneous

- (h) an offence under section 43 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to menacing driving),
- (i) any other offence under the road transport legislation if the court orders the disqualification of the registered chiropractor from holding a driver licence.

9 Additional information to be included in annual return

For the purposes of section 20 (1) (l) of the Act, the following information is to be specified in a return:

- (a) the name of any insurer who has issued a policy of professional indemnity insurance to the registered chiropractor that is current at the time that the chiropractor furnishes the return,
- (b) the maximum amount for which the registered chiropractor is insured by such a policy of insurance.

10 Notice of mental incapacity of registered chiropractor

- (1) For the purposes of section 23 of the Act, the person required to cause notice of mental incapacity to be given to the Registrar is:
 - (a) in the case of a registered chiropractor who is a mentally incapacitated person and becomes a patient at an institution because of that incapacity—the medical superintendent of the institution, or
 - (b) in the case of a registered chiropractor who is a mentally incapacitated person because of being a protected person under the *Protected Estates Act 1983*—the Protective Commissioner.
- (2) Notice for the purposes of section 23 of the Act is to be given by telephone within 1 day, and by post within 7 days, after the registered chiropractor is admitted to the institution or becomes a protected person, and is to specify the following:
 - (a) the name and residential address of the chiropractor,
 - (b) the date on which the chiropractor was admitted to the institution at which the chiropractor is a patient or became a protected person.

Chiropractors Regulation 2002

Clause 11

Miscellaneous

Part 4

11 Registrar not required to verify complaint by statutory declaration

For the purposes of section 30 (2) (g) of the Act, the Registrar is prescribed as a person who is not required to verify a complaint to the Board by statutory declaration.

12 Appeal on point of law: section 77

An appeal referred to in section 77 of the Act is to be made:

- (a) by causing a notice of appeal, specifying the grounds on which the appeal is made, to be given to the Chairperson (or, if a Deputy Chairperson is nominated under section 77 (1), to the Deputy Chairperson so nominated), and
- (b) by causing a copy of the notice of appeal to be given to each other party to the proceedings from which the appeal has arisen.

13 Qualification of chiropractor sitting on Tribunal

For the purposes of section 101 (3) (b) of the Act, the prescribed qualification for a registered chiropractor appointed by the Board to sit on the Tribunal is 7 years standing as a registered chiropractor (which may include time as a chiropractor registered under the *Chiropractors and Osteopaths Act 1991*).

14 Fee for inspection of Register

For the purposes of clause 21 (4) of Schedule 1 to the Act, the prescribed fee (being the maximum amount for an inspection of the Register) is \$20.

15 Fee for additional information to be recorded in Register

For the purposes of clause 22 (3) of Schedule 1 to the Act, the prescribed fee (being the fee for recording additional particulars in the Register) is \$20.

16 Repeal

The *Chiropractors Transitional Regulation 2002* is repealed.

Osteopaths Regulation 2002

under the

Osteopaths Act 2001

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Osteopaths Act 2001*.

CRAIG KNOWLES, M.P.,
Minister for Health

Explanatory note

This Regulation provides for certain matters under the *Osteopaths Act 2001*, including:

- (a) setting out procedures for meetings of the Osteopaths Registration Board (***the Board***), and
- (b) prescribing certain information about insurance arrangements as information to be furnished in an annual return by an osteopath, and
- (c) setting out procedures for appeals on a point of law where the Board deals with a complaint against a registered osteopath, and
- (d) prescribing certain offences relating to traffic and parking as offences that are not required to be notified to the Board, and
- (e) prescribing the qualifications for an osteopath appointed to sit on the Osteopaths Tribunal, and
- (f) setting out procedures for notifying that a registered osteopath has become a mentally incapacitated person, and
- (g) providing for an offence relating to advertising osteopathy services, and
- (h) prescribing fees for inspection of the Register or recording additional information in the Register.

Osteopaths Regulation 2002

Explanatory note

This Regulation is made under the *Osteopaths Act 2001*, in particular sections 20, 21, 22, 23, 30, 77 and 101 and Schedules 1 and 2, and section 132 (the general regulation-making power).

This Regulation comprises matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

Osteopaths Regulation 2002

Contents

Contents

	Page
Part 1 Preliminary	
1 Name of Regulation	4
2 Commencement	4
3 Definitions	4
Part 2 Proceedings of Board	
4 Proceedings of Board at ordinary meetings	5
5 Special and urgent meetings	5
6 Lack of quorum	5
Part 3 Advertising	
7 Advertising	6
Part 4 Miscellaneous	
8 Excluded offences	7
9 Additional information to be included in annual return	8
10 Notice of mental incapacity of registered osteopath	8
11 Registrar not required to verify complaint by statutory declaration	9
12 Appeal on point of law: section 77	9
13 Qualification of osteopath sitting on Tribunal	9
14 Fee for inspection of Register	9
15 Fee for additional information to be recorded in Register	9
16 Repeal	9

Clause 1 Osteopaths Regulation 2002

Part 1 Preliminary

Osteopaths Regulation 2002

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Osteopaths Regulation 2002*.

2 Commencement

This Regulation commences on 1 August 2002.

3 Definitions

In this Regulation:

patient means a person to whom medical treatment or other medical services are provided.

the Act means the *Osteopaths Act 2001*.

Osteopaths Regulation 2002

Clause 4

Proceedings of Board

Part 2

Part 2 Proceedings of Board

4 Proceedings of Board at ordinary meetings

- (1) Unless otherwise determined by the Board, a meeting of the Board is to be held each month.
- (2) However, at least 8 meetings of the Board must be held during any period of 12 months.
- (3) The Registrar must give each member at least 3 days' notice in writing of the time and place of a meeting, together with a copy of the agenda for the meeting.

5 Special and urgent meetings

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- (2) The President may, by notice in writing to the Registrar, call an urgent meeting of the Board for any purpose, and any such urgent meeting is to be held within 3 days after the Registrar receives the notice.
- (3) The Registrar must give each member at least 24 hours' notice in writing of the time and place of any special or urgent meeting.

6 Lack of quorum

If at the expiration of 30 minutes after the time appointed for any meeting of the Board a quorum is not present, the meeting and all business stand adjourned to the next meeting or to such other date as may be fixed by the members present.

Clause 7 Osteopaths Regulation 2002

Part 3 Advertising

Part 3 Advertising

7 Advertising

A person must not advertise osteopathy services in a manner that:

- (a) is false, misleading or deceptive, or
- (b) creates an unjustified expectation of beneficial treatment, or
- (c) promotes the unnecessary or inappropriate use of osteopathy services.

Maximum penalty: 10 penalty units.

Osteopaths Regulation 2002

Clause 8

Miscellaneous

Part 4

Part 4 Miscellaneous

8 Excluded offences

- (1) Sections 20 (1) (a), 21 (1) (a) and 22 of the Act do not apply in respect of an excluded offence.
- (2) An excluded offence is not relevant for the purposes of clause 4 of Schedule 1 to the Act.
- (3) In this clause, **excluded offence** means any offence relating to the parking of motor vehicles or any offence under the road transport legislation (within the meaning of the *Road Transport (General) Act 1999*) except for the following offences:
 - (a) an offence under section 42 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle negligently on a road or road related area if the registered osteopath is, by way of penalty, sentenced to imprisonment or fined a sum of not less than \$200,
 - (b) an offence under section 42 (2) of the *Road Transport (Safety and Traffic Management) Act 1999* relating to driving a motor vehicle on a road or road related area furiously, recklessly or at a speed or in a manner dangerous to the public,
 - (c) any offence under section 19 (2) of the *Road Transport (General) Act 1999* (which relates to refusing to comply with a requirement to produce a driver licence, or to state name and home address, or stating a false name and home address),
 - (d) any offence under section 12 (1) of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to driving etc while under the influence of alcohol or any other drug),
 - (e) any offence under section 25A (1), (2) or (3) of the *Road Transport (Driver Licensing) Act 1998* (which relates to driving while unlicensed and other relevant matters),
 - (f) any offence under section 70 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to failing to stop and give assistance after an accident),
 - (g) any offence under section 9 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to presence of prescribed concentration of alcohol in person's blood),

Clause 8 Osteopaths Regulation 2002

Part 4 Miscellaneous

- (h) an offence under section 43 of the *Road Transport (Safety and Traffic Management) Act 1999* (which relates to menacing driving),
- (i) any other offence under the road transport legislation if the court orders the disqualification of the registered osteopath from holding a driver licence.

9 Additional information to be included in annual return

For the purposes of section 20 (1) (l) of the Act, the following information is to be specified in a return:

- (a) the name of any insurer who has issued a policy of professional indemnity insurance to the registered osteopath that is current at the time that the osteopath furnishes the return,
- (b) the maximum amount for which the registered osteopath is insured by such a policy of insurance.

10 Notice of mental incapacity of registered osteopath

- (1) For the purposes of section 23 of the Act, the person required to cause notice of mental incapacity to be given to the Registrar is:
 - (a) in the case of a registered osteopath who is a mentally incapacitated person and becomes a patient at an institution because of that incapacity—the medical superintendent of the institution, or
 - (b) in the case of a registered osteopath who is a mentally incapacitated person because of being a protected person under the *Protected Estates Act 1983*—the Protective Commissioner.
- (2) Notice for the purposes of section 23 of the Act is to be given by telephone within 1 day, and by post within 7 days, after the registered osteopath is admitted to the institution or becomes a protected person, and is to specify the following:
 - (a) the name and residential address of the osteopath,
 - (b) the date on which the osteopath was admitted to the institution at which the osteopath is a patient or became a protected person.

Osteopaths Regulation 2002

Clause 11

Miscellaneous

Part 4

11 Registrar not required to verify complaint by statutory declaration

For the purposes of section 30 (2) (g) of the Act, the Registrar is prescribed as a person who is not required to verify a complaint to the Board by statutory declaration.

12 Appeal on point of law: section 77

An appeal referred to in section 77 of the Act is to be made:

- (a) by causing a notice of appeal, specifying the grounds on which the appeal is made, to be given to the Chairperson (or, if a Deputy Chairperson is nominated under section 77 (1), to the Deputy Chairperson so nominated), and
- (b) by causing a copy of the notice of appeal to be given to each other party to the proceedings from which the appeal has arisen.

13 Qualification of osteopath sitting on Tribunal

For the purposes of section 101 (3) (b) of the Act, the prescribed qualification for a registered osteopath appointed by the Board to sit on the Tribunal is 7 years standing as a registered osteopath (which may include time as an osteopath registered under the *Chiropractors and Osteopaths Act 1991*).

14 Fee for inspection of Register

For the purposes of clause 21 (4) of Schedule 1 to the Act, the prescribed fee (being the maximum amount for an inspection of the Register) is \$20.

15 Fee for additional information to be recorded in Register

For the purposes of clause 22 (3) of Schedule 1 to the Act, the prescribed fee (being the fee for recording additional particulars in the Register) is \$20.

16 Repeal

The *Osteopaths Transitional Regulation 2002* is repealed.

Marine Parks Amendment (Solitary Islands) Regulation 2002

under the

Marine Parks Act 1997

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Marine Parks Act 1997*.

BOB DEBUS, M.P.,
Minister for the Environment

The Hon EDWARD OBEID, M.L.C.,
Minister for Fisheries

Explanatory note

The *Marine Parks Act 1997* and the *Marine Parks Regulation 1999* (***the Principal Regulation***) provide for the classification of areas within marine parks for different uses by means of zoning plans. Currently, the Principal Regulation provides for four zones in marine parks (a sanctuary zone, a habitat protection zone, a general use zone and a special purpose zone) and sets out objects and special provisions applying to those zones.

The object of this Regulation is to provide for a zoning plan for the Solitary Islands Marine Park. The zoning plan, which is to be included in Schedule 1 to the Principal Regulation, divides the Solitary Islands Marine Park into the various zones and contains special provisions regulating and prohibiting the carrying out of certain activities in those zones.

This Regulation also amends the Principal Regulation to make further provision for the management of marine parks. For example, provisions dealing with the protection of plants, animals and habitat in special purpose zones are included in the Principal Regulation. Provision is also made for carrying out of activities in marine parks with the consent of the relevant Ministers, rather than the Marine Parks Authority. Further defence provisions are also included in the Principal Regulation.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Explanatory note

This Regulation also repeals the *Marine Parks (Solitary Islands) Regulation 2000* (a regulation taken to exist by virtue of clause 2 of Schedule 3 to the *Marine Parks Act 1997*), makes amendments consequential on the repeal of section 145B of the *Justices Act 1902*, and makes other minor and consequential amendments.

This Regulation is made under the *Marine Parks Act 1997*, including sections 15, 16, 17 and 48 (the general regulation-making power).

Marine Parks Amendment (Solitary Islands) Regulation 2002

Clause 1

Marine Parks Amendment (Solitary Islands) Regulation 2002

1 Name of Regulation

This Regulation is the *Marine Parks Amendment (Solitary Islands) Regulation 2002*.

2 Amendment of Marine Parks Regulation 1999

The *Marine Parks Regulation 1999* is amended as set out in Schedule 1.

3 Repeal of Marine Parks (Solitary Islands) Regulation 2000

The *Marine Parks (Solitary Islands) Regulation 2000* is repealed.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Insert in alphabetical order in clause 3:

clean a fish includes to remove or discard part of a fish.***commercial fisher*** has the same meaning as in the *Fisheries Management Act 1994*.**[2] Clauses 3A and 3B**

Insert after clause 3:

3A Regulation applies subject to other legislation

- (1) This Regulation has effect subject to section 22 of the Act.

Note. Section 22 of the Act provides that any requirements made by or under Part 3 of the Act are in addition to any requirement in any other Act or statutory instrument, such as requirements under the *Fisheries Management Act 1994* and the *National Parks and Wildlife Act 1974*.

- (2) Nothing in this Regulation is to be construed as authorising the harming of any particular species of plant or fish, or the harming of any plants or fish by a particular method, in contravention of the *Fisheries Management Act 1994*, the *National Parks and Wildlife Act 1974* or statutory instruments made under those Acts.
- (3) In addition, nothing in this Regulation is to be construed as authorising the carrying out of any activity in contravention of a marine park closure under section 20A of the Act.

3B Reference to relevant Ministers

- (1) In this Regulation, a reference to ***the relevant Ministers*** is a reference to the Minister administering the *National Parks and Wildlife Act 1974* and the Minister administering the *Fisheries Management Act 1994*.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

- (2) If a provision of this Regulation requires or authorises the relevant Ministers to take any action or decide any matter, the provision is taken only to require or authorise the relevant Ministers to take the action jointly or decide the matter jointly.

[3] Part 2, note

Insert after the heading to Part 2:

Note. In addition to the provisions set out in this Regulation, Division 2 of Part 3 of the Act also provides for the regulation of development and activities in a marine park. Those provisions apply in respect of development or activities that are subject to Part 4 or 5 of the *Environmental Planning and Assessment Act 1979*. The provisions require the objects and permissible uses of a zone to be taken into consideration before any development application for the carrying out of development in a marine park is determined under Part 4 of that Act or any activity under Part 5 of that Act is carried out or approved. They also require consultation with or the concurrence of the relevant Ministers.

[4] Clause 7 Protection of animals, plants and habitat in sanctuary zone

Insert at the end of clause 7 (c):

, or

- (d) clean any fish or fishing gear,

[5] Clause 7

Omit “consent of the Authority”.

Insert instead “consent of the relevant Ministers”.

[6] Clause 8A

Insert after clause 8:

8A Dredging and beach replenishment activities not permitted in sanctuary zone

- (1) A person must not carry out any dredging activity or beach replenishment activity in the sanctuary zone of a marine park.
Maximum penalty: 100 penalty units.
- (2) A person does not commit an offence against this clause if the dredging activity or beach replenishment activity is carried out with the consent of the relevant Ministers.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

- (3) Consent is not to be given to the carrying out of a dredging activity or beach replenishment activity in the sanctuary zone of a marine park unless the relevant Ministers are satisfied that the activity is necessary to prevent a serious risk of injury to a person, damage to property or harm to the environment.
- (4) Subclause (3) does prevent the relevant Ministers from consenting to any dredging activity being carried out as part of an organised research activity.
- (5) In this clause:
beach replenishment activity means the excavation of or extraction of sand or other material for the purpose of replenishing a beach.
dredging activity means any activity that involves the excavation of land submerged (whether permanently or intermittently) by water.

[7] Clause 9 Vessels to be anchored or moored only at designated sites

Omit “designated by the Authority for that purpose”.

Insert instead “(if any) designated by the relevant Ministers for that purpose”.

[8] Clause 9 (2)

Insert at the end of clause 9:

- (2) Despite subclause (1), a person may anchor or moor a vessel in an area or at a mooring that has not been designated by the relevant Ministers for that purpose in an emergency, where the action is necessary to protect life or property.

[9] Clause 11 Protection of animals, plants and habitat in habitat protection zone

Omit “consent of the Authority or in accordance with the zoning plan for the marine park”.

Insert instead “consent of the relevant Ministers”.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

[10] Clause 12 Limited fishing activities in habitat protection zone

Omit clause 12 (2). Insert instead:

- (2) A person must not, while in the habitat protection zone of a marine park:
 - (a) take or attempt to take any fish unless the person is engaging in a permitted fishing activity (as referred to in subclause (1)), or
 - (b) take or attempt to take any fish in contravention of the zoning plan for the marine park.

Maximum penalty: 100 penalty units.

[11] Clauses 12 (3), 16 (3), 20, 24 (1) and 27 (2)

Omit “consent of the Authority” wherever occurring.

Insert instead “consent of the relevant Ministers”.

[12] Clause 12 (3A)

Insert after clause 12 (3):

- (3A) This clause does not apply to aquaculture.

[13] Clause 13

Omit the clause. Insert instead:

13 Aquaculture

- (1) Aquaculture is permissible in the habitat protection zone of a marine park, but only with the consent of the relevant Ministers.
- (2) This clause is subject to the provisions of the zoning plan for a marine park.

Note. The *Fisheries Management Act 1994* regulates the conduct of aquaculture. In particular, it prohibits a person from undertaking aquaculture except under the authority of a permit issued under that Act and in accordance with the conditions of that permit.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

[14] Clause 15 Protection of animals, plants and habitat in general use zone

Omit “consent of the Authority or in accordance with the zoning plan for the marine park”.

Insert instead “consent of the relevant Ministers”.

[15] Clause 17 Aquaculture

Omit “, but only in accordance with the zoning plan for the marine park”.

[16] Clause 18 Objects of special purpose zone

Insert at the end of clause 18 (b):

, or

- (c) such objects as may be set out in the zoning plan for a marine park.

[17] Clauses 18A–18C

Insert after clause 18:

18A Protection of animals, plants and habitat in special purpose zone

A person must not, while in the special purpose zone of a marine park:

- (a) harm, or attempt to harm, any animal (other than fish), or
- (b) harm, or attempt to harm, any plant, or
- (c) damage, take or interfere with, or attempt to damage, take or interfere with, any part of the habitat (including soil, sand, shells or other material occurring naturally within the zone),

except with the consent of the relevant Ministers.

Maximum penalty: 100 penalty units.

18B Limited fishing activities

- (1) A person must not, while in the special purpose zone of a marine park, take or attempt to take any fish in contravention of the zoning plan for the marine park.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

Maximum penalty: 100 penalty units.

- (2) A person does not commit an offence against this clause for anything done with the consent of the relevant Ministers.

18C Aquaculture

Aquaculture is permissible in the special purpose zone of a marine park, but only with the consent of the relevant Ministers.

Note. The *Fisheries Management Act 1994* regulates the conduct of aquaculture. In particular, it prohibits a person from undertaking aquaculture except under the authority of a permit issued under that Act and in accordance with the conditions of that permit.

[18] Clause 19 Possession of animals or plants taken illegally or of equipment used to take animals or plants

Omit “by or under this Regulation” from clause 19 (2).

Insert instead “by law”.

[19] Clause 19 (2A)–(2C)

Insert after clause 19 (2):

- (2A) A person who, while in any part of a marine park, is in possession of any equipment (including fishing gear) that is used, or designed to be used, for the purpose of taking an animal or plant is guilty of an offence if the use by that person of that equipment for taking an animal or plant from that part of the park, at that time, is prohibited by law.

Maximum penalty: 100 penalty units.

- (2B) For the purposes of this clause, a person who is on board a boat is taken to be in possession of any equipment (including fishing gear) found in the boat.

- (2C) It is a defence to a prosecution for an offence under subclause (1) if the person charged satisfies the court that the person could not reasonably have known that the animal or plant had been taken in contravention of a provision of this Regulation.

[20] Clause 19 (3)

Insert “or (2A)” after “subclause (2)”.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

[21] Clause 19 (3) (a)

Omit “written approval of the Authority” from clause 19 (3) (a).
Insert instead “consent of the relevant Ministers”.

[22] Clause 19 (3) (c) and (d)

Insert at the end of clause 19 (3) (b):

, or

- (c) that the person could not reasonably have known that the equipment was on board the boat concerned, or
- (d) that the equipment was in the person’s possession for a lawful purpose.

[23] Clause 20 Protection of marine park moorings, buoys, signs and facilities

Omit “in a marine park” from clause 20 (b).
Insert instead “owned or erected by the Authority in or adjacent to a marine park”.

[24] Clause 20 (2) and (3)

Insert at the end of clause 20 (before the maximum penalty):

- (2) If a mooring in a marine park that is provided by or on behalf of the Authority displays a sign designating a maximum carrying capacity for the mooring, a person must not attach a vessel to that mooring that exceeds that maximum capacity.
- (3) A person must not attach a vessel to another vessel that is attached to a mooring in a marine park that is provided by or on behalf of the Authority.

Note. See also clause 28 (1) (b).

[25] Clause 22 Domesticated animals

Omit “consent of the Authority or in accordance with the zoning plan for the marine park” from clause 22 (1) (a).
Insert instead “consent of the relevant Ministers”.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

[26] Clause 23 Organised research activities

Omit “the consent of the Authority” from clause 23 (1).
Insert instead “the consent of the relevant Ministers”.

[27] Clause 26 Organised sporting, educational and recreational activities

Omit “the consent of the Authority”.
Insert instead “the consent of the relevant Ministers”.

[28] Clauses 27A–27B

Insert after clause 27:

27A Fish feeding

- (1) A person must not feed fish in any part of a marine park, except with the consent of the relevant Ministers.

Maximum penalty: 100 penalty units.

- (2) Consent is not to be given to the following:

- (a) commercial shark feeding in any part of a marine park,
- (b) fish feeding in the sanctuary zone of a marine park.

- (3) A person does not commit an offence against this clause in respect of berleying in the course of fishing activities permitted by or under the Act in the part of the marine park concerned.

27B Cleaning of fish or fishing gear

A person must not clean a fish or any fishing gear in any part of a marine park in contravention of the zoning plan for the marine park.

Maximum penalty: 50 penalty units.

Note. Clause 7 (d) of this Regulation prohibits the cleaning of fish or fishing gear in the sanctuary zone of a marine park without the consent of the relevant Ministers.

[29] Clause 28 Camping or residing in marine park

Omit “consent of the Authority or in accordance with the zoning plan for the marine park” from clause 28 (1).
Insert instead “consent of the relevant Ministers”.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

[30] Clause 34 Penalty notice offices

Omit "Column 3" from clause 34 (b). Insert instead "Column 2".

[31] Clause 35

Omit the clause.

[32] Clauses 37 and 37A

Omit clause 37. Insert instead:

37 Giving of consent by relevant Ministers

- (1) The relevant Ministers are not to give consent to the carrying out of any activity in a marine park that, in the opinion of the relevant Ministers, is inconsistent with the objects of the Act.
- (2) The relevant Ministers are not to give consent to the carrying out of any activity in a zone of a marine park that, in the opinion of the relevant Ministers, is inconsistent with the objects of the zone, except in the case of an emergency.

37A Consent to be given in form of permit

- (1) The consent of the relevant Ministers under this Regulation is to be given in the form of a permit.
- (2) A permit under this clause:
 - (a) is subject to such conditions as are specified in the permit, and
 - (b) remains in force for the period of 1 year or such other period as is specified in the permit, and
 - (c) may be cancelled or suspended by the relevant Ministers at any time by notice given to the permit holder.
- (3) The relevant Ministers may from time to time, by notice given to the permit holder, vary the conditions of a permit under this clause.
- (4) A permit may authorise specified persons or a specified class of persons in addition to the person to whom the permit is granted to do the things authorised by the permit. In any such case, the specified persons, or class of persons, are taken to be holders of the permit for the purposes of this Regulation.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

- (5) The holder of a permit who contravenes any condition of the permit is guilty of an offence.

Maximum penalty: 100 penalty units.

[33] Clauses 38A and 38B

Insert after clause 38:

38A Defences relating to harm to animals, plants or habitat

- (1) It is a defence to a prosecution for an offence under this Regulation relating to the taking of fish in the habitat protection zone, the general use zone or the special purpose zone of the marine park if the person charged satisfies the court that, on becoming aware of the taking of the fish, the person took immediate steps to return the fish to its natural environment with the least possible injury.
- (2) It is a defence to a prosecution for an offence under this Regulation relating to the harm of any animal or plant, or damaging, taking or interfering with any habitat, in a marine park if the person charged satisfies the court that the act or omission constituting the offence was a routine activity in connection with the lawful taking of animals or plants (unless it is an activity of a kind the zoning plan for the marine park concerned declares is not a routine activity for the purposes of this clause).

38B Offences under Fisheries Management Act 1994

A person cannot be convicted of both an offence under this Regulation and an offence under the *Fisheries Management Act 1994* (or the regulations under that Act) in respect of the same act or omission.

[34] Schedule 1 Zoning plans for marine parks

Omit the note in Schedule 1. Insert instead:

Part 1 Solitary Islands Marine Park Zoning Plan

Note. The GPS coordinates used to describe the boundaries of the Solitary Islands Marine Park in Part 2 of Schedule 4 to the Act are in

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

datum AGD 66. The GPS coordinates used to describe the boundaries of the zones of the marine park in this Part are in datum WGS 84, which is the datum more commonly used by marine park users.

Division 1 Preliminary**1 Definitions**

(1) In this Part:

map means a map set out in Division 10.

marine park means the Solitary Islands Marine Park, as described in Part 2 of Schedule 4 to the Act.

Note. Map 1 provides an overview of the zoning plan for the marine park.

net—see subclause (2).

personal watercraft means a power-driven vessel that:

- (a) has a fully enclosed hull, and
- (b) does not retain water taken on if it capsizes, and
- (c) is designed to be operated by a person standing, sitting astride or kneeling on the vessel but not seated within the vessel.

set line has the same meaning as it has in the *Fisheries Management (General) Regulation 1995*.

table means a table set out in Division 9.

trap—see subclause (2).

(2) In this Part, a reference to a net or trap is a reference to that net or trap as described in the *Fisheries Management (General) Regulation 1995*.

Note. The *Fisheries Management (General) Regulation 1995* contains descriptions of the following nets and traps (which are referred to in this Part):

- (a) nets—spanner crab net, scoop net (prawns), landing net, push or scissors net (prawns), hoop or lift net, submersible lift net (bait), purse seine net,
- (b) traps—fish trap, crab trap, bait trap.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

Division 2 Sanctuary Zone

2 Description of sanctuary zone

The sanctuary zone of the marine park is comprised of the following areas:

Sandon River System (Northern Section)

The whole of the tidal waters and tidal lands of Toumbaal Creek, including all its creeks, bays and tributaries upstream of point 2A at 29° 40' 09.08"S, 153° 19' 00.08"E and a line drawn generally east of that point to the eastern bank, to the mean high water mark, as shown on map 2.

The whole of the tidal waters and tidal lands of the Sandon River arm of the Sandon River, including all its creeks, bays and tributaries upstream of point 2B at 29° 41' 08.29"S, 153° 18' 08.52"E and a line drawn generally north east of that point to the eastern bank, being the junction of the Sandon River and Candole Creek, to the mean high water mark, as shown on map 2.

The whole of the tidal waters and tidal lands incorporating the island/mudflat area in the main section of the Sandon River, to the mean high water mark, east of a line drawn between point 2C at 29° 40' 37.69"S, 153° 18' 55.90"E and point 2D at 29° 40' 43.49"S, 153° 18' 52.62"E, then following the western side of the estuarine islands to point 2E at 29° 40' 48.91"S, 153° 18' 46.05"E, then from a line between point 2E and 2F at 29° 40' 56.25"S, 153° 18' 46.64"E, as shown on map 2.

Northern Section

From point 3A at 29° 42' 55.50"S, 153° 18' 55.15"E, approximately 1 kilometre (0.5 nautical miles) seaward of Sandon Beach, due east approximately 6 kilometres (3 nautical miles) to the marine park boundary at point 3B at 29° 42' 55.50"S, 153° 22' 36.19"E, then generally south approximately 5 kilometres (2.6 nautical miles) following the boundary of the marine park to point 3C, in line with Rocky Point, at 29° 45' 39.44"S, 153° 21' 35.32"E then due west approximately 4 kilometres (2.1 nautical miles) to point 3D at 29° 45' 39.44"S,

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1

Amendments

153° 18' 55.15"E approximately 1.7 kilometres (0.9 nautical miles) east of Rocky Point, then due north to point 3A, as described above and shown on map 3.

From the mean high water mark at point 3E on Minnie Water Back Beach (approximately 480m south of the northern tip of the beach) at 29° 47' 09.17"S, 153° 17' 37.06"E, due east approximately 6 kilometres (3 nautical miles) to the boundary of the marine park to point 3F at 29° 47' 09.17"S, 153° 21' 36.14"E, then generally south approximately 2 kilometres (1.2 nautical miles) following the boundary of the marine park to point 3G at 29° 48' 22.95"S, 153° 21' 06.56"E, then due west approximately 6 kilometres (3 nautical miles) to the southern tip of Minnie Water Back Beach at point 3H (29° 48' 22.95"S, 153° 17' 12.65"E), then returning north to point 3E, along the mean high water mark, as shown on map 3.

Wooli Wooli River and Diggers Camp (Northern Section)

The whole of the tidal waters and tidal lands of the northern arm of the Wooli Wooli River and central basin, including all its creeks, bays and tributaries upstream from a line drawn between point 4A at 29° 50' 22.95"S, 153° 13' 58.57"E and point 4B at 29° 50' 26.99"S, 153° 13' 56.09"E, at the forks, to the mean high water mark, as shown on map 4.

Station Creek

The whole of the tidal waters and tidal lands of Station Creek including all its creeks, bays and tributaries upstream from a line drawn between point 5A at 29° 56' 51.86"S, 153° 14' 45.89"E and point 5B at 29° 56' 52.70"S, 153° 14' 47.25"E, approximately 1.2 kilometres upstream of the mouth of the creek, to the mean high water mark, as shown on map 5.

Corindi River System and Pipe Clay Lake

The whole of the tidal waters and tidal lands of the Corindi River (lower reaches), north of the main channel from a line drawn between point 6A on the northern bank of the mouth of the river at 29° 58' 43.81"S, 153° 13' 57.29"E to point 6B at the south eastern point of the main island at 29° 58' 50.25"S, 153° 13' 39.15"E, then following the southern and western part of the island to the northern point at 6C at 29° 58' 38.11"S, 153° 13' 38.45"E, then generally north to the eastern point of the small island at 6D at 29° 58' 30.41"S, 153° 13' 36.01"E,

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

then following the southern bank of the small island to the western side of the small island to point 6E at 29° 58' 29.50"S, 153° 13' 32.70"E, then due west upstream to point 6F on the northern bank of the river at 29° 58' 28.85"S, 153° 13' 29.87"E, then following the northern bank of the river to point 6G at 29° 58' 27.26"S, 153° 13' 16.53"E, then upstream to point 6H on a second small island at 29° 58' 35.06"S, 153° 13' 14.08"E, and continues upstream to point 6I at the junction of the Corindi River and Mullet Creek at 6I at 29° 58' 40.30"S, 153° 13' 16.47"E, and includes the whole of the tidal waters and tidal lands of Saltwater Creek, Mullet Creek and other creeks, bays and tributaries north of the area described above, to the mean high water mark, as shown on map 6.

Central Section

The north western part extends from the mean high water mark at point 7A at 29° 54' 31.36"S, 153° 16' 19.27"E, approximately 1.5 kilometres (0.8 nautical miles) south of Jones Point, due east approximately 1.5 kilometres (0.8 nautical miles) to point 7B at 29° 54' 31.36"S, 153° 17' 13.41"E, then due south approximately 3.6 kilometres (1.9 nautical miles) to point 7C at 29° 56' 26.88"S, 153° 17' 13.41"E, then due west approximately 2 kilometres (1 nautical mile) to point 7D at 29° 56' 26.88"S, 153° 16' 01.14"E (500 metres east of Pebbly Beach northern headland) then generally north for 1 kilometre (0.5 nautical miles) at 500 metres from the mean high water mark to point 7E at 29° 55' 52.15"S, 153° 15' 57.90"E, then due west 500 metres to point 7F at 29° 55' 52.15"S, 153° 15' 39.25"E at the mean high water mark at the southern tip of Freshwater Beach, then due north along the mean high water mark to point 7A described above, as shown on map 7.

The south eastern part extends from point 7C at 29° 56' 26.88"S, 153° 17' 13.41"E, approximately 2.5 kilometres (1.3 nautical miles) due east of Pebbly Beach northern headland, and extends due east approximately 2.7 kilometres (1.4 nautical miles) to point 7G at 29° 56' 26.88"S, 153° 19' 01.99"E, then due south approximately 3.5 kilometres (1.9 nautical miles) to point 7H at 29° 58' 23.07"S, 153° 19' 01.99"E, then due west approximately 2.7 kilometres (1.4 nautical miles), in line with the northern tip of North Rock, to point 7I at 29° 58' 23.07"S,

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1

Amendments

153° 17' 13.41"E, then due north approximately 3.5 kilometres (1.9 nautical miles) to point 7C, as described above, as shown on map 7.

Jones Beach and Jones Point

From the mean high water mark at the eastern tip of the southern breakwall, generally south to point 7J at 29° 53' 24.16"S, 153° 16' 19.50"E, approximately 200 metres from the mean high water mark, then at 200 metres from the mean high water mark along Jones Beach and Jones Point to point 7K on the southern side of Jones Point at 29° 53' 38.09"S, 153° 16' 27.46"E, at a bearing of 107°, as shown on map 7.

Flat Top Point

From point 8E, at 30° 07' 39.67"S, 153° 12' 21.40"E then following Flat Top Point from the mean high water mark to 200 metres around Flat Top Point to point 8F at 30° 07' 57.37"S, 153° 12' 21.40"E, then returning due north to point 8E, as shown on map 8.

Southern Section

From the mean high water mark at the eastern tip of Bare Bluff at point 9A, at 30° 09' 23.28"S, 153° 12' 24.16"E, then generally east approximately 1.3 kilometres (0.7 nautical miles) in a line of sight with the northern most point of South West Solitary Island to point 9B at 500 metres from the mean high water mark of South West Solitary Island at 30° 09' 29.78"S, 153° 13' 12.62"E, and encompasses South West Solitary Island from the mean high water mark to 500 metres, then due south from point 9C at 30° 09' 58.66"S, 153° 13' 43.56"E, in line with the eastern most point of South West Solitary Island, approximately 5.3 kilometres (2.8 nautical miles) to point 9D at 30° 12' 51.62"S, 153° 13' 43.56"E, then due west approximately 5.6 kilometres (3 nautical miles), in line with Green Bluff to point 9E at 30° 12' 51.61"S, 153° 10' 12.47"E, at approximately 500 metres from the mean high water mark, then follows the mean high water mark at approximately 500 metres north around Green Bluff to point 9F at 30° 12' 24.32"S, 153° 09' 52.84"E, then extends generally north following the mean high water mark at 200 metres along

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

Moonee Beach to point 9G at 30° 11' 53.57"S, 153° 10' 08.68"E, then due west to point 9H at 30° 11' 53.57"S, 153° 10' 01.20"E, at the mean high water mark, approximately 1.5 kilometres north of the northern side of Moonee Creek.

The sanctuary zone then extends from point 9H at 30° 11' 53.57"S, 153° 10' 01.20"E, generally north approximately 2.5 kilometres along the mean high water mark on Moonee Beach to point 9I at 30° 10' 48.96"S, 153° 10' 53.98"E, approximately 500 metres south of the northern tip of Moonee Beach, then follows Look at Me Now Headland at approximately 500 metres from the mean high water mark north to point 9J at 30° 10' 19.77"S, 153° 11' 38.96"E, at 200 metres from the mean high water mark at Dammerels Headland, then follows the shoreline north at 200 metres from the mean high water mark to point 9K at 30° 09' 53.33"S, 153° 11' 48.13"E at 200 metres from the mean high water mark at the northern tip of Fiddamans Beach, then due west to the northern tip of Fiddamans Beach to point 9L at the mean high water mark at 30° 09' 53.33"S, 153° 11' 41.56"E, then follows the mean high water mark north along Diggers Point, Back Sandy Beach and southern side of Bare Bluff to return to point 9A, as shown on map 9.

North Solitary Island

From the mean high water mark at point 11A at 29° 55' 23.45"S, 153° 23' 20.51"E, on the eastern side of Anemone Bay, due north approximately 50 metres to point 11B at 29° 55' 21.82"S, 153° 23' 20.51"E, then due west approximately 500 metres to point 11C at 29° 55' 21.82"S, 153° 22' 59.64"E, then in a direct line south east approximately 1.3 kilometres to point 11D at 29° 55' 58.70"S, 153° 23' 23.44"E, then due east approximately 200 metres to the most south westerly point of North Solitary Island at point 11E at 29° 55' 58.70"S, 153° 23' 31.76"E, then returning along the mean high water mark on the western side of the island to point 11A, as shown on map 11.

North West Rock

From the mean high water mark to 100 metres seaward around North West Rock, as shown on map 11.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1

Amendments

North West Solitary Island

From the mean high water mark at point 12A at 30° 00' 58.05"S, 153° 16' 17.76"E, on the most northerly point of North West Solitary Island, generally north west approximately 500 metres to point 12B at 30° 00' 45.48"S, 153° 16' 05.59"E, then in a direct line generally south approximately 1 kilometre to point 12C at 30° 01' 19.37"S, 153° 16' 02.90"E, and then generally north east approximately 370 metres to the mean high water mark at the southern end of North West Solitary Island at point 12D at 30° 01' 10.29"S, 153° 16' 14.88"E, and returning along the mean high water mark on the western side of the island to point 12A, as shown on map 12.

South West Solitary Island (Groper Islet)

From the mean high water mark to 500 metres seaward around South West Solitary Island (Groper Islet), as shown on map 13.

South Solitary Island

From the mean high water mark at point 14A at 30° 12' 26.71"S, 153° 15' 59.59"E, on the most south westerly point of the main island, due west approximately 200 metres to point 14B at 30° 12' 26.71"S, 153° 15' 52.11"E, then in a direct line generally north west 500 metres to point 14C at 30° 12' 13.13"S, 153° 15' 48.81"E, 200 metres from the most south westerly point of "Birdie", then due east to point 14D at 30° 12' 13.13"S, 153° 15' 52.55"E, 100 metres from the mean high water mark at "Birdie", then follows "Birdie" at 100 metres from the mean high water mark, around "Birdie" to point 14E at 30° 12' 15.61"S, 153° 16' 02.60"E, and returning along the mean high water mark on the northern and western sides of the island to point 14A, as shown on map 14.

Split Solitary Island

From the mean high water mark at point 15A at 30° 14' 23.71"S, 153° 10' 47.76"E, to 200 metres seaward to point 15B at 30° 14' 18.07"S, 153° 10' 43.81"E, then follows Split Solitary Island at 200 metres from the mean high water mark south west of the split through the island to point 15C at 30° 14' 33.61"S, 153° 10' 55.43"E, at 200 metres seaward of the mean high water mark, then to point 15D at the mean high

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

water mark at 30° 14' 28.11"S, 153° 10' 51.45"E, and returning along the mean high water mark on the southern and western sides of the island to point 15A, as shown on maps 10 and 15.

3 Fish cleaning

- (1) A person must not clean any fish or any fishing gear while in the sanctuary zone of the marine park except at a fish cleaning facility (if any) designated by the relevant Ministers for that purpose.
- (2) This clause does not prohibit the cleaning of fish or fishing gear while on a vessel with the consent of the relevant Ministers.

Division 3 Habitat protection zone**4 Description of habitat protection zone**

The habitat protection zone of the marine park is comprised of the following area:

From the mean high water mark at the most easterly point of Plover Island at point 1A at 29° 40' 17.70"S, 153° 19' 50.71"E, due east approximately 6 kilometres (3 nautical miles) to the marine park boundary at point 1B at 29° 40' 17.70"S, 153° 23' 28.61"E, then generally south along the marine park boundary to point 1C at 29° 48' 55.76"S, 153° 21' 07.72"E, generally in line with Diggers Camp Rock Platform, then due west to point 1D at 29° 48' 55.76"S, 153° 18' 54.42"E, then due south to point 1E at 29° 53' 18.28"S, 153° 18' 54.42"E, then due east to point 1F at 29° 53' 18.28"S, 153° 23' 55.84"E, then due south to point 1G at 29° 56' 26.88"S, 153° 23' 55.84"E, then due west to point 1H at 29° 56' 26.88"S, 153° 20' 02.11"E, then in a north westerly direction, following the boundary of the marine park to point 1I at 29° 56' 10.51"S, 153° 19' 57.37"E, then in a south westerly direction to point 1J at 29° 56' 26.88"S, 153° 19' 50.47"E, then due west to point 1K at 29° 56' 26.88"S, 153° 19' 01.99"E, then due south to point 1L at 30° 01' 49.87"S, 153° 19' 01.99"E, then due west to point 1M at 30° 01' 49.87"S, 153° 14' 36.70"E, then due south to point 1N at 30° 09'

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

22.29"S, 153° 14' 36.70"E, then due east to point 1O at 30° 09' 22.29"S, 153° 15' 37.60"E, then south east to point 1P at 30° 10' 17.42"S, 153° 16' 37.99"E, then due south to point 1Q at 30° 13' 34.74"S, 153° 16' 37.99"E, then south west to point 1R at 30° 14' 27.51"S, 153° 15' 37.60"E, then due west to point 1S at 30° 14' 27.51"S, 153° 11' 37.16"E, then due south to point 1T at 30° 18' 18.29"S, 153° 11' 37.16"E, at the southern boundary of the marine park, then due west to point 1U at 30° 18' 18.29"S, 153° 09' 16.29"E, at the mean high water mark at the eastern point of Muttonbird Island, then along the coast at the mean high water mark to point 1A, described above, including all rivers, estuaries, bays and lagoons and inlets upstream to their tidal limits and tidal lands, except those waters and tidal lands zoned as either sanctuary zone (as specified in Division 2) or special purpose zone (as specified in Division 5), as shown on map 16.

5 Taking of certain plants permitted

- (1) A person may take living plants of a species listed in table A in the habitat protection zone of the marine park.
- (2) A person may take seaweed from a beach in the habitat protection zone of the marine park.
- (3) This clause does not apply in respect of:
 - (a) Diggers Camp Rock Platform, between point 4C at 29° 48' 56.30"S, 153° 17' 25.64"E and point 4D at 29° 49' 07.78"S, 153° 17' 28.38"E, as shown on map 4, and
 - (b) Moonee Beach.
- (4) This clause applies despite clause 11 (Protection of animals, plants and habitat in habitat protection zone) of this Regulation.

Note. Clause 11 of this Regulation makes it an offence to harm a plant or damage, take or interfere with any part of the habitat in a habitat protection zone except with the consent of the relevant Ministers.

6 Permitted fishing activities

Note. Clause 12 (1) of this Regulation makes it an offence to take or attempt to take fish in a habitat protection zone unless the person is engaging in a permitted fishing activity referred to in that subclause. A permitted fishing activity includes the taking of fish by a method that is permitted by the zoning plan for a marine park.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

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- (1) Clause 12 (1) of this Regulation (relating to permitted fishing activities) applies to the habitat protection zone of the marine park subject to the provisions of this Part. Accordingly, that subclause is not to be construed as authorising any fishing activity that would contravene a provision of this Part.

Note. For example, clause 7 of this Part lists the species of fish that may be taken in the habitat protection zone, and Division 6 sets out general restrictions on fishing in the marine park that extend to the habitat protection zone.

- (2) For the purposes of clause 12 (1) (e) of this Regulation, the following fishing activities are permitted in the habitat protection zone of the marine park (in addition to those set out in clause 12 (1)):

- (a) the taking of fish by use of a submersible lift net (bait), but only if the fish are taken for use as bait by the fisher (and not for the purposes of sale),
- (b) the taking of fish by use of a bait trap, but only if the fish are taken for use as bait by the fisher (and not for the purposes of sale),
- (c) the taking of fish of a kind that may lawfully be taken in the habitat protection zone by the method known as beach hauling, but only at the following beaches:
 - (i) Arrawarra Beach,
 - (ii) Park Beach,
 - (iii) Sandy Beach,
 - (iv) Station Creek Beach (south of the access track to Station Creek Beach from Station Creek Road, approximately 1.8km from the southern end of the beach),
 - (v) Woolgoolga Front Beach,

Note. See also clause 23 of this Part.

- (d) the taking of any fish of a kind that may lawfully be taken in the habitat protection zone by use of one of the following nets, if the use of the net to take that fish is lawful under the *Fisheries Management Act 1994*:
 - (i) push or scissors net (prawns),
 - (ii) hoop or lift net,
 - (iii) spanner crab net,

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

- (e) the taking of any fish of a kind that may lawfully be taken in the habitat protection zone by use of a trap, if use of the trap to take that fish is lawful under the *Fisheries Management Act 1994*.

Note. Table B lists the kinds of fish that may lawfully be taken in a habitat protection zone.

- (3) Subclause (2) is also subject to the other provisions of this Part. Accordingly, that subclause is not to be construed as authorising any fishing activity that would contravene another provision of this Part.

7 Species protection

- (1) A person must not take or attempt to take any fish in the habitat protection zone of the marine park except:
- (a) fish of a species listed in table B, or
 - (b) fish taken for use as bait by any method that is otherwise permitted under this Regulation.
- (2) Nothing in this clause permits a person to take or attempt to take a fish of a species:
- (a) the taking of which is prohibited under the *Fisheries Management Act 1994*, or
 - (b) listed in table C.
- (3) This clause does not apply in respect of:
- (a) Diggers Camp Rock Platform, between point 4C at 29° 48' 56.30"S, 153° 17' 25.64"E and point 4D at 29° 49' 07.78"S, 153° 17' 28.38"E, as shown on map 4, and
 - (b) Moonee Beach.

8 Species protection—Diggers Camp and Moonee Beach

- (1) A person must not take or attempt to take any fish in the area to which this clause applies except fish of the following species:
- (a) finfish (Class Osteichthyes)—all species,
 - (b) sharks and rays (Class Chondrichthyes)—all species,
 - (c) eastern rock lobster (*Jasus verreauxi*),
 - (d) slipper lobster (*Scyllarus spp.*),

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

- (e) painted rock lobster (*Panulirus spp.*).
- (2) This clause applies to the following area:
 - (a) Diggers Camp Rock Platform, between point 4C at 29° 48' 56.30"S, 153° 17' 25.64"E and point 4D at 29° 49' 07.78"S, 153° 17' 28.38"E, as shown on map 4, and
 - (b) Moonee Beach.
- (3) Nothing in this clause permits a person to take or attempt to take a fish of a species:
 - (a) the taking of which is prohibited under the *Fisheries Management Act 1994*, or
 - (b) listed in table C.

9 Fish trapping prohibited in certain areas

A person must not, while in the following parts of the habitat protection zone of the marine park, take or attempt to take fish by use of a fish trap:

- (a) the area bound by the coordinates 29° 41' 37.83"S, 153° 20' 28.18"E and 29° 41' 37.83"S, 153° 22' 09.37"E and 29° 42' 55.50"S, 153° 22' 09.37"E and 29° 42' 55.50"S, 153° 20' 28.18"E, being the area that encompasses Sandon Shoals, as shown on map 1,
- (b) the area bound by the coordinates 29° 59' 54.30"S, 153° 14' 48.71"E and 29° 59' 54.30"S, 153° 16' 37.18"E and 30° 01' 29.44"S, 153° 16' 37.18"E and 30° 01' 29.44"S, 153° 14' 48.71"E, being the area that encompasses Chopper Rock, Surgeons Reef and North West Solitary Island, as shown on map 1,
- (c) within 500 metres of the mean high water mark of North Solitary Island, North West Rock, North West Solitary Island, South West Solitary Island, South Solitary Island or Split Solitary Island.

10 Crab trapping prohibited in Wooli Wooli River crab protection area

- (1) A person must not, while in the Wooli Wooli River crab protection area, take or attempt to take crabs by use of a trap.
- (2) In this clause:

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

Wooli Wooli River crab protection area means that part of the habitat protection zone starting from one kilometre downstream of “the forks”, from point 4E at 29° 50’ 24.24”S, 153° 14’ 36.40”E, then upstream to include the entire upper reaches of the Wooli Wooli River to the tidal limit, as shown on map 4.

11 Fish cleaning at Minnie Water Lagoon

- (1) A person must not clean any fish or any fishing gear while in Minnie Water Lagoon except at a fish cleaning facility (if any) designated by the relevant Ministers for that purpose.
- (2) This clause does not prohibit:
 - (a) the cleaning of fish while on a vessel if the fish (including any parts that are removed or discarded) are retained on the vessel, or
 - (b) the cleaning of fishing gear while on a vessel.
- (3) In this clause:

Minnie Water Lagoon means the tidal waters and tidal lands between 29° 46’ 20.61”S, 153° 17’ 55.57”E and 29° 46’ 37.36”S, 153° 18’ 07.60”E, extending seawards to include the exposed rocky reef.

12 Aquaculture

Despite clause 13 (Aquaculture) of this Regulation, aquaculture is not permissible in the habitat protection zone of the marine park.

Division 4 General Use Zone**13 Description of general use zone**

The general use zone of the marine park is comprised of all parts of the marine park that are not included in the sanctuary zone, the habitat protection zone or the special purpose zone.

14 Taking of seaweed permitted

- (1) A person may take seaweed from a beach (if any) in the general use zone of the marine park.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

- (2) This clause applies despite clause 15 ((Protection of animals, plants and habitat in general use zone) of this Regulation.

Note. Clause 15 of this Regulation makes it an offence to harm a plant or damage, take or interfere with any part of the habitat in the general use zone except with the consent of the relevant Ministers.

15 Fishing permitted

- (1) A person may take fish in the general use zone of the marine park if the taking of the fish, and the method used to take the fish, is lawful under the *Fisheries Management Act 1994*.
- (2) This clause is subject to the other provisions of this Part. Accordingly, this clause is not to be construed as authorising any fishing activity that would contravene another provision of this Part.

Note. Division 6 sets out some general restrictions on fishing in the marine park. Those provisions apply to the general use zone.

Division 5 Special purpose zone**16 Description of special purpose zones**

The special purpose zones of the marine park are comprised of the following areas:

Special purpose zone 1 (Sandon River Oyster Aquaculture)

Special purpose zone 1 (Sandon River Oyster Aquaculture) is comprised of all oyster leases located in the Sandon River as identified in the NSW Fisheries aquaculture database at the commencement of this Part, as shown on map 2.

Special purpose zone 2 (Wooli Wooli River Oyster Aquaculture)

Special purpose zone 2 (Wooli Wooli River Oyster Aquaculture) is comprised of all oyster leases located in the Wooli Wooli River as identified in the NSW Fisheries aquaculture database at the commencement of this Part, as shown on map 4.

Special purpose zone 3 (Pipe Clay Lake Habitat Rehabilitation)

Special purpose zone 3 (Pipe Clay Lake Habitat Rehabilitation) comprises the whole of the tidal waters from the mouth of Pipe Clay Lake, upstream, including all of its creeks, bays and tributaries, as shown on map 6.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

Special purpose zone 4 (Arrawarra Headland)

Special purpose zone 4 (Arrawarra Headland) is comprised of the area from the mean high water mark at the northern side of Arrawarra Headland at point 8A at 30° 03' 34.14"S, 153° 12' 06.66"E, seaward to point 8B at 30° 03' 29.03"S, 153° 12' 02.05"E, approximately 200 metres from the mean high water mark, then follows Arrawarra Headland at 200 metres from the mean high water to point 8C at 30° 03' 40.30"S, 153° 12' 14.85"E on the southern side of Arrawarra Headland, then to point 8D at the mean high water mark at Arrawarra Headland at 30° 03' 34.38"S, 153° 12' 11.81"E, as shown on map 8.

17 Zone objects

- (1) The object of special purpose zone 1 (Sandon River Oyster Aquaculture) and special purpose zone 2 (Wooli Wooli River Oyster Aquaculture) is to provide for the management of aquaculture.
- (2) The object of special purpose zone 3 (Pipe Clay Lake Habitat Rehabilitation) is to provide for rehabilitation, traditional use and research.
- (3) The object of special purpose zone 4 (Arrawarra Headland) is to provide for traditional use and research.

18 Fishing in special purpose zones 1 and 2

A person must not, while in special purpose zone 1 (Sandon River Oyster Aquaculture) or special purpose zone 2 (Wooli Wooli River Oyster Aquaculture):

- (a) take or attempt to take any fish by any method that cannot lawfully be used to take fish in the habitat protection zone of the marine park, or
- (b) take or attempt to take any fish that cannot lawfully be taken in the habitat protection zone of the marine park.

Note. For the relevant restrictions, see clause 12 of this Regulation, clauses 6 and 7 of this Part and table B.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

19 Fishing in special purpose zones 3 and 4

A person must not, while in special purpose zone 3 (Pipe Clay Lake Habitat Rehabilitation) or special purpose zone 4 (Ararawarra Headland), take or attempt to take any fish except with the consent of the relevant Ministers.

20 Aquaculture

Despite clause 18C (Aquaculture) of this Regulation, aquaculture is not permissible in special purpose zone 3 (Pipe Clay Lake Habitat Rehabilitation) or special purpose zone 4 (Ararawarra Headland).

Division 6 General prohibitions—fishing**21 Species protection (whole park)**

A person must not, while in any part of the marine park, harm or attempt to harm any fish of a species:

- (a) the harming of which is prohibited under the *Fisheries Management Act 1994*, or
- (b) listed in table C.

Note. Fish protected under the *Fisheries Management Act 1994* include grey nurse shark (*Charcharius taurus*), great white shark (*Carcharodon carcharias*), black cod (*Epinephelus daemeli*), eastern blue devil fish (*Paraplesiops bleekeri*), elegant wrasse (*Anampses elegans*), estuary cod (*Epinephelus coioides*) and giant Queensland groper (*Epinephelus lanceolatus*).

22 Setlining, purse seine netting and drift-lining

A person must not, while in any part of the marine park, take or attempt to take fish, as follows:

- (a) by use of a set line,
- (b) by use of a purse seine net,
- (c) by use of a drift line.

23 Beach hauling prohibited at certain times

- (1) A person must not, while in any part of the marine park, take or attempt to take fish by the method known as beach hauling:
 - (a) at night, or

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

(b) on a Saturday, Sunday or public holiday.

(2) Despite subclause (1), a shot may be held on a Sunday night, but the net must not be cast during the night.

(3) In this clause:

night means the period between sunset and sunrise.

24 Fish trapping

A commercial fisher must not set more than 10 fish traps within the boundaries of the marine park at any one time.

25 Spearfishing not permitted in estuaries

(1) A person must not take or attempt to take fish from an estuary in the marine park by use of a spear or spear gun.

(2) In this clause:

estuary means the waters of any lake, river, creek or lagoon that are ordinarily subject to tidal influence.

26 Wire traces not permitted near South Solitary Island and North Solitary Island

(1) A person must not, while in any part of the marine park that is within 500 metres of the mean high water mark of South Solitary Island or North Solitary Island, take or attempt to take fish, while demersal fishing, using any fishing gear that has attached to it a wire trace.

(2) This clause does not apply in respect of the use of a wire trace for trolling purposes from a vessel that is underway.

Note. The purpose of this clause is to protect the grey nurse shark. The use of a wire trace makes it easier to catch and land sharks, and difficult to release them without injury.

27 Taking fish for aquarium collection prohibited

(1) A person must not, while in any part of the marine park, take or attempt to take any fish for aquarium collection purposes.

(2) A person does not commit an offence in respect of a contravention of subclause (1) if:

(a) the fish the subject of the charge were taken while in the habitat protection zone or general use zone, and

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

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- (b) the activity was not carried out for a commercial purpose, and
 - (c) the activity was carried out with the consent of the relevant Ministers.

Division 7 Domesticated animals**28 Areas in which domesticated animals prohibited**

- (1) A person may bring a domesticated animal into the marine park, except as provided by subclause (2).
- (2) A person must not bring a domesticated animal into the following areas:
 - (a) Sandon Beach,
 - (b) Minnie Water Back Beach,
 - (c) North Wooli Beach (adjacent to Yuraygir National Park),
 - (d) Jones Beach,
 - (e) Freshwater Beach,
 - (f) Pebbly Beach,
 - (g) Station Creek Beach,
 - (h) Woolgoolga Beach—south of Woolgoolga Lake,
 - (i) Sandy Beach,
 - (j) Back Sandy Beach (Fiddamans Beach),
 - (k) Emerald Beach—south of Fiddamans Creek,
 - (l) Shelly Beach (Serenity Beach),
 - (m) Diggers Beach,
 - (n) Park Beach—north of Coffs Creek.
- (3) Despite subclause (2), a person may bring a domesticated animal into any part of the marine park:
 - (a) if the animal is an assistance animal (within the meaning of the *Companion Animals Act 1998*) being used by a person with a disability (within the meaning of the *Disability Discrimination Act 1992* of the Commonwealth), or

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

- (b) if the animal remains confined to a vessel, or
 - (c) with the consent of the relevant Ministers.
- (4) This clause applies despite clause 22 (Domesticated animals) of this Regulation.

Note. Clause 22 of this Regulation makes it an offence to bring a domesticated animal into a marine park except with the consent of the relevant Ministers.

- (5) This clause is subject to the following:
- (a) the provisions of the *Companion Animals Act 1998*,
 - (b) any notice relating to the use of animals erected by a council under section 632 of the *Local Government Act 1993*.

Note. Sections 14 and 30 of the *Companion Animals Act 1998* prohibit cats and dogs in certain public places.

Note. Section 632 of the *Local Government Act 1993* gives a council power to prohibit the bringing of domestic animals into public areas. The council is required to erect notices in the area concerned indicating that domestic animals are prohibited in the area.

Division 8 Use of vessels and vehicles

29 Use of personal watercraft in estuaries prohibited

- (1) A person must not use a motorised vessel that is a personal watercraft in any estuary in the marine park.
- (2) Despite subclause (1), a person may use a personal watercraft in an estuary if the use is solely for the purpose of travelling, at a speed not exceeding 4 knots, between the ocean and the lowest boat ramp on the Sandon River, Wooli Wooli River or Corindi River.
- (3) For the purposes of this clause, a boat ramp is the lowest boat ramp on a river if it is the farthest downstream of all boat ramps on the river.

Note. Clause 27 of this Regulation makes it an offence to use any motorised vessel in a marine park in contravention of the zoning plan for the marine park.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

30 Areas in which use of vehicles prohibited

- (1) A person must not use a motorised vehicle on any of the following beaches in such a manner as to exceed a speed of 25 kilometres per hour, when within 100 metres of pedestrians, or 50 kilometres per hour at other times:
 - (a) Sandon Beach
 - (b) Minnie Water Beach,
 - (c) Wooli Beach,
 - (d) Station Creek Beach,
 - (e) Woolgoolga Back Beach,
 - (f) Hearn's Lake Beach,
 - (g) Charlesworth Bay.
- (2) A person must not use a motorised vehicle on the following beaches, except for the purpose of launching a boat:
 - (a) Diggers Camp Beach,
 - (b) Pebbly Beach (within 200 metres from Station Creek Headland),
 - (c) Arrawarra Beach,
 - (d) Woolgoolga Beach,
 - (e) Sandy Beach,
 - (f) Emerald Beach.
- (3) This clause does not apply in respect of an authorised vehicle, a police vehicle or an emergency vehicle.
- (4) This clause is subject to any notice relating to the use of vehicles erected by:
 - (a) a park authority under clause 4 of the *National Parks and Wildlife (Land Management) Regulation 1995*, or
 - (b) a council under section 632 of the *Local Government Act 1993*.

Note. Section 632 of the *Local Government Act 1993* gives a council power to prohibit the use of vehicles in public places. The council is required to erect notices in the area concerned indicating that the use of vehicles in the area is prohibited.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

(5) In this clause:

authorised vehicle means a vehicle being used by an officer, employee or other authorised person acting on behalf of any of the following:

- (a) the Authority,
- (b) the National Parks and Wildlife Service,
- (c) NSW Fisheries,
- (d) Pristine Waters Council,
- (e) Coffs Harbour City Council,
- (f) any other government agency,
- (g) a surf life saving club.

emergency vehicle has the meaning given by the *Road Transport (Vehicle Registration) Regulation 1998*.

police vehicle has the meaning given by the *Road Transport (Vehicle Registration) Regulation 1998*.

Note. Clause 27 of this Regulation makes it an offence to use any motorised vehicle in a marine park in contravention of the zoning plan for the marine park.

Division 9 Tables

Table A—Plants that may be taken in habitat protection zone

Common name	Class/Family	Species
Sea lettuce		<i>Ulva lactuca</i>
Bait weed		<i>Enteromorpha intestinalis</i>

Table B—Fish that may be taken in habitat protection zone

Common name	Class/Family	Species
Finfish	Class Osteichthyes	All species

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

Sharks and rays	Class Chondrichthyes	All species
Eastern rock lobster		<i>Jasus verreauxi</i>
Slipper lobster		<i>Scyllarus</i> spp.
Painted rock lobster		<i>Panulirus</i> spp.
Prawns	Family Penaeidae	All species
Squid	Family Sepiidae	All species
Pipis	Family Donacidae	All species
Beach worms	Family Onuphidae	All species
Eels	Family Anguillidae	All species
Mangrove worms		<i>Teredo</i> spp.
Mud crabs		<i>Scylla serrata</i>
Blue swimmer crabs		<i>Portunus pelagicus</i>
Spanner crabs		<i>Ranina ranina</i>
Marine yabbies (nippers)		<i>Callinassa</i> spp.
Oysters		<i>Saccostrea</i> spp. and <i>Crassostrea</i> spp.
Turban shell (<i>Googoombull</i>)	Family Turbinadae	<i>Turbo</i> spp.
Abalone		<i>Haliotis rubra</i>
Periwinkles		<i>Austrocochlea</i> spp.

Table C—Protected fish

Common name	Class/Family/ Order	Species
Corals	Class Anthozoa	

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1

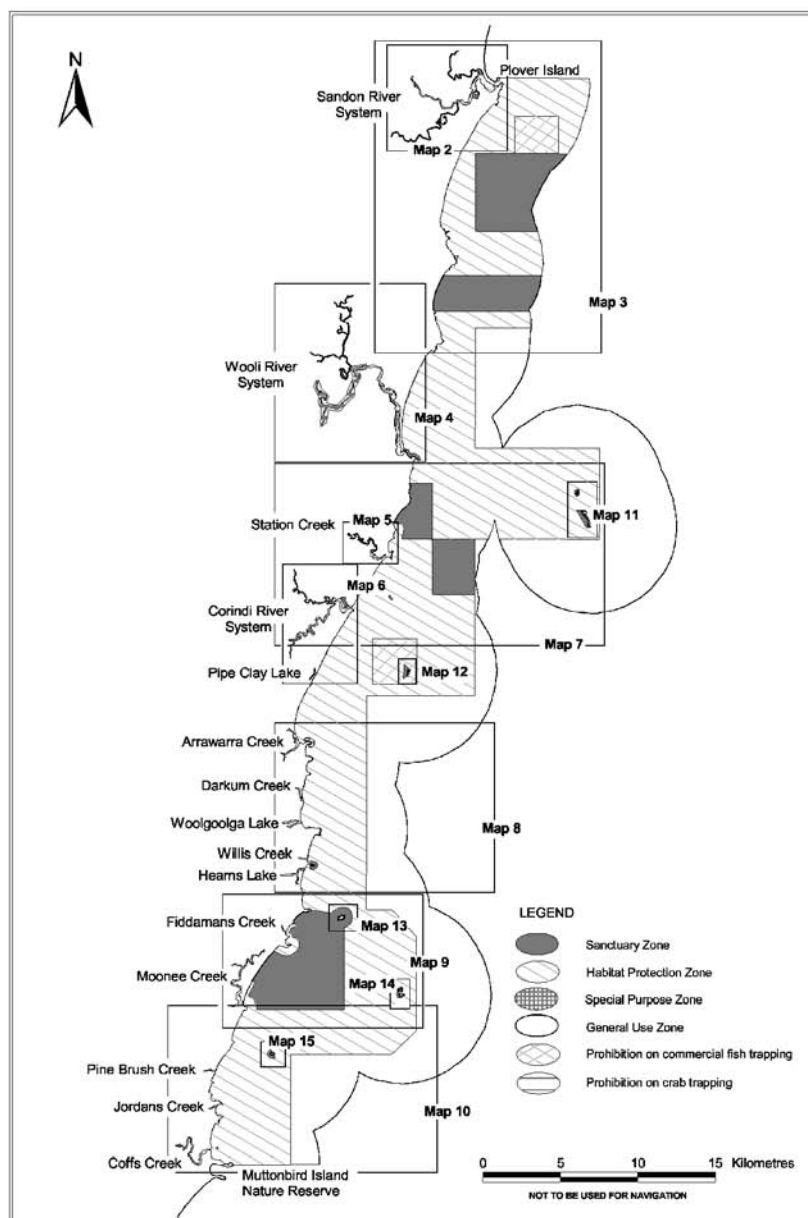
Amendments

Soft corals and gorgonians	Subclass Octocorallia	
Hard corals	Order Scleractinia	
Black corals	Order Antipatharia	
Sea anemones	Order Actinaria	
Zoanthids	Order Zoanthidea	
Corallimorphs	Order Corallimorpharia	
All pipefishes and seahorses	Family Syngnathidae	
Giant clam	Family Tridacnidae	
Broad-banded anemone fish		<i>Amphiprion latezonatus</i>

Marine Parks Amendment (Solitary Islands) Regulation 2002

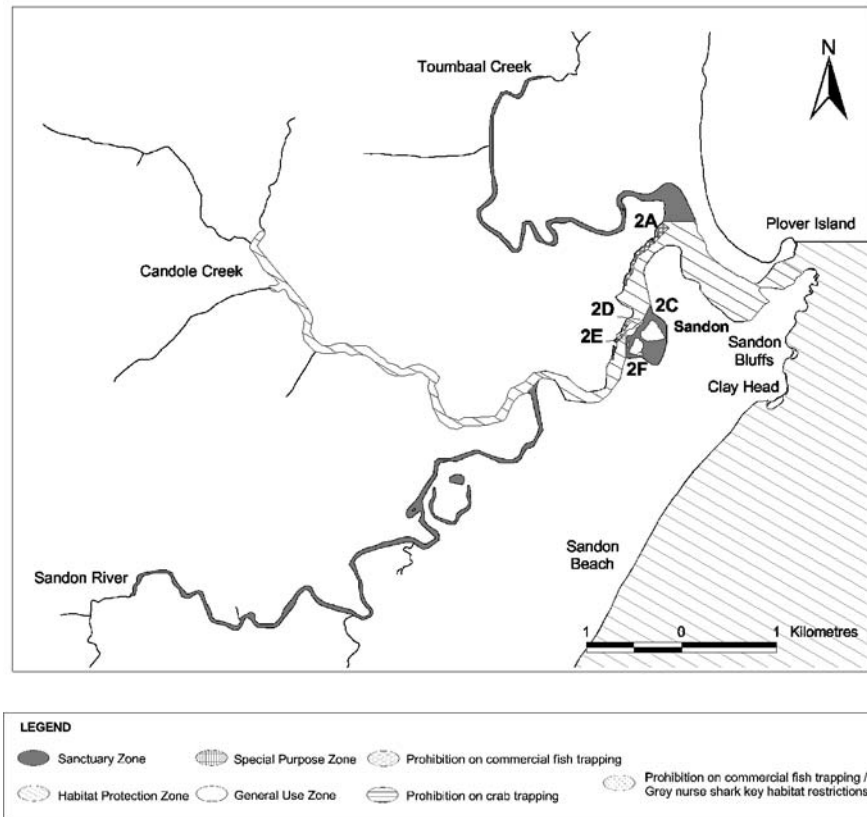
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Schedule 1

Division 10 Maps**Map 1: Solitary Islands Marine Park (Overview)**

Marine Parks Amendment (Solitary Islands) Regulation 2002

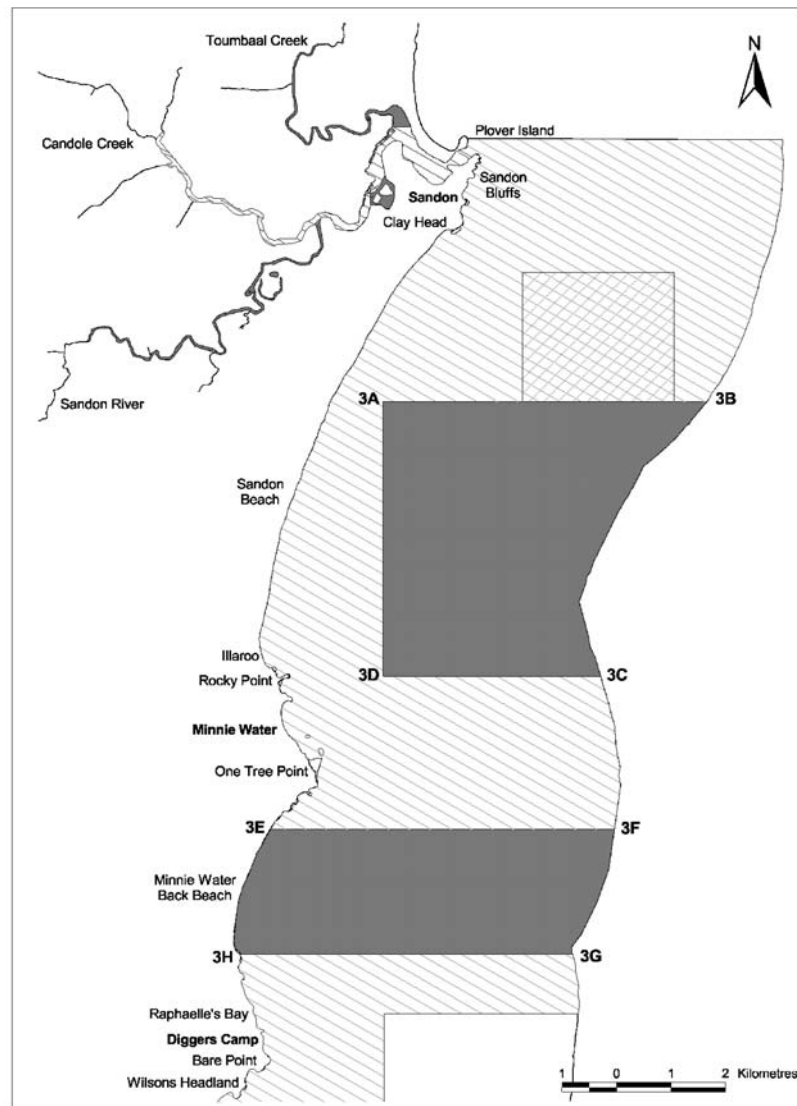
Schedule 1 Amendments

Map 2: Sandon River System (Northern Section)

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

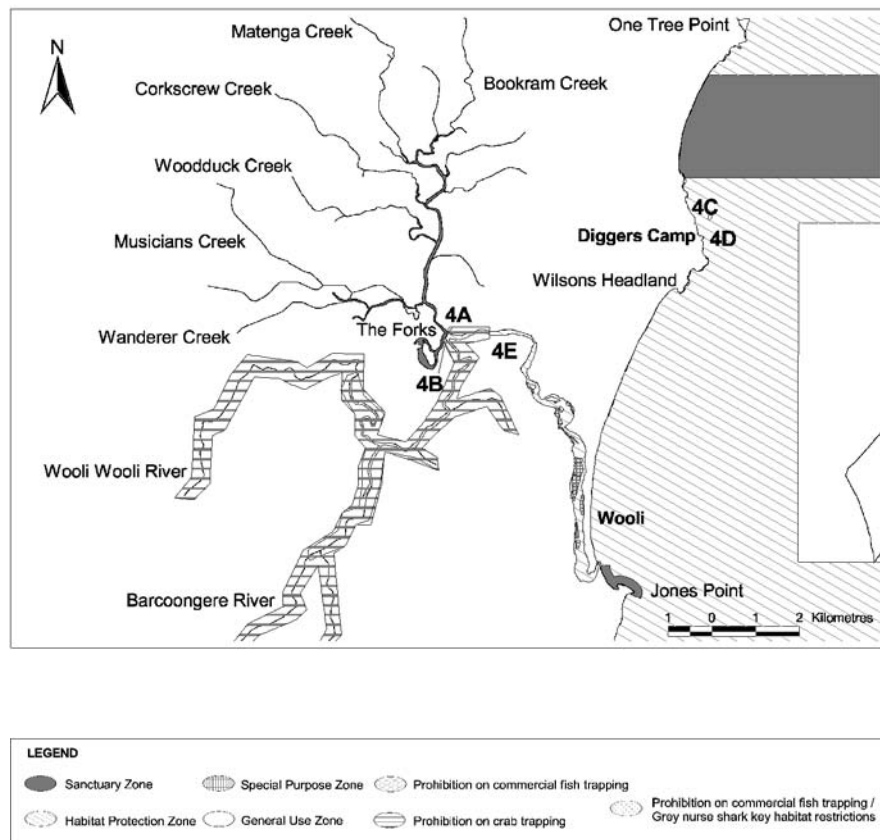
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Map 3: Northern Section**LEGEND**

- | | | | |
|-------------------------|----------------------|---|---|
| Sanctuary Zone | Special Purpose Zone | Prohibition on commercial fish trapping | Prohibition on commercial fish trapping / Grey nurse shark key habitat restrictions |
| Habitat Protection Zone | General Use Zone | Prohibition on crab trapping | |

Marine Parks Amendment (Solitary Islands) Regulation 2002

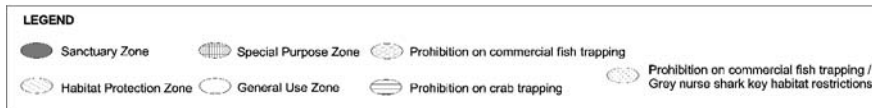
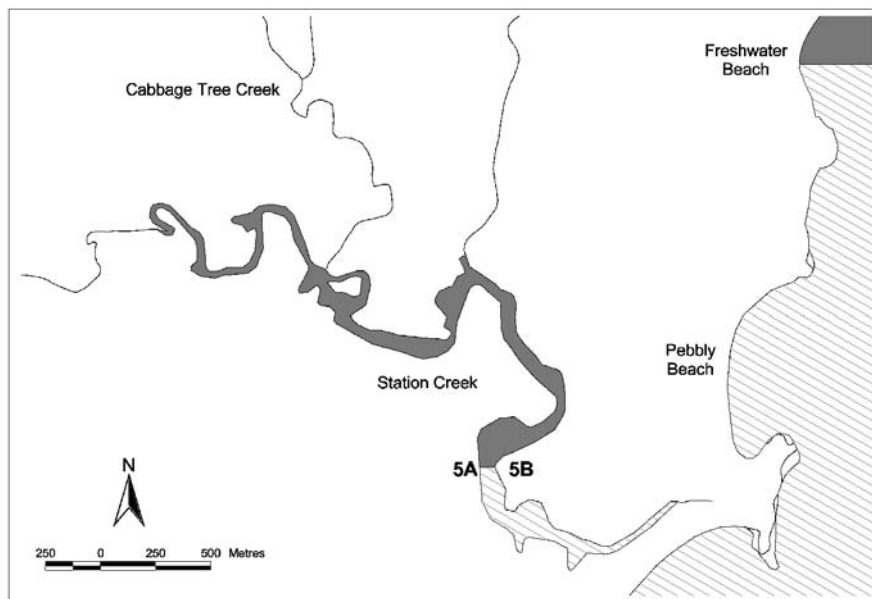
Schedule 1 Amendments

Map 4: Woolli Woolli River and Diggers Camp (Northern Section)

Marine Parks Amendment (Solitary Islands) Regulation 2002

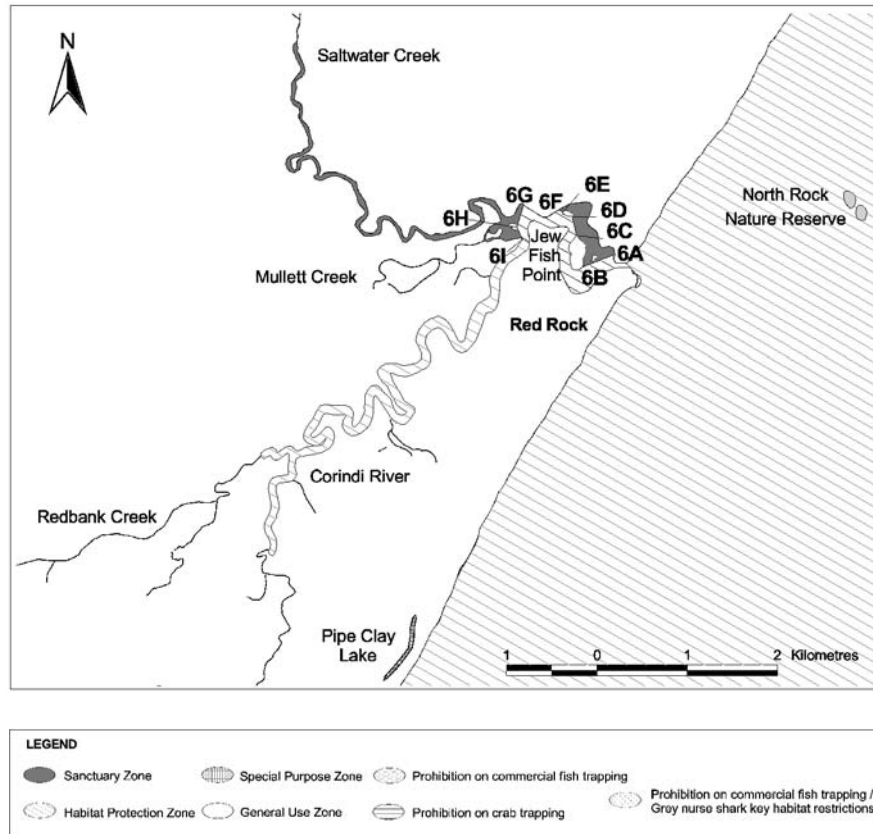
Amendments

Schedule 1

Map 5: Station Creek

Marine Parks Amendment (Solitary Islands) Regulation 2002

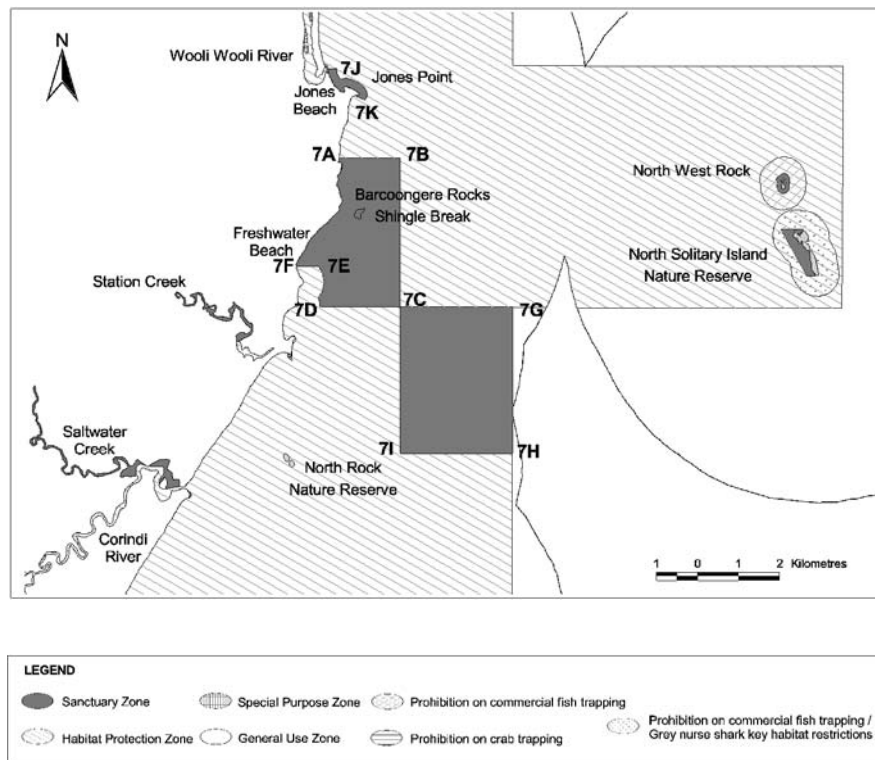
Schedule 1 Amendments

Map 6: Corindi River System and Pipe Clay Lake

Marine Parks Amendment (Solitary Islands) Regulation 2002

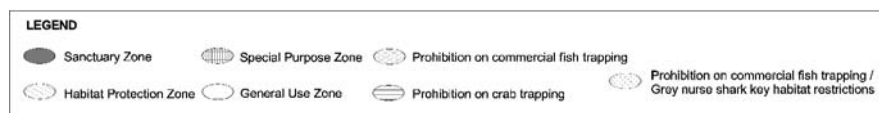
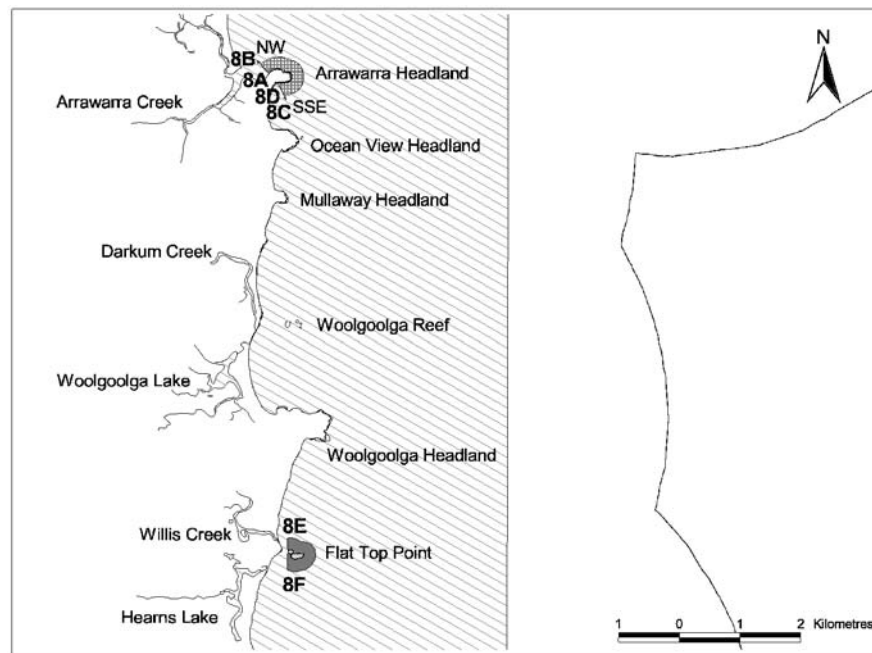
Amendments

Schedule 1

Map 7: Central Section (including Jones Beach and Jones Point)

Marine Parks Amendment (Solitary Islands) Regulation 2002

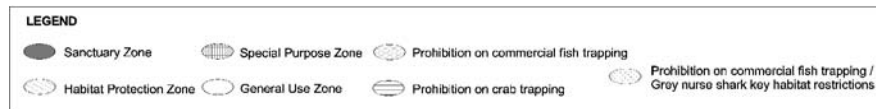
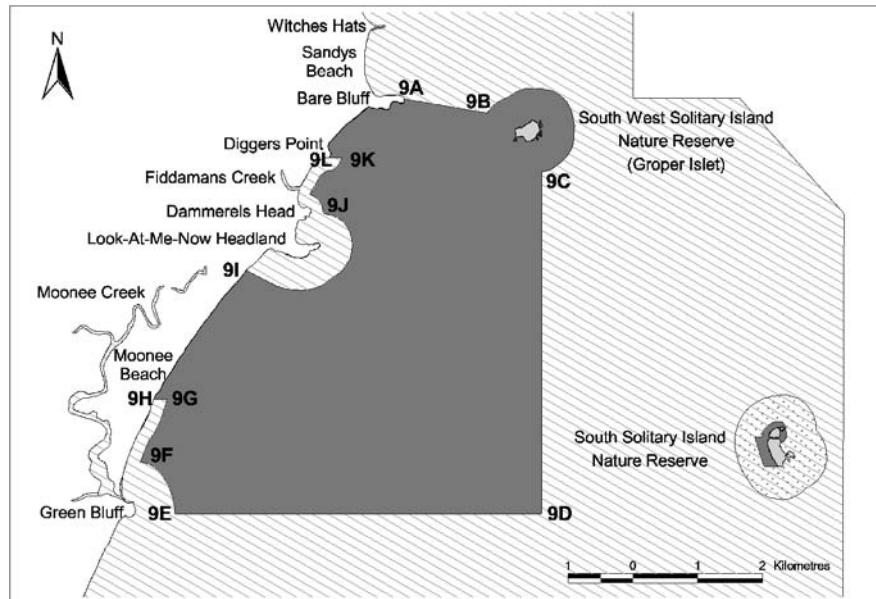
Schedule 1 Amendments

Map 8 Arrawarra Headland, Flat Top Point, other headlands and coastal lagoons (Central Section)

Marine Parks Amendment (Solitary Islands) Regulation 2002

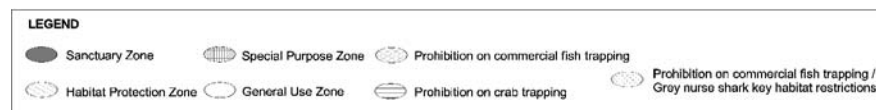
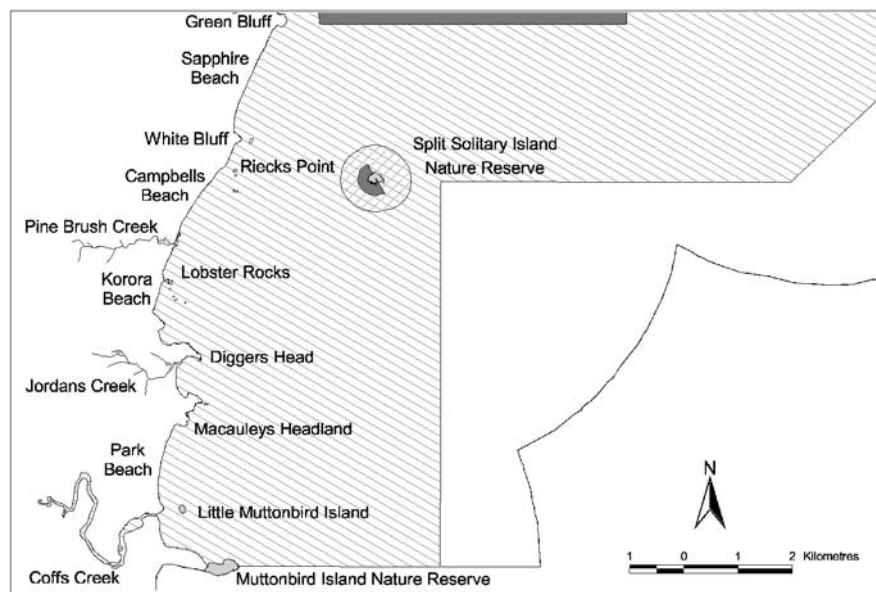
Amendments

Schedule 1

Map 9: Southern Section

Marine Parks Amendment (Solitary Islands) Regulation 2002

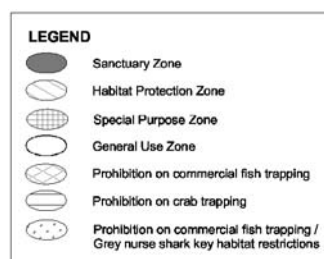
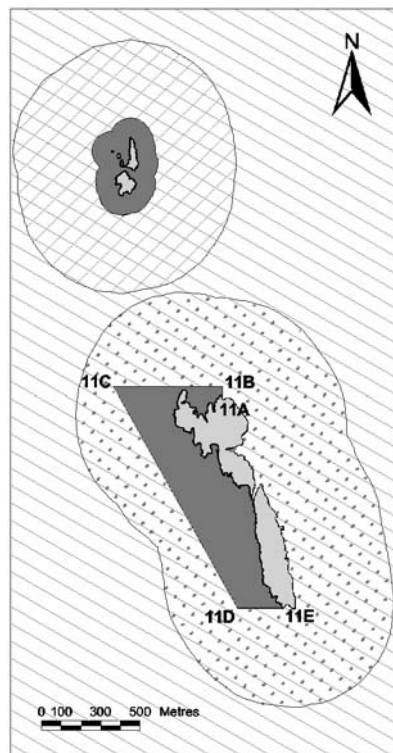
Schedule 1 Amendments

Map 10: Southern Section including Coffs Creek, Pine Brush Creek and Jordans Creek

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

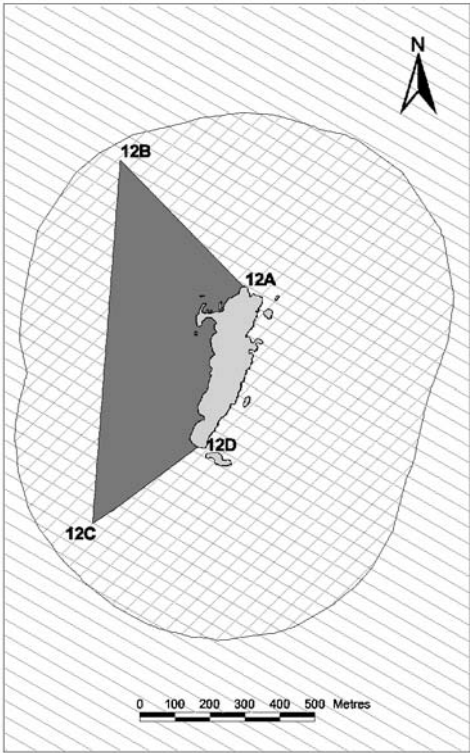
Schedule 1

Map 11: North Solitary Island and North West Rock

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

Map 12: North West Solitary Island



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Special Purpose Zone
- General Use Zone
- Prohibition on commercial fish trapping
- Prohibition on crab trapping
- Prohibition on commercial fish trapping / Grey nurse shark key habitat restrictions

Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

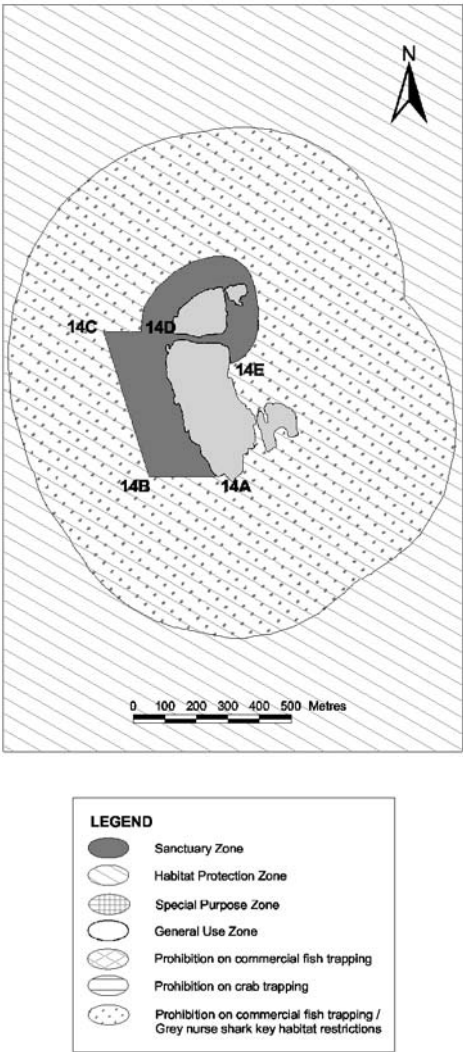
Map 13: South West Solitary Island (Groper Islet)



Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

Map 14: South Solitary Island

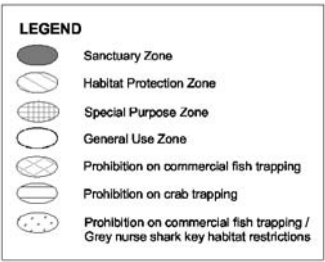
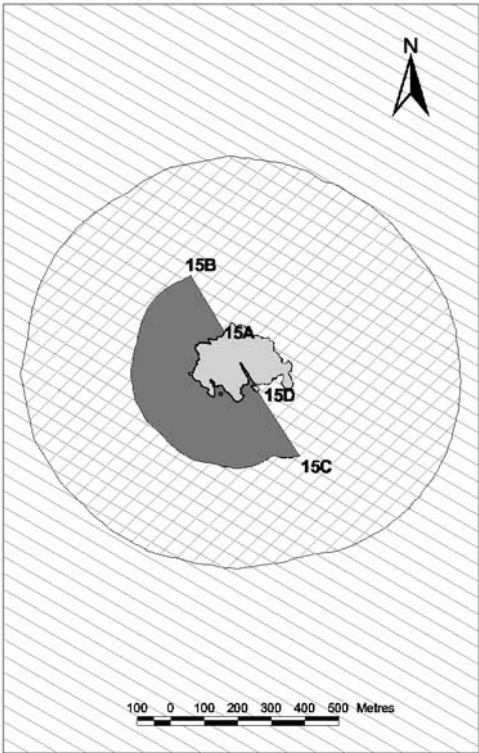


Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

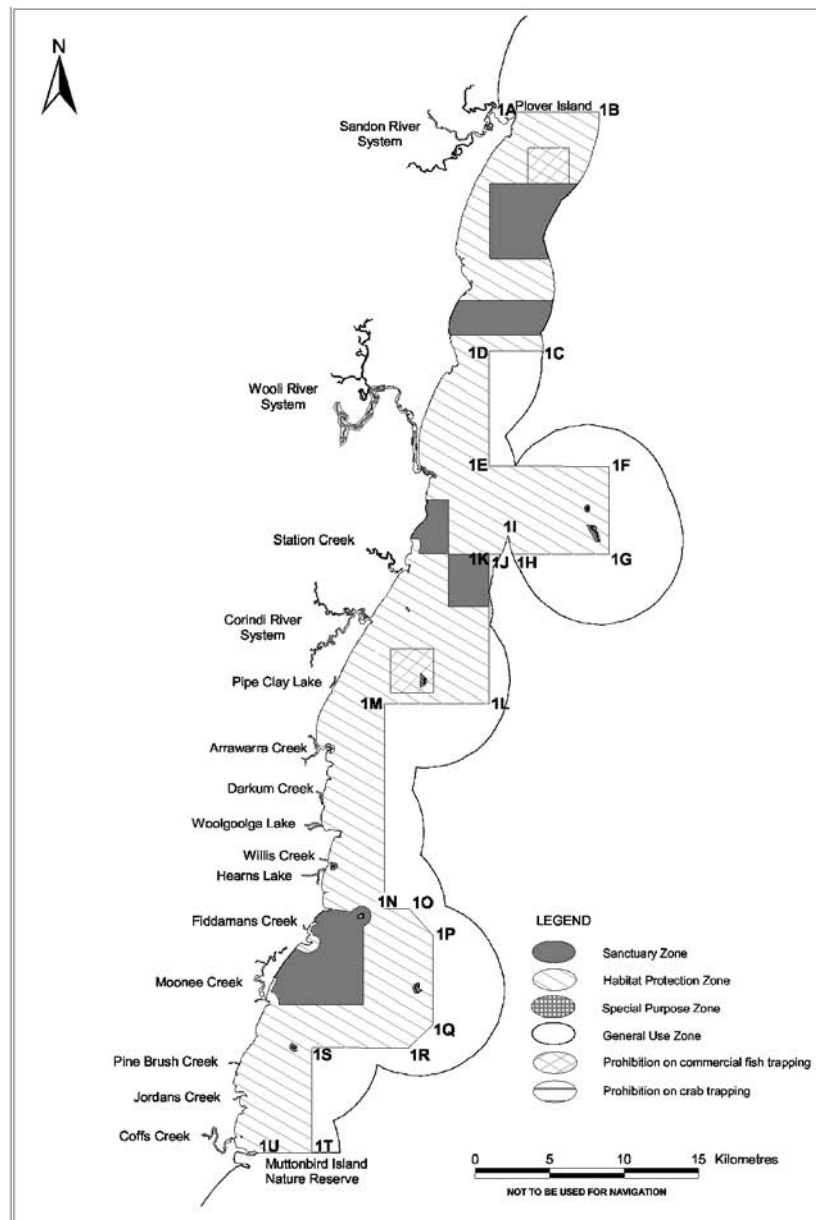
Map 15: Split Solitary Island



Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

Map 16: Habitat Protection Zone



Marine Parks Amendment (Solitary Islands) Regulation 2002

Amendments

Schedule 1

Division 11 Miscellaneous

31 Transitional

- (1) Despite any other provision of this Regulation, the relevant Ministers may, for the purpose of assisting in the transition consequent on the commencement of the provisions of this Part, consent to any person or class of persons carrying out any activity in the marine park.
- (2) Clause 37A of this Regulation (relating to permits) applies in respect of the consent of the relevant Ministers, subject to subclause (3).
- (3) A permit granted pursuant to a consent given by the relevant Ministers under this clause is to specify the period in which it remains in force. The period is not to exceed 12 months after the commencement of this Part.
- (4) For avoidance of doubt, subclause (3) does not apply in respect of a permit granted pursuant to a consent given by the relevant Ministers under another provision of this Regulation.
- (5) It is a defence to a prosecution for an offence against this Regulation if the person charged proves that the act or omission constituting the offence was authorised by, and was done or omitted in accordance with, a permit granted pursuant to a consent given by the relevant Ministers under this clause.

[35] Schedule 2

Omit “and short descriptions” from the heading.

[36] Schedule 2, Column 2

Omit the column and change the title of Column 3 to “Column 2”.

Marine Parks Amendment (Solitary Islands) Regulation 2002

Schedule 1 Amendments

[37] Schedule 2

Omit the matter relating to clause 12 (2) from Columns 1 and 2 (as so re-titled).

Insert instead in appropriate order:

Clause 7 (d)	\$500
Clause 12 (2) (a)	\$500
Clause 12 (2) (b)	\$500
Clause 18A (a)	\$500
Clause 18A (b)	\$500
Clause 18A (c)	\$500
Clause 18B (1)	\$500
Clause 19 (2A)	\$500
Clause 20 (2)	\$300
Clause 20 (3)	\$300
Clause 27A (1)	\$500
Clause 27B	\$500
Clause 37A (5)	\$300

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 125
Friday, 2 August 2002

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LEGISLATION

Regulations

Environmental Planning and Assessment Amendment (Fees) Regulation 2002

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*.

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Explanatory note

The objects of this Regulation are:

- (a) to enable concurrence authorities and approval bodies to waive, reduce and remit the fees payable to them with respect to their consideration of applications for development requiring concurrence and applications for integrated development, respectively, and
- (b) to ensure that the processing fees payable to consent authorities in relation to such applications are maximum fees, not fixed fees, and
- (c) to make minor consequential amendments in connection with the amendments referred to in paragraphs (a) and (b).

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including section 157 (the general power to make regulations) and section 105.

Clause 1 Environmental Planning and Assessment Amendment (Fees)
Regulation 2002

Environmental Planning and Assessment Amendment (Fees) Regulation 2002

1 Name of Regulation

This Regulation is the *Environmental Planning and Assessment
Amendment (Fees) Regulation 2002*.

2 Amendment of Environmental Planning and Assessment Regulation 2000

The *Environmental Planning and Assessment Regulation 2000* is
amended as set out in Schedule 1.

Environmental Planning and Assessment Amendment (Fees)
Regulation 2002

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 51 Rejection of development applications

Insert before clause 51 (2) (a):

- (a1) being an application for development requiring concurrence, the application fails to include the concurrence fees appropriate for each concurrence relevant to the development, or

[2] Clause 51 (2) (a) (ii)

Omit the subparagraph. Insert instead:

- (ii) to include the approval fees appropriate for each approval relevant to the development, or

[3] Clause 51 (2) (a) (iii)

Omit “integrated”.

[4] Clause 252A What additional fees are payable for development that requires concurrence?

Omit “An additional fee of \$110, plus a further fee of \$250” from clause 252A (1).

Insert instead “An additional processing fee up to a maximum of \$110, plus a concurrence fee”.

[5] Clause 252A (2)

Omit “fee of \$250”. Insert instead “concurrence fee”.

Environmental Planning and Assessment Amendment (Fees)
Regulation 2002

Schedule 1 Amendments

[6] Clause 252A (3) and (3A)

Omit clause 252A (3). Insert instead:

- (3) The concurrence fee for a development application is not payable:
 - (a) to any concurrence authority whose concurrence may be assumed in accordance with clause 64, or
 - (b) to any concurrence authority that has notified the consent authority in writing that payment of the fee is waived, whether generally, in relation to that application or in relation to a class of development applications to which that application belongs.
- (3A) A concurrence authority may repay to the consent authority the whole or any part of a concurrence fee paid to it under this clause, in which case the consent authority must remit the amount repaid to the applicant.

[7] Clause 252A (4)

Omit “The fee of \$110”. Insert instead “The additional processing fee”.

[8] Clause 252A (5)

Insert after clause 252A (4):

- (5) For the purposes of this clause, the *concurrence fee* payable to a concurrence authority for a development application is \$250 or such lesser amount as is notified to the consent authority in writing by the concurrence authority, whether generally, in relation to that application or in relation to a class of development applications to which that application belongs.

[9] Clause 253 What additional fees are payable for integrated development?

Omit “An additional fee of \$110, plus a further fee of \$250” from clause 253 (1).

Insert instead “An additional processing fee up to a maximum of \$110, plus an approval fee”.

Environmental Planning and Assessment Amendment (Fees)
Regulation 2002

Amendments

Schedule 1

[10] Clause 253 (2)

Omit “fee of \$250”. Insert instead “approval fee”.

[11] Clause 253 (2A) and (2B)

Insert after clause 253 (2):

- (2A) The approval fee for a development application is not payable to any approval body that has notified the consent authority in writing that payment of the fee is waived, whether generally, in relation to that application or in relation to a class of development applications to which that application belongs.
- (2B) An approval body may repay to the consent authority the whole or any part of an approval fee paid to it under this clause, in which case the consent authority must remit the amount repaid to the applicant.

[12] Clause 253 (3)

Omit “The fee of \$110”. Insert instead “The additional processing fee”.

[13] Clause 253 (4)

Insert after clause 253 (3):

- (4) For the purposes of this clause, the ***approval fee*** payable to an approval body for a development application is \$250 or such lesser amount as is notified to the consent authority in writing by the approval body, whether generally, in relation to that application or in relation to a class of development applications to which that application belongs.

OFFICIAL NOTICES

Appointments

GOVERNMENT AND RELATED EMPLOYEES APPEAL TRIBUNAL ACT 1980

Appointment of Members of the Government and Related
Employees Appeal Tribunal

HER Excellency the Governor, with the advice of the Executive Council, and in pursuance of section 10 of the Government and Related Employees Appeal Tribunal Act 1980, has approved the appointments of the following persons as Chairpersons of the Government and Related Employees Appeal Tribunal on a part-time basis for a period of two years commencing on 1 August 2002 and ending on 31 July 2004:

Juliet BOURKE

Janice CONNELLY

Anne BRITTON

Mary PERRETT

Robin GURR

Richard Patrick John NOONAN

JOHN DELLA BOSCA, M.L.C.,
Minister for Industrial Relations

LOCAL GOVERNMENT ACT 1993

Local Government Grants Commission

Appointment of Chairperson to the Local Government
Grants Commission

HER Excellency the Governor, with the advice of the Executive Council, has appointed Emeritus Professor Maurice DALY as Chairperson of the Local Government Grants Commission under section 614 (1) and (2) of the Local Government Act 1993, for a term of office to 30 June 2007.

HARRY WOODS, M.P.,
Minister for Local Government

Department of Local Government,
Sydney.

LOCAL GOVERNMENT ACT 1993

Local Government Grants Commission

Appointment of Members to the Local Government
Grants Commission

HER Excellency the Governor, with the advice of the Executive Council, has appointed the following persons as Members of the Local Government Grants Commission under section 614 (1) and (2) of the Local Government Act 1993:

Councillor Warren MUNDINE, and

Councillor Heather WILTON,

for a term of office to 30 June 2007.

HARRY WOODS, M.P.,
Minister for Local Government

Department of Local Government,
Sydney.

MINING ACT 1992

Mining (Boards of Management) Regulation 2000

Appointments

PURSUANT to Clause 4 of the Mining (Boards of Management) Regulation 2000, I hereby reappoint the persons listed below as members of the Lightning Ridge Mining Board for a term commencing on this day and expiring on 2 August 2005.

Peter WATERFORD

Jeremy LOMAX

Robert BARRETT

Tony EVANS

Paul deLEPERVANCHE

Bill POWELL

Leon CRAVINO

PURSUANT to Clause 4 of the Mining (Boards of Management) Regulation 2000, I hereby appoint the person listed below as a new member of the Lightning Ridge Mining Board for a term commencing on this day and expiring on 2 August 2005.

Janet THOMSON

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

VOCATIONAL EDUCATION AND TRAINING ACCREDITATION ACT 1990

Notification of Appointment to the NSW Vocational
Education and Training Accreditation Board

I, JOHN WATKINS, Minister for Education and Training, in pursuance of Part 2 of the Vocational Education and Training Accreditation Act 1990, appoint the following persons:

Kevin POWER

Paolo TOTARO

Doug WRIGHT

Pamela GILL

Helen ZIMMERMAN

as Members of the NSW Vocational Education and Training Accreditation Board for a term of office commencing on 29 June 2002 and expiring on 28 June 2005.

JOHN WATKINS, M.P.,
Minister for Education and Training

NSW Agriculture

STOCK DISEASES ACT 1923

Notification No. 1717

Revocation of "Springfield" 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 that part of Notification No. 1485 declaring the Springfield Quarantine Area on account of Johne's Disease, published in the *Government Gazette* No. 130 of 4 September 1998, at page 7258.

RICHARD AMERY, M.P.,
Minister for Agriculture

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 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.

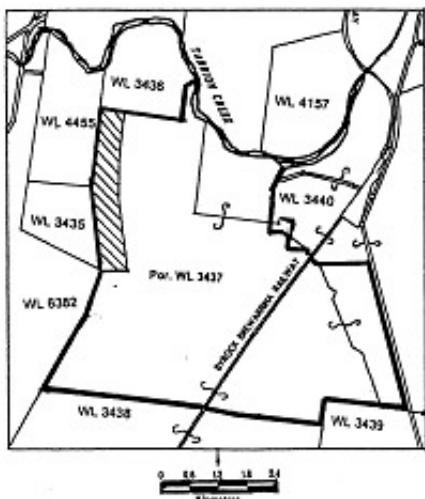
JOHN AQUILINA, M.P.,
Minister for Land and Water Conservation

*Administrative District and Shire – Brewarrina
Parishes – Charlton, Navina and Tinchawanta
County – Clyde*

The conditions of Western Lands Lease No 5782, being the lands contained within Folio Identifier 3437/765726, have been altered effective from 25 July 2002 by the inclusion of the special condition following.

SPECIAL CONDITION ATTACHED TO WESTERN LANDS LEASE 5782

The area of 216 hectares within Western Lands Lease 5782 (Portion WL 3437) shown hatched on the accompanying diagram shall not be cleared or cultivated and the lessee acknowledges that the Commissioner will not grant any consents for clearing and cultivation over the area.



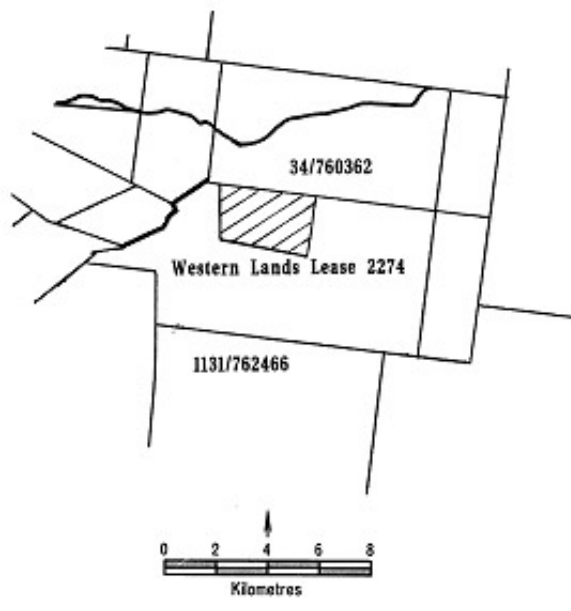
*Administrative District and Shire – Wentworth
Parish – Poimba
County – Wentworth*

The conditions of Western Lands Lease 2274 being the land contained within Folio Identifier 162/760718 has been altered effective from 25 July 2002 by the inclusion of

the special conditions following. The conservation area indicated in the special conditions comprises 816 hectares.

SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 2274

1. The lessee shall erect and maintain a domestic stockproof standard fence surrounding the area shown hatched on the diagram hereunder and ensure the area remains ungrazed by both domestic stock and feral animals.
2. The lessee shall not clear any vegetation or remove any timber within the area shown hatched on the diagram hereunder unless written approval has been granted by either the Commissioner or the Minister.
3. The lessee shall manage the area shown hatched on the diagram hereunder in accordance with best management practices specified in the document known as "Southern Mallee Regional Guidelines for the Development of Land Use Agreements".
4. Special Condition 1 above shall be revoked, upon application by the lessee, in the event of the revocation of Cultivation Consent for any reason other than a breach of Consent condition(s)

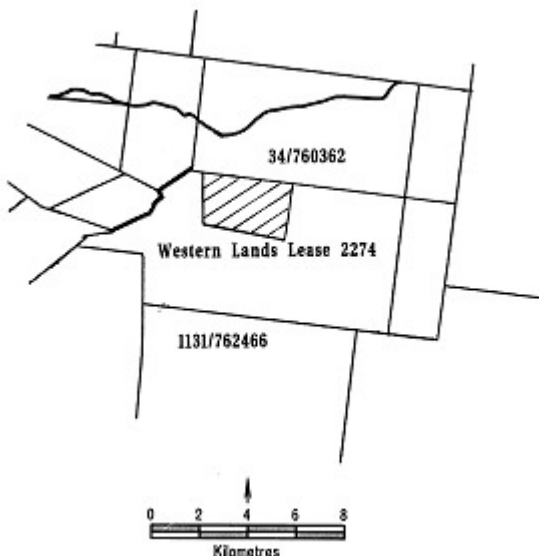


*Administrative District and Shire – Wentworth
Parish – Poimba
County – Wentworth*

The conditions of Western Lands Lease 2274 being the land contained within Folio Identifier 162/760718 has been altered effective from 25 July 2002 by the inclusion of the special conditions following. The conservation area indicated in the special conditions comprises 816 hectares.

SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 2274

1. The lessee shall erect and maintain a domestic stockproof standard fence surrounding the area of 816 hectares shown hatched on the diagram hereunder and ensure the areas remain ungrazed by both domestic stock and feral animals.
2. The lessee shall not clear any vegetation or remove any timber within the area shown hatched on the diagram hereunder unless written approval has been granted by either the Commissioner or the Minister.
3. The lessee shall manage the area shown hatched on the diagram hereunder in accordance with best management practices specified in the document known as "Southern Mallee Regional Guidelines for the Development of Land Use Agreements".
4. Special Condition 1 above shall be revoked, upon application by the lessee, in the event of the revocation of Cultivation Consent for any reason other than a breach of Consent condition(s).



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 Lease have been altered as shown.

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

*Administrative District – Balranald
Shire – Balranald; Parish – Balranald
County – Caira*

The purpose of Western Lands Lease 14369 being the land contained within Folio Identifier 1/1041335 has been altered from "Vegetable Garden and Orchard" to "Residential Subdivision" effective from 22 July 2002.

As a consequence of the alteration of purpose annual rental has been determined at \$750.00 for the next five (5) year period of the lease and the conditions previously annexed to such lease have been revoked and the following conditions have been annexed thereto.

CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14369:

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 "Residential Subdivision"
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 effectively prevent any interference with the amenity of the locality by reason of the emission from the land leased of noise, vibration, smell, fumes, smoke, vapour, steam, soot ash, dust, waste water, waste products, grit or oil or otherwise, and when directed by the Commissioner shall abate that interference forthwith.
15. The lessee shall, within 12 months from the date of commencement of the lease or such further period as the Minister may allow, erect a dwelling on the land in accordance with plans and specifications approved by the Council of the local government area.
16. 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.
17. 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.
18. 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.
19. Where the Crown has paid a contribution under section 217-219 of the Roads Act 1993 in respect of the land leased, the lessee shall pay to the Crown the amount of that contribution within 3 months of being called upon to do so.
20. The lessee shall pay to the Crown the proportional part of the costs of road construction as notified by the Department of Land and Water Conservation within 3 months of the date of gazettal of the granting.
21. 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.
22. 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.

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

**REMOVAL FROM OFFICE OF TRUST BOARD
MEMBERS**

PURSUANT to Clause 6(4) of Schedule 3 of the Crown Lands Act 1989, and following the resignation of all other members of the trust board, the persons specified in Column 1 of the Schedule hereunder are removed from office as members of the trust board for the reserve trust specified opposite thereto in Column 2, so that an administrator can be appointed for that reserve trust.

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

SCHEDULE

COLUMN 1

Stephen John Merchant
the person for the time being
holding the office of
Queanbeyan District Officer,
National Parks and Wildlife Service
(ex-officio member)
(File No: GB90R31)

COLUMN 2

Wee Jasper Reserves Trust

APPOINTMENT OF ADMINISTRATOR

PURSUANT to section 117 of the Crown Lands Act 1989, the person whose name is specified in Column 1 of the Schedule hereunder is appointed, for the term of office specified in that Column, as administrator of the reserve trust specified opposite thereto in Column 2.

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

SCHEDULE

COLUMN 1

Ray MOONEY
For a period of up
31 December 2002
as from the date of this notification
(File No: GB90R31)

COLUMN 2

Wee Jasper Reserves Trust

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 CORPORATION TO MANAGE
RESERVE TRUST**

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Mallanganee Campdraft Inc.	Mallanganee (R.53038) Reserve Trust.	Reserve No.: 53038. Public Purpose: Public recreation. Notified: 29 November 1918. File No.: GF02 R 34.

For a term commencing this day

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 Schedule hereunder are appointed, for the terms of office specified thereunder, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Anthony Harold FARDON (new member), George Edwin WALSHE (new member), David Patrick MacQUAID (new member), Ruth Ann HAIG (new member), Neville Wayne AUSTIN (new member).	Collins Creek Public Hall Reserve Trust.	Reserve No.: 56015. Public Purpose: Public hall. Notified: 2 March 1923. File No.: GF81 R 326.

Term of Office

For a term commencing the date of this notice and expiring
1 August 2007.

**APPOINTMENT OF ADMINISTRATOR TO
MANAGE A RESERVE TRUST**

PURSUANT to Section 117, Crown Lands Act, 1989, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified in Column 1, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
James Kevin SAUL	Dirawong Reserve Trust	Reserve No. 140012 Public Purpose: Conservation Of Aboriginal Heritage Preservation Of Native Flora Preservation Of Fauna Public Recreation Notified: 9 January 1987 File Reference: GF86R65

For a term commencing the date of this notice and expiring
2 February 2003.

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

**REVOCATION OF RESERVATION OF CROWN
LAND**

PURSUANT to section 90 of the Crown Lands Act 1989, the reservation of Crown Land specified in Column 1 of the Schedule hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Lake Cargelligo.	The whole being part Lot 50, DP No. 752341, of an area of 400 square metres.
Local Government Area: Lachlan Shire Council.	
Parish: Narden.	
County: Dowling.	
Locality: Tullibigeal.	
Reserve No.: 91100.	
Purpose: Water supply.	
Date of Notification: 7 April 1978.	
File No.: GH97 H 18/1.	

NOWRA OFFICE
Department of Land and Water Conservation
64 North Street (PO Box 309), Nowra, NSW 2541
Phone: (02) 4423 0122 Fax: (02) 4423 3011

**APPOINTMENT OF CORPORATION TO MANAGE
RESERVE TRUST**

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Bega Valley Shire Council	Burragate Recreation Reserve Trust	Dedication No. 580069 Public Purpose: Public Recreation Notified: 9 June 1897 File Reference: NA80R83/1

For a term commencing this day

ORANGE OFFICE
Department of Land and Water Conservation
92 Kite Street (PO Box 2146), Orange, NSW 2800
Phone: (02) 6393 4300 Fax: (02) 6362 3896

ERRATUM

IN the notice appearing in the NSW *Government Gazette* No. 119, on 19 July 2002, Folio 5489, under the heading "Dissolution of a Reserve Trust, Establishment of Reserve Trusts and Appointment of Trust Manager", the notice referring to Reserve 190052 for the purpose of Public Recreation, notified 31 March 1988, should be located within COLUMN 2. File No.: OE96 A 8.

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

**DISSOLUTION OF A RESERVE TRUST AND
APPOINTMENT OF TRUST MANAGER**

PURSUANT to section 92 (3) of the Crown Lands Act 1989, the Reserve Trusts, which are trustee of the Reserves specified in Column 1 of the Schedule at the date hereof, are dissolved.

PURSUANT to section 92 (1) of the Crown Lands Act 1989, the Reserve Trust specified in Column 3 of the Schedule is appointed as trustee of the Reserves specified in Columns 1 and 2 of the Schedule.

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

SCHEDULE

COLUMN 1

Reserve: 1971.
Public Purpose: Recreation.
Notified: 31 December 1883.

Reserve: 2016.
Public Purpose: Recreation Purposes.
Notified: 24 March 1884.

Reserve: 2021.
Public Purpose: Recreation purposes.
Notified: 24 March 1884.

Reserve: 2694.
Public Purpose: Public recreation.
Notified: 6 November 1886.

Reserve: 44489.
Public Purpose: Public recreation.
Notified: 23 February 1910.

Reserve: 52917.
Public Purpose: Public recreation.
Notified: 2 August 1918.

Reserve: 57389.
Public Purpose: Public recreation.
Notified: 22 August 1924.

Reserve: 61276.
Public Purpose: Public hall and recreation.
Notified: 26 July 1929.

Reserve: 61513.
Public Purpose: Public hall.
Notified: 1 November 1929.

Reserve: 61743.
Public Purpose: Public recreation.
Notified: 14 March 1930.

Reserve: 62880.
Public Purpose: Showground.
Notified: 21 August 1931.

Reserve: 65464.
Public Purpose: Public recreation.
Notified: 6 September 1935.

Reserve: 71105.
Public Purpose: Public recreation.
Notified: 3 December 1943.

Reserve: 71367.
Public Purpose: Baby Health Centre (Clinic) and public recreation.
Notified: 1 December 1944.

Reserve: 72720.
Public Purpose: Public recreation.
Notified: 4 June 1948.

Reserve: 76654.
Public Purpose: Public recreation.
Notified: 9 April 1954.

Reserve: 76807.
Public Purpose: Public recreation.
Notified: 4 June 1954.

Reserve: 81829.
Public Purpose: Public recreation.
Notified: 31 July 1959.

Reserve: 83772.
Public Purpose: Public recreation.
Notified: 23 March 1962.

Reserve: 84283.
Public Purpose: Sewerage.
Notified: 12 July 1963.

Reserve: 84523.
Public Purpose: Public baths.
Notified: 13 September 1963.

Reserve: 85793.
Public Purpose: Public recreation.
Notified: 13 May 1966.

Reserve: 85817.
Public Purpose: Public recreation.
Notified: 27 May 1966.

Reserve: 86011.
Public Purpose: Preservation of graves.
Notified: 21 October 1966.

Reserve: 89121.
Public Purpose: Resting place.
Notified: 28 December 1973.

Reserve: 91057.
Public Purpose: Public recreation.
Notified: 10 March 1978.

Reserve: 97973.
Public Purpose: Public recreation.
Notified: 1 November 1985.

Reserve: 190090.
Public Purpose: Community purposes and heritage purposes.
Notified: 6 September 1991.

Reserve: 190093.
Public Purpose: Government purposes and rural services.
Notified: 15 November 1991.

Reserve: 590013.
Public Purpose: Public recreation.
Notified: 13 November 1894.

Reserve: 590014.
Public Purpose: Public recreation.
Notified: 14 July 1888.

Reserve: 590015.
Public Purpose: Public recreation, racecourse and showground.
Notified: 7 November 1919.

Reserve: 590017.
Public Purpose: Public recreation, racecourse and showground.
Notified: 4 December 1936.

Reserve: 590023.
Public Purpose: Public recreation.
Notified: 30 July 1875.

Reserve: 590064.
Public Purpose: Public recreation.
Notified: 25 March 1966.

Reserve: 57387.
Public Purpose: Public hall.
Notified: 22 August 1924.

Reserve: 66072.
Public Purpose: Public baths.
Notified: 19 June 1936.

Reserve: 75467.
Public Purpose: Public recreation.
Notified: 21 November 1952.

Reserve: 79599.
Public Purpose: Gravel pit.
Notified: 10 May 1957.

Reserve: 79803.
Public Purpose: Bush Fire Brigade purposes.
Notified: 16 August 1957.

Reserve: 97972.
Public Purpose: Resting place.
Notified: 25 October 1985.

Reserve: 590021.
Public Purpose: Public recreation.
Notified: 19 October 1894.

COLUMN 2

Reserve: 2013.
Public Purpose: Recreation purposes.
Notified: 24 March 1884.

Reserve: 49130.
Public Purpose: Public recreation.
Notified: 30 July 1913.

Reserve: 53516.
Public Purpose: Public recreation.
Notified: 19 September 1919.

Reserve: 59578.
Public Purpose: Public recreation
Notified: 11 March 1927.

Reserve: 74350.
Public Purpose: Public recreation
Notified: 27 July 1951.

Reserve: 78987.
Public Purpose: Public recreation
Notified: 19 October 1956.

Reserve: 84323.
Public Purpose: Public recreation
Notified: 9 August 1963.

Reserve: 85114.
Public Purpose: Access and public recreation.
Notified: 20 November 1964.

Reserve: 85478.
Public Purpose: Public recreation.
Notified: 15 October 1965.

Reserve: 87619.
Public Purpose: Public recreation.
Notified: 9 January 1970.

Reserve: 89256.
Public Purpose: Resting place
Notified: 2 August 1974.

Reserve: 89319.
Public Purpose: Resting place.
Notified: 15 November 1974.

Reserve: 89811.
Public Purpose: Public recreation.
Notified: 21 May 1976.

Reserve: 90994.
Public Purpose: Public recreation.
Notified: 16 December 1977.

Reserve: 190095.
Public Purpose: Public recreation.
Notified: 20 December 1991.

Reserve: 1000243.
Public Purpose: Addition - public recreation.
Notified: 27 October 1922.

Reserve: 1970.
Public Purpose: Public recreation.
Notified: 31 December 1883.

Reserve: 2014.
Public Purpose: Recreation purposes.
Notified: 24 March 1884.

Reserve: 41717.
Public Purpose: Public recreation.
Notified: 12 June 1907.

Reserve: 62504.
Public Purpose: Public recreation.
Notified: 20 February 1931.

Reserve: 75336.
Public Purpose: Public recreation and resting place.
Notified: 19 September 1952.

Reserve: 77782.
Public Purpose: Public recreation.
Notified: 29 July 1955.

Reserve: 78950.
Public Purpose: Public recreation.
Notified: 12 October 1956.

Reserve: 80806.
Public Purpose: Public recreation.
Notified: 4 July 1958.

Reserve: 88801.
Public Purpose: Preservation of trees and resting place.
Notified: 22 December 1972.

Reserve: 89318.
Public Purpose: Preservation of trees.
Notified: 15 November 1974.

Reserve: 90995.
Public Purpose: Public recreation.
Notified: 16 December 1977.

COLUMN 3

Cabonne Council Reserve Reserves Trust.

File No.: OE95 A 7/1.

SYDNEY METROPOLITAN OFFICE
Department of Land and Water Conservation
Level 12, Macquarie Tower 10 Valentine Avenue, Parramatta NSW 2124
(PO Box 3935, Parramatta NSW 2124
Phone: (02) 9895 7657 Fax: (02) 9895 6227

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 – Strathfield

Lots 100 and 101, DP 1042021 at Flemington, Parish Concord (Sheet 3), County Cumberland (being land in CT Vol. 622 Folio 12). File No. MN01H88

Notes: 1. On closing, titles for the land in lots 100 and 101 remain vested in Strathfield Council as operational land.

2. The road is closed subject to an easement for Electricity Purposes 9.755 wide created by Notice of Resumption J 647669.

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 schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust Board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

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

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SCHEDULE

Members Appointed

COLUMN 1	COLUMN 2	COLUMN 3
Lolita FARMER (Re-appointment) Margaret DASS (Re-appointment) Janelle GENNER (New Member) Malcolm TULLOCH (New Member) Stuart TELFER (New Member)	Parramatta/ Granville Sportsground (R100217 and R100218) Reserve Trust	Reserve No. 100217 for the public purposes of Public Recreation and Urban Services and Reserve No. 100218 for the public purpose of Environmental Protection Both reserves notified in the Government Gazette on 20th December 1991.
Ex-officio Members Appointed		
*The person for the time being holding the office of Director (Sydney Region) Department of Sport and Recreation or his/her delegate (ex-officio)		
*The person for the time being holding the office of Regional Director (Sydney South Coast Region) Department of Land and Water Conservation or his/her delegate (ex-officio).		

Term of Office

Expiring on 30th June 2007 File No.: MN92R17

Water Conservation

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 from:

Barwon/Darling River Valley

Charles Anthony MANGAN and Julie Ann MANGAN for 1 pump on the Darling River Lot 6919/1004854, Parish of Avoca, County of Wentworth, for irrigation of 85 hectares (replacement licence – due to permanent transfer of water allocation – no increase in commitment to Murray River storages) (Reference: 60SL085383) (GA2:499527).

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
Phone: (03) 5021 9400

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.

Application for a Licence, under section 10 of Part 2 of the Water Act 1912 has been received FROM:

Murray River Valley

Laurence James BELL for two pumps on the Colligen Creek on Lot 10, DP 756333, Parish of Tumudgery, County of Townsend, for water supply for stock and domestic purposes and irrigation (replacement licence due to the amalgamation of two existing licences) (no increase in entitlement or area) (GA2: 504543) (Reference: 50SL75520).

Any enquiries regarding the above should be directed to the undersigned (Phone: [03] 5881 9200).

Written 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 at the Department's Office at Deniliquin within 28 days of the date of this publication.

L. J. HOLDEN,
Acting Senior Natural Resource Officer
Murray Region

Department of Land and Water Conservation
P.O. Box 205, DENILQUIN NSW 2710

WATER ACT 1912

Notice Under Section 22B

Pumping Restrictions

Pappinbarra River, Mortons 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 Pappinbarra River, Mortons 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 Thursday 1 August 2002 and until further notice, the right to pump water from Pappinbarra River, Mortons Creek and their tributaries is RESTRICTED to a maximum of eight hours in any twenty four hour period.

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 1st day of August 2002.

G. LOLLBACK,
Resource Access Manager
North Coast Region, Grafton
GA2: 343357

WATER ACT 1912

Notice Under Section 22B

Pumping Restrictions

Dungay Creek And Its 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 Dungay Creek and its 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 Tuesday 30 July 2002 and until further notice, the right to pump water from Dungay Creek and its tributaries is RESTRICTED to a maximum of eight hours in any twenty four hour period.

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 30th day of July 2002.

G. LOLLBACK,
Resource Access Manager
North Coast Region, Grafton
GA2: 343358

WATER ACT 1912

Notice Under Section 22B

Pumping Restrictions

Acacia Creek And Its 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 Acacia Creek and its 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 27 July 2002 and until further notice, the right to pump water from Acacia Creek and its tributaries is RESTRICTED to a maximum of six hours in any twenty four hour period between the hours of 7 am to 10 am and 4 pm to 7 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 27th day of July 2002.

G. LOLLBACK,
Resource Access Manager
North Coast Region, Grafton
GA2: 343356

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

STOCKPLANS PTY LTD for two pumps on the Murrumbidgee River, part Lot 1, DP 756793, Parish of Tongul, County of Waradgeri for irrigation of 278.5 hectares, (rice, cereals, and fodder crops). Replacement license increased allocation by way of permanent water transfer of 972 megalitres, no alteration to existing works. (Reference: 40SL70810).

Any enquiries 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 and Water Conservation
P.O. Box 156, LEETON NSW 2705

WATER ACT 1912

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

HOARES NURSERY PTY LIMITED for a pump on the Nepean River Part 4/230163, Parish of Nepean, County of Cook for water supply for Industrial (Nursery) purposes and the irrigation of 12.5 hectares (Replacement Licence – no increase in existing volumetric entitlement) (Not subject to the 1995 Hawkesbury/Nepean embargo) (Reference: 10SL56457) (GA2:460648).

Any inquiries regarding the above should be directed to the undersigned (Phone: 9895 7780).

Written objections specifying grounds thereof must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

WAYNE CONNERS,
Acting Natural Resource Project Officer,
Sydney/South Coast Region

Department of Land and Water Conservation
PO Box 3935, PARRAMATTA NSW 2124

WATER ACT 1912

APPLICATIONS under Part 2, being within a proclaimed (declared) local area under section 10 of the Water Act, 1912, as amended.

Applications for Licences within a proclaimed local area as generally described hereunder have been received as follows:

Gwydir River Valley

Catherine Donna PEARSE for a 660 mm mixed flow pump on the Gwydir River on Lot 86/751747 and a dam and 660 mm mixed flow pump on Deadman's Creek on Lots 98/751747, 128/751747, 87/751747 and 33/751747, Parish of Ardgowan, County of Courallie for conservation and supply of water for stock and irrigation of 42 hectares (mixed crops). L.O. Papers 90SL100552.

Wendy Anne BUNCE for a 660 mm mixed flow pump on the Gwydir River on Lot 2/806361, Parish of Ardgowan, County of Courallie for irrigation of 162 hectares (mixed crops). L.O. Papers 90SL100546.

Abbie Margaret DICKSON for a 610 mm pump on the Gwydir River on Lot 64/751747, Parish of Ardgowan, County

of Courallie for irrigation of 250 hectares (cotton). L.O. Papers 90SL100551. GA2493703.

The above applications are a separation of the existing entitlements on "Tareelaroi".

Macintyre River Valley

YEO & CO PTY LIMITED for a pump on the Macintyre River on closed road (easement) between Lot 21/750129 and Lot 26/750129, Parish of Yetman, County of Arrawatta for water supply for stock, domestic and industrial (piggery) purposes. (Permanent transfer of existing allocation). L.O. Papers 90SL100619. GA2493737.

Namoi River Valley

Bruce SHERWOOD, Gregory SHERWOOD, Brian SHERWOOD and Gloria SHERWOOD for a pump on the Manilla River on Lots 47/752199, 8/752199 and 15/752199, Parish of Tarpoly and Lots 12/752204, 15/752204, 17/752204, 18/752204 and 19/752204, Parish of Wilson, all County of Darling for irrigation of 37 hectares (cereal, lucerne). To replace existing licence to include additional pump site. Ref: 90SL100613. GA2493735.

STOCKMASTER PTY LTD for a pump on the Peel River on Lot 331/739284, Parish of Murroon, County of Parry for irrigation of 13 hectares (lucerne). To replace existing licence on presently authorised lands and to include 54 megalitres by way of permanent transfer. Ref: 90SL100610. GA2493720.

Severn River Valley

Angus George BROWN for a pump on the Severn River on Lot 27/750083, Parish of Chapman, County of Arrawatta for irrigation of 17.5 hectares (fodder crops). (Permanent transfer of existing Severn River licence). GA2493736.

Written objections to the application specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed (declared) area, whose interest may be affected and must be lodged with the Department's Manager, Resource Access, Tamworth within 28 days as specified in the Act.

GEOFF CAMERON,
Manager Resource Access

Department of Land and Water Conservation
P O Box 550, TAMWORTH NSW 2340

Department of Mineral Resources

COAL MINES REGULATION ACT 1982

APPROVAL No : MDA Exd 10228
ISSUE : A2586-00
DATE : 24 June 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 : **VA Eimco Australia Pty Ltd ABN 38 070 973 330**
Address of Approval Holder : **Old Punt Road, TOMAGO NSW 2322**
Description of Item/s : **1100V Flameproof Machine Control Enclosure**
Manufacturer : **VA Eimco Australia Pty Ltd**
Model/Type : **-**
C.M.R.A Regulation : **Coal Mines (Underground) Regulation 1999** Clause : **140 (1)**
Specific Approval Category : **Explosion Protected – Flameproof**

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: C02/0307	Page 1 of 3
Approval Holder : VA Eimco Australia Pty Ltd	

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T02-0375)

No. 1947, BARRY FERGUSON COSIER, COLIN MAXWELL RIBAU, PETER RAYMOND RIBAU, ROBERT GILBERT RIBAU and THOMAS ARTHUR HAWLEY, area of 7 units, for Group 6, dated 19 July, 2002. (Orange Mining Division).

(T02-0377)

No. 1948, YARDARINO LTD (ACN 009 256 535), area of 30 units, for Group 1, dated 23 July, 2002. (Orange Mining Division).

(T02-0376)

No. 1949, THE AUSTRALIAN LAND COMPANY PTY LTD (ACN 009 617 350), area of 10 units, for Group 1, dated 23 July, 2002. (Orange Mining Division).

(T02-0379)

No. 1952, CLUFF MINERALS (AUST) PTY LTD (ACN 002 091 330), area of 100 units, for Group 6, dated 25 July, 2002. (Inverell Mining Division).

(T02-0380)

No. 1953, AUSTRALIAN CEMENT LIMITED (ACN 004 158 972), area of 4 units, for Group 2, dated 25 July, 2002. (Orange Mining Division).

(T02-0381)

No. 1954, GRAHAM JAMES BARCLAY, JAMES HILTON BROADLEY, KAY ANNETTE BARCLAY, KEITH JOHN HERDEGEN and RESTCARD PTY LIMITED (ACN 064 733 553), area of 4 units, for Group 10, dated 26 July, 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

(C01-0481)

No. 1827, now Exploration Licence No. 5965, MT ARTHUR COAL PTY LIMITED (ACN 000 181 902), County of Durham, Map Sheet (9033), area of 4460 hectares, for Group 9, dated 15 July, 2002, for a term until 14 July, 2007. As a result of the grant of this title, Authorisation No. 437 has partly ceased to have effect.

(T02-0025)

No. 1869, now Exploration Licence No. 5960, PETER JOHN ALSOP, County of Murchison, Map Sheet (9038), area of 3 units, for Group 1, dated 5 July, 2002, for a term until 4 July, 2004.

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

NOTICE is given that the following application has been withdrawn:

EXPLORATION LICENCE APPLICATION

(T01-0223)

No. 1838, YARDARINO LTD (ACN 009 256 535), County of Ewenmar and County of Oxley, Map Sheet (8434). Withdrawal took effect on 19 June, 2002.

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

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

(M79-4639)

Authorisation No. 170, GENDERS MINING PTY LTD (ACN 000 094 315), area of 14.26 square kilometres. Application for renewal received 26 July, 2002.

(M80-1480)

Authorisation No. 208, GENDERS MINING PTY LTD (ACN 000 094 315), area of 14.34 square kilometres. Application for renewal received 26 July, 2002.

(M84-0483)

Authorisation No. 321, GENDERS MINING PTY LTD (ACN 000 094 315), area of 5.8 square kilometres. Application for renewal received 26 July, 2002.

(T89-0238)

Exploration Licence No. 4038, STRAITS MINING PTY LTD (ACN 055 020 614), area of 4 units. Application for renewal received 22 July, 2002.

(T98-1093)

Exploration Licence No. 5514, GATEWAY MINING NL (ACN 008 402 391), area of 186 units. Application for renewal received 23 July, 2002.

(T00-0044)

Exploration Licence No. 5767, DIAMONEX LIMITED (ACN 091 951 978), area of 36 units. Application for renewal received 24 July, 2002.

(C01-0630)

Consolidated Coal Lease No. 756 (Act 1973), POWERCOAL PTY LTD (ACN 052 533 070), area of 101 hectares. Application for renewal received 18 July, 2002.

(C01-0629)

Mining Lease No. 1424 (Act 1992), POWERCOAL PTY LTD (ACN 052 533 070), area of 7735 hectares. Application for renewal received 18 July, 2002.

(T01-0454)

Mining Purposes Lease No. 92 (Act 1973), ALEXANDER AMOS ALLEN, area of 5932 square metres. Application for renewal received 24 July, 2002.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T96-1142)

Exploration Licence No. 5305, RODERICK SKINNER MCINTOSH, Counties of Clive and Drake, Map Sheet (9338), area of 10 units, for a further term until 29 May, 2004. Renewal effective on and from 15 July, 2002.

(T99-0135)

Exploration Licence No. 5692, DOWMILL PTY LIMITED (ACN 002 329 615), NOSEBI MINING & MANAGEMENT PTY LTD (ACN 002 516 109) and UNIVERSAL RESOURCES LIMITED (ACN 090 468 018), County of Murray, Map Sheet (8726, 8727), area of 33 units, for a further term until 6 February, 2004. Renewal effective on and from 23 July, 2002.

(T99-0184)

Exploration Licence No. 5693, ISOKIND PTY LIMITED (ACN 081 732 498), County of Robinson, Map Sheet (8035), area of 111 units, for a further term until 7 February, 2004. Renewal effective on and from 19 July, 2002.

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

REFUSAL OF APPLICATIONS FOR RENEWAL

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

(T99-0092)

Exploration Licence No. 5603, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), County of Burnett, Map Sheet (8938), area of 4 units. The authority ceased to have effect on 28 June, 2002.

(T95-0366)

Mining Lease No. 229 (Act 1973), JOHN ABENI, Parish of Canowindra, County of Bathurst, Map Sheet (8630-4-S), area of 1 hectare. The authority ceased to have effect on 23 July, 2002.

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

**CANCELLATION OF AUTHORITIES
AT REQUEST OF HOLDERS**

NOTICE is given that the following authorities have been cancelled:

(T00-0099)

Exploration Licence No. 5802, MOUNT CONQUEROR MINERALS N.L. (ACN 003 312 721) and CENTRAL WEST GOLD NL (ACN 003 178 591), County of Bathurst, County of Georgiana and County of Westmoreland, Map Sheet (8830), area of 17 units. Cancellation took effect on 19 July, 2002.

(T00-0086)

Exploration Licence No. 5834, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), County of Bland and County of Gipps, Map Sheet (8430), area of 58 units. Cancellation took effect on 23 July, 2002.

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

Department of Planning

Bankstown Local Environmental Plan 2001 (Amendment No 1)— Revesby Urban Village

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. (P99/00004/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village

1 Name of plan

This plan is *Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village*.

2 Aims of plan

This plan aims to permit development for the purpose of housing (dual occupancies, detached housing, Revesby Villas, townhouses, apartments and shop-top apartments) which achieves an increased residential density in Revesby, and occurs in a way that maintains a strong and “individual” character which is reflected through residential design cohesion, community artworks and active public domain spaces.

3 Land to which plan applies

This plan applies to all land shown on Sheet 1 of the map marked “Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village” held in the office of Bankstown City Council, except the land identified as deferred on Sheet 2 of that map.

4 Amendment of Bankstown Local Environmental Plan 2001

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

Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Amendment of Bankstown Local Environmental Plan 2001

Schedule 1

Schedule 1 Amendment of Bankstown Local Environmental Plan 2001

(Clause 4)

[1] Clause 46 Core residential development standards

Insert at the end of the clause:

- (9) This clause does not apply to the following land:
Land to which Part 14 applies

[2] Part 14

Insert after Part 13:

Part 14 Revesby Urban Village

61 Aims of Part

This Part aims to allow development for the purpose of housing (dual occupancies, detached housing, Revesby Villas, townhouses, apartments and shop-top apartments) which achieves an increased residential density in Revesby Urban Village, and occurs in a way that maintains a strong and “individual” character which is reflected through residential design cohesion, community artworks and active public domain spaces.

62 Land to which this Part applies

This Part applies to the land at Revesby bounded by Bransgrove Road, The River Road, Weston Street, Tarro Avenue (and its projection north across the East Hills Railway Line to Polo Street) and Polo Street.

Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Schedule 1

Amendment of Bankstown Local Environmental Plan 2001

63 Application of Part

This Part supplements the other provisions of this plan by:

- (a) specifying objectives and the desired future character for development in different parts, known as precincts, of the Revesby Urban Village, and
- (b) enabling consent to be granted to development that may otherwise be prohibited under this plan if it achieves the objectives and desired future character for the precinct containing the development site, and
- (c) enabling the consent authority to regulate development that is otherwise allowed on the land, so that the objectives and desired future character for the precinct containing the development site are achieved to the maximum extent.

64 Development of Revesby Urban Village

- (1) In this clause:

existing means existing at the commencement of this clause.

precinct means a precinct identified on the map marked “Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village—Precinct Plan” held at the office of the Council.

Revesby Urban Village means the land to which this Part applies.

Revesby Villas means a group of three or more one or two-storey dwellings (whether attached or not) on a single site with a minimum street frontage of 40 metres.

- (2) Despite any other provision of this plan, consent may be granted to the carrying out of development within Revesby Urban Village, and conditions may be imposed on such a consent, to achieve the following specific **objectives for precincts**:

Precinct 1A:

Dual occupancy scale development which retains and reinforces the existing subdivision pattern.

Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Amendment of Bankstown Local Environmental Plan 2001

Schedule 1

Precinct 1B:

Single detached house scale development of one or two storeys which retains individual lots in the existing subdivision pattern for housing and may include family housing.

Retention or enhancement of the existing “cottage” and “bungalow” architectural style.

Retention of the existing narrow and “intimate” character of Simmons Street and Lillian Crescent.

Precinct 1C:

Revesby Villa and townhouse scale development that enhances the range and mix of residential accommodation whilst retaining the existing streetscape character which is defined by detached housing on individual lots.

Retention or enhancement of the existing “cottage” and “bungalow” architectural styles, but achievement of a density of 300m² per dwelling with new development.

Precinct 2A:

Revesby Villa, townhouse and apartment scale development which supports higher density residential development of 175m² per dwelling with a maximum of two storeys and a maximum height of 7 metres from natural ground level to the underside of the ceiling.

Encouragement of site amalgamation for higher density residential development.

Provision of open space and legible pedestrian links between higher density development in this precinct and the Public Domain Precinct.

Precinct 3A:

Mixed use two or three-storey scale buildings that encourage individual shop fronts and some larger “supermarket” or “bank” style buildings along Selems Parade and the eastern end of Marco Avenue.

Encouragement of shop-top apartments and studios, lofts and townhouses which contain small businesses or home occupation activities.

Retention of a consistent building alignment along the street-front.

Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Schedule 1

Amendment of Bankstown Local Environmental Plan 2001

Precinct 3B:

Provision of a car park designed to provide for a well-landscaped, safe environment.

Precinct 3C:

Provision of a car park designed to provide for a well-landscaped, safe environment and to be sensitive to the amenity and character of the adjoining residential area in Simmons Street.

Precinct 3D:

Three-storey scale mixed use buildings that encourage ground floor retail or business activities and also contain shop-top housing. A consistent building alignment along the street-front is to be provided.

Precinct 4A (to the extent that Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village applies):

Three-storey scale mixed use buildings with shop-top housing.

Encouragement of site amalgamation. Buildings designed so as not to dominate the streetscape.

A consistent building alignment along the street front.

Note. Part of this precinct is land excluded from *Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village* (see Sheet 2 of the map supporting that plan).

Precinct 4B:

Passive open space that retains and enhances recreational opportunities.

Precinct 4C:

Active community facilities.

New development must “address” Ray McCormack Reserve and improve the surveillance and security of that reserve by its building design.

Precinct 5A:

Note. Land (including the land occupied by the Revesby Workers Club) that is proposed to comprise this precinct is excluded from *Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village* (see Sheet 2 of the map supporting that plan).

Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Amendment of Bankstown Local Environmental Plan 2001

Schedule 1

Precinct 6A (to the extent that Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village applies):

Revesby Villa and townhouse scale development to achieve a density of not less than 175m² per dwelling with new buildings.

On-site car parking must not dominate the streetscape.

Note. Part of this precinct is land excluded from *Bankstown Local Environmental Plan 2001 (Amendment No 1)—Revesby Urban Village* (see Sheet 2 of the map supporting that plan).

Precinct 6B:

Dual occupancy scale development which retains and reinforces the existing subdivision pattern.

Precinct 6C:

Single, detached house scale development of one or two storeys which retains individual lots in the existing subdivision pattern for housing and may include family housing.

Retention or enhancement of the existing “cottage” and “bungalow” architectural styles.

Public Domain Precinct:

Shared vehicular/pedestrian zones that build a vibrant “village centre” character with artworks, market days and public “feature” activities that occur in the public domain.

Street planting and works that achieve a pleasant micro-climate with a strong physical and visual pedestrian link across the railway line and discourage through vehicular traffic.

Enhancement of Abel Reserve with new landscaping, seating, shade structures, lighting, paving, new playground facilities and public artworks.

Use of Abel Reserve as a community meeting place and a place for relaxation.

- (3) In considering whether the development proposed by a development application complies with the specific objectives for precincts within Revesby Urban Village, the consent authority shall have particular regard to any development control plan made specifically for Revesby Urban Village.

Bankstown Local Environmental Plan 2001 (Amendment No 1)—
Revesby Urban Village

Schedule 1 Amendment of Bankstown Local Environmental Plan 2001

65 Development standards

The consent authority may grant consent for development that does not comply with:

- (a) a floor space ratio set by clause 30 (2), or
 - (b) a minimum allotment size or width set by clause 46,
- provided it is satisfied that the departure from the standard is necessary to achieve the aims of this Part and the objectives for the precinct in which the development site is situated.

Blacktown Local Environmental Plan 1988 (Amendment No 170)

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. (P01/00305/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1

Blacktown Local Environmental Plan 1988 (Amendment No 170)

Blacktown Local Environmental Plan 1988 (Amendment No 170)

1 Name of plan

This plan is *Blacktown Local Environmental Plan 1988 (Amendment No 170)*.

2 Aims of plan

This plan aims:

- (a) to amend Schedule 2 to *Blacktown Local Environmental Plan 1988 (the 1988 plan)* to extend the curtilage of a heritage item (known as *The Manse*, The Avenue, Mount Druitt) listed in that Schedule, and
- (b) to rezone part of the land to which this plan applies to partly Residential “C” and partly Public Recreation “A” under the 1988 plan, and
- (c) pursuant to the *Local Government Act 1993*, to reclassify certain land as operational land and to reclassify or classify certain other land as community land.

3 Land to which plan applies

- (1) To the extent that this plan extends the curtilage of a heritage item, it applies to part of Lot 12, DP 28045, The Avenue, Mount Druitt.
- (2) To the extent that this plan rezones land, it applies to land fronting The Avenue, Mount Druitt, as shown edged heavy black on the map marked “Blacktown Local Environmental Plan 1988 (Amendment No 170)” deposited in the office of the Council of the City of Blacktown.
- (3) To the extent that this plan reclassifies or classifies land, it applies to land fronting The Avenue, Mount Druitt, as shown edged heavy black on the map marked “Classification Map No 20” deposited in that office.

4 Amendment of Blacktown Local Environmental Plan 1988

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

Blacktown Local Environmental Plan 1988 (Amendment No 170)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Interpretation

Insert in appropriate order in the definition of *the map* in clause 6 (1):

Blacktown Local Environmental Plan 1988 (Amendment No 170)

[2] Clause 39 Classification or reclassification of public land as operational land

Insert before clause 39 (2) (a):

- (aa) those trusts, estates, interests, dedications, conditions, restrictions and covenants (if any) specified in relation to the land in Part 2 of Schedule 4, and

[3] Schedule 2 Heritage items

Insert “and part of Lot 12, DP 28045” after “Part of Lot X, DP 412362” in the matter relating to *The Manse* under the heading of “**Mount Druitt**” in the Schedule.

[4] Schedule 4 Classification or reclassification of public land as operational land

Insert in alphabetical order of locality in Part 2 of the Schedule:

Mount Druitt

The Avenue

Part of Lot X, DP 412362, part of Lot 12, DP 28045 and Lot 30, Section 2, DP 1128, as shown edged heavy black and lettered “Operational land” on the map marked “Classification Map No 20”—Drainage easements noted on Certificates of Title Folio Identifiers 12/28045 and 30/2/1128—*Blacktown Local Environmental Plan 1988 (Amendment No 170)*

Blacktown Local Environmental Plan 1988 (Amendment No 170)

Schedule 1 Amendments

[5] Schedule 5 Classification or reclassification of public land as community land

Insert in alphabetical order of street name under the heading of “Mount Druitt” in the Schedule:

The Avenue	Lot 1, DP 410177 and Lot Y, DP 412362, as shown edged heavy black and lettered “Community land” on the map marked “Classification Map No 20”.
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Manly Local Environmental Plan 1988 (Amendment No 49)

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. (S01/00154/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Manly Local Environmental Plan 1988 (Amendment No 49)

Manly Local Environmental Plan 1988 (Amendment No 49)

1 Name of plan

This plan is *Manly Local Environmental Plan 1988 (Amendment No 49)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies from the Residential Zone to the Open Space Zone under *Manly Local Environmental Plan 1988 (the 1988 plan)*, and
- (b) to rezone part of the land from the Open Space Zone to the Residential Zone under the 1988 plan, and
- (c) to reduce the area of land identified on the zoning map for the purpose of the future road widening of the Wakehurst Parkway and to zone the residue land to partly the Open Space Zone and partly the Residential Zone under the 1988 plan.

3 Land to which plan applies

This plan applies to land situated in the local government area of Manly, being:

- (a) land fronting Gurney Crescent and Clavering Road, Seaforth, as shown coloured light scarlet or dark green on Sheet 1 of the map marked “Manly Local Environmental Plan 1988 (Amendment No 49)” deposited in the office of Manly Council, and
- (b) land fronting the Wakehurst Parkway, Seaforth, as shown coloured light scarlet or dark green on Sheet 2 of that map.

4 Amendment of Manly Local Environmental Plan 1988

Manly Local Environmental Plan 1988 is amended by inserting in appropriate order in the definition of **the map** in clause 7 (1) the following words:

Manly Local Environmental Plan 1988 (Amendment No 49)

Marrickville Local Environmental Plan 2001 (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. (S01/01893/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Marrickville Local Environmental Plan 2001 (Amendment No 6)

Marrickville Local Environmental Plan 2001 (Amendment No 6)

1 Name of plan

This plan is *Marrickville Local Environmental Plan 2001 (Amendment No 6)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies from the Light Industrial 4 (B) zone to the Residential 2 (C) zone under *Marrickville Local Environmental Plan 2001* so as to accommodate uses consistent with that residential zone and to promote the economic use of the land in a manner compatible with its surroundings, and
- (b) to set the maximum floor space ratio for the total development on the land and the maximum number of dwellings that can be erected.

3 Land to which plan applies

This plan applies to land situated in the local government area of Marrickville, being Lot 47, Section AA, DP 4705, and known as Nos 1–7 Macaulay Road, Stanmore, as shown coloured pink with red edging and lettered 2 (C) on the map marked “Marrickville Local Environmental Plan 2001 (Amendment No 6)—Zoning Map” deposited in the office of Marrickville Council.

4 Amendment of Marrickville Local Environmental Plan 2001

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

Marrickville Local Environmental Plan 2001 (Amendment No 6)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Schedule 1 Definitions

Insert in appropriate order in the definition of *the additional uses development and site specific development controls map*:

Marrickville Local Environmental Plan 2001 (Amendment No 6)—Additional Uses Development and Site Specific Development Controls Map

[2] Schedule 1, definition of “the map”

Insert in appropriate order:

Marrickville Local Environmental Plan 2001 (Amendment No 6)—Zoning Map

[3] Schedule 2 Additional uses development and site specific development controls

Insert in Columns 1 and 2, respectively, in appropriate order according to the street name and number:

1–7 Macaulay Road, Stanmore
Lot 47, Section AA, DP 4705

The floor space ratio for the total development does not exceed 1.52:1.
The total number of dwellings does not exceed 14.

Hurstville Local Environmental Plan 1994 (Amendment No 37)

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. (R97/00007/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Hurstville Local Environmental Plan 1994 (Amendment No 37)

Hurstville Local Environmental Plan 1994 (Amendment No 37)

1 Name of plan

This plan is *Hurstville Local Environmental Plan 1994 (Amendment No 37)*.

2 Aims of plan

This plan aims to apply the minimum density requirement for land within a foreshore scenic protection area under *Hurstville Local Environmental Plan 1994* only to land within the Residential Zone under that plan.

3 Land to which plan applies

This plan applies to all land to which clause 19B of *Hurstville Local Environmental Plan 1994* applies.

4 Amendment of Hurstville Local Environmental Plan 1994

Hurstville Local Environmental Plan 1994 is amended by inserting “that is within Zone No 2 and” after “land” in clause 19B (3).



City of Shoalhaven Local Environmental Plan 1985 (Amendment No 194)

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*. (W01/00122/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 City of Shoalhaven Local Environmental Plan 1985 (Amendment No 194)

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 194)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 194)*.

2 Aims of plan

This plan aims:

- (a) to rezone the subject land to the Environment Protection 7 (d2) (Special Scenic) Zone under *City of Shoalhaven Local Environmental Plan 1985*, and
- (b) to provide for the erection of one dwelling-house on the subject land on the south side of the creek on that land.

3 Land to which plan applies

This plan applies to land situated in the City of Shoalhaven, being Lot 3 DP 810820, as shown edged heavy black on the map marked "City of Shoalhaven Local Environmental Plan 1985 (Amendment No 194)" deposited in the office of the Council of the City of Shoalhaven.

4 Amendment of City of Shoalhaven Local Environmental Plan 1985

City of Shoalhaven Local Environmental Plan 1985 is amended as set out in Schedule 1.

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 194)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Interpretation

Insert in appropriate order in the definition of *the map* in clause 6 (1):

City of Shoalhaven Local Environmental Plan 1985
(Amendment No 194)

[2] Schedule 9

Insert at the end of the Schedule:

Lot 3 DP 810820, Parish of Bherwerre—erection of one dwelling-house of not more than two storeys on south side of creek, with a maximum building height of 6.0 metres above natural ground level (or 7.5 metres above that level, if the consent authority is satisfied that the architectural merit of the building design justifies the additional height), and the retention of all trees other than those required to be removed for the purpose of the dwelling-house or bushfire protection purposes.

Roads and Traffic Authority

ROADS ACT 1993

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

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

.....
David Philpott
General Manager
Boorowa Council
(by delegation from the Minister of Roads)

SCHEDULE

1. Citation

This Notice may be cited as the Boorowa Council B-Doubles notice No.1/2002.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 20 October 2007 or until the gazettal is amended or repealed.

4. Application

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

Type	Road No.	Road Name	Starting Point	Finishing Point	Conditions
25	241	Muringo Rd	Lachlan Valley Way (MR56)	Boorowa/Young Shire Boundary	

Roads Act 1993

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

Queanbeyan 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.

Hugh A Percy
General Manager
Queanbeyan City Council
(by delegation from the Minister for Roads)

Schedule

1. **Citation**

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

2. **Commencement**

This Notice takes effect from the date of gazettal.

3. **Effect**

This Notice remains in force until 31 December 2006 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 Queanbeyan City Council

Type	Rd No	Road Name	Starting point	Finishing point	Conditions
25	000	Kendall Ave North, Queanbeyan	Lorn Rd	Carlton United Brewery Depot, 21 Kendall Ave North	The only place of access for B-Doubles on this route is 21 Kendall Ave North

Roads Act 1993**Notice under the Roads Transport (Mass, Loading and Access) Regulation, 1996**

I, Paul Forward, Chief Executive of the Roads and Traffic Authority, in pursuance of Divisions 1, 2 and 3 of Part 3 of the Road Transport (Mass, Loading, Access) Regulation 1996, by this Notice, specify the routes and areas on or in which those vehicles described in clause 4 may be used subject to any requirements or conditions set out in the Schedule.

Paul Forward
Chief Executive
Roads and Traffic Authority

Schedule**Part 1- General****1.1 Citation**

This Notice may be cited as the Roads and Traffic Authority 4.6 Metre High Vehicle Route Notice No 4/2002.

1.2 Commencement

This Notice takes effect from the date of gazettal.

1.3 Effect

This Notice remains in force until 1 August 2007 unless it is amended or repealed earlier.

1.4 Application

This Notice applies to the vehicle classes specified in Part 2 of this Schedule.

1.5 Limitations

The conditions of requirements set out in Clause 3.3 and 3.4 of Part 3 ('Vehicle Access'), Part 4 ('General Requirements') and Part 5 ('Special Requirements') of the Schedule to the '**4.6m Metre High Vehicle Route Notice 1999**' published in NSW Government Gazette No.22 of 19 February, 1999, as amended by the Notice published in NSW Government Gazette No.32 of March, 2000, must be duly complied with.

Part 2- Vehicle Classes**2.1 Class 1 Vehicles**

- a) a special purpose vehicle that exceeds 4.3 metres, but does not exceed 4.6metres, in height;

- b) a vehicle or combination (including a low loader or load platform combination) that is specially designed for the carriage of large indivisible item, that together with any load, exceeds 4.3 metres but does not exceed 4.6 metres in height;

2.2 Class 2 vehicles

- a) a combination carrying vehicles on more than one deck that together with any load, exceeds 4.3 metres but does not exceed 4.6 metres in height;
- b) a single motor vehicle, or combination, that exceeds 4.3 metres but does not exceed 4.6 metres in height and is built to carry cattle, sheep, pigs or horses.

2.3 Class 3 vehicles

- a) a single motor vehicle, or combination, that, together with its load exceeds 4.3 metres but does not exceed 4.6 metres in height and is carrying wool, hay bales or other primary produce;
- b) a single motor vehicle carrying vehicles on more than one deck that, together with its load exceeds 4.3 metres but does not exceed 4.6 metres in height.
- c) a single motor vehicle, or combination, that is constructed to exceed 4.3 metres in height, but does not exceed 4.6 metres in height and is carrying freight, other than cattle, sheep, pigs, horses, wool, hay bales, or other primary produce.
- d) a single motor vehicle or combination carrying a freight container that together with its load exceeds 4.3 metres in height, but does not exceed 4.6 metres in height.

Part 3 – Routes

3.1 Routes

4.6 metre high vehicle routes within the Sydney Region

Route	Starting point	Finishing point	Conditions
Minto Rd, Ingleburn	Pembroke Rd	Collins Promenade	
Malta St, Fairfield East	Woodville Rd		
Chisholm Rd, Regents Park	Wellington Rd	Princes Rd West	

Roads Act 1993
Notice under Clause 17 of the Road Transport (Mass, Loading and Access)
Regulation 1996

I, Paul Forward, Chief Executive of the Roads and Traffic Authority, 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.

Paul Forward
Chief Executive
Roads and Traffic Authority

Schedule

Citation

This Notice may be cited as the Roads and Traffic Authority 25 Metre B-Doubles Notice No. 7/2002.

Note: This Notice replaces the Singleton Shire Council B-Doubles Notice No. 5, 2001 that was published in Government Gazette No 135 of 7 September 2001 at page 7689.

Commencement

This Notice takes effect on the date of Gazettal.

Effect

This Notice remains in force until unless it is amended or repealed earlier.

Application

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.

Routes

B- Doubles routes within the Singleton Council.

Type	Road No.	Road Name	Starting Point	Finishing Point	Conditions
25	000	Bridgman Rd, Singleton	New England Highway	No 653 Bridgman Rd (Camberwell Coal)	

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Skinners
Creek in the Ballina 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 Ballina
Shire Council area, Parish of Teven and County of Rous,
shown as:

Lots 6 and 7 Deposited Plan 250476; and
Lots 10 and 11 Deposited Plan 591504.

(RTA Papers: 10/62.1211)

ROADS ACT 1993**LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at Hinchinbrook
in the Liverpool City Council area.

THE Roads and Traffic Authority of New South Wales by
its delegate declares, with the approval of Her Excellency
the Governor, that the interest in land described in the
schedule below is acquired by compulsory process under the
provisions of the Land Acquisition (Just Terms
Compensation) Act 1991 for the purposes of the Roads Act
1993.

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

SCHEDULE

A lease, as described in Memorandum 8584711 recorded at
Land and Property Information NSW, of all that piece or
parcel of Crown land shown as Lot 12 on RTA Plan 6009
259 SS 0013, being part of the land in an unnotified reserve.

(RTA Papers FPP 2M2891)

Other Notices

APPRENTICESHIP AND TRAINEESHIP ACT 2001

NOTICE OF MAKING OF A VOCATIONAL TRAINING ORDER

NOTICE is given that the Commissioner for Vocational Training, in pursuance of section 6 of the Apprenticeship and Traineeship Act 2001, has made the following Vocational Training Order in relation to the recognised traineeship vocation of Asset Maintenance.

CITATION

The order is cited as the Asset Maintenance Order.

ORDER

A summary of the Order is given below.

(a) Term of Training

(i) Full-time

The nominal term of training for the various traineeship categories is as follows:

Certificate II in Asset Maintenance (Cleaning Operations) – 6 months

Certificate III in Asset Maintenance (Cleaning Operations) – 12 months

Certificate IV in Asset Maintenance (Cleaning Operations Management) – 12 months

Certificate II in Asset Maintenance (Pest Management – Technical) – 12 months

Certificate II in Asset Maintenance (Pest Management – Business Operations) – 12 months

Certificate III in Asset Maintenance (Pest Management – Technical) – 12 months

Certificate III in Asset Maintenance (Pest Management – Business Operations) – 12 months

Certificate IV in Asset Maintenance (Pest Management) – 24 months

Certificate II in Asset Maintenance (Portable Fire Equipment Service Operations) – 12 months

Certificate III in Asset Maintenance (Portable Fire Equipment Service Operations) – 24 months

Certificate II in Asset Maintenance (Waste Management) – 12 months

Certificate III in Asset Maintenance (Waste Management) – 18 months

Certificate IV in Asset Maintenance (Waste Management) – 36 months

or until achievement of the relevant competencies to this Vocational Training Order is demonstrated.

(ii) Part-time

The nominal term for a part time traineeship is determined by the average weekly hours worked in the traineeship (including structured training) and the nominal full-time term for that traineeship.

School based traineeships

In the case of school-based part-time traineeships, where the nominal full-time term is twelve (12) months, training shall be for nominal terms up to 30 months within which period(s) trainees shall be required to demonstrate competencies relevant to the Vocational Training Order. Training may extend to 36 months where the Higher School Certificate is being delivered over a three (3) year period.

Students may work full-time during school vacations. They are not required to attend on-the-job or off-the-job training for more than 7.6 hours per week during examination periods or exam preparation periods.

The table below identifies the allowable hours which may be undertaken and the nominal terms for part-time traineeships.

Full-time Traineeship Term	6 mths	12 mths	18 mths	24 mths	30 mths	36 mths	48 mths
Weekly Hours	Nominal Term Required (Months)						
15	15	30	45	Not Allowable			
16	15	29	44				
17	14	28	42				
18	14	27	41				
19	13	26	39				
20	13	25	38				
21	12	24	36	48			
22	12	23	35	46			
23	11	22	33	44	55		
24	11	21	32	42	53		
25	10	20	30	40	50	60	
26	10	19	29	38	48	57	
27	9	18	27	36	45	54	72
28	9	17	26	34	43	51	68
29	8	16	24	32	40	48	64
30	8	15	23	30	38	45	60
31	Not Allowable		22	28	35	42	56
32			20	26	33	39	52

(b) Competency Outcomes

Trainees will be trained in and achieve competence in the units of competence specified in the Asset Maintenance Training Package PRM98.

(c) Courses of Study to be undertaken

Trainees will undertake the following courses of study:
Certificate II in Asset Maintenance (Cleaning Operations) PRM 20198

Certificate III in Asset Maintenance (Cleaning Operations) PRM 30198

Certificate IV in Asset Maintenance (Cleaning Operations Management) PRM 40198

Certificate II in Asset Maintenance (Pest Management – Technical) PRM 20298

Certificate II in Asset Maintenance (Pest Management – Business Operations) PRM 20398

Certificate III in Asset Maintenance (Pest Management – Technical) PRM 30298

Certificate III in Asset Maintenance (Pest Management – Business Operations) PRM 30398

Certificate IV in Asset Maintenance (Pest Management) PRM 40298

Certificate II in Asset Maintenance (Portable Fire Equipment Service Operations) PRM 20400

Certificate III in Asset Maintenance (Portable Fire Equipment Service Operations) PRM 30400

Certificate II in Asset Maintenance (Waste Management) PRM 20500

Certificate III in Asset Maintenance (Waste Management) PRM 30500

Certificate IV in Asset Maintenance (Waste Management) PRM 40500

AVAILABILITY TO INSPECT

A copy of the Vocational Training Order may be inspected at any Industry Training Centre of the Department of Education and Training or on the Internet at <http://apprenticeship.det.nsw.edu.au>.

CHARITABLE TRUSTS ACT 1993

ORDER UNDER SECTION 12
CY-PRES SCHEME RELATING TO
THE ARMIDALE BABY HEALTH CENTRE

BY Deed of Trust dated 14 June 1934, Mr George Nott transferred property at 174 Rusden Street, Armidale to be held on trust for the erection of a 'Baby Health Centre.' Following the donation of the land, the building at which the business of the Armidale Baby Health Centre was conducted was built with public funds. In 1993 the Baby Health Centre (now known as the Early Childhood Centre) relocated to another building at the Armidale Regional Hospital, making the building at 174 Rusden Street redundant. The original trust at this point became impracticable of performance and had failed. The original purpose of the Trust having failed, it was agreed by the three Trustees that the property at 174 Rusden Street would be sold and a cy pres scheme sought to distribute the proceeds.

It has been submitted that the proceeds of the sale, which amount to \$101,033.44, be applied to other services provided by the Armidale and New England Hospital to mothers and children as well as to two other child-related services, as follows:

- 1) To the Armidale and New England Regional Hospital to be used for the purchase of equipment for the Maternity Unit as described by the New England Area Health Service – \$71,760.81.
- 2) To the Armidale and New England Regional Hospital to be used for the purpose of purchasing a gynaecology examination couch and other equipment for use by the Obstetrician and Gynaecologist – \$16,741.97.
- 3) To the 'Hope for the Children' organisation at Armidale – \$6,265.33.
- 4) To the Telstra Child Flight rescue helicopter service at Wentworthville NSW – \$6,265.33.

I have formed the view that the gift of property to be held on trust for the erection of a baby health centre is a gift for charitable purposes and I have approved a recommendation that the Attorney General establish a cy-pres scheme pursuant to section 12(1)(a) of the Charitable Trusts Act 1993 to enable the Trustees to distribute the proceeds of sale of 174 Rusden Street as detailed above.

Therefore, pursuant to section 12 of the Charitable Trusts Act, I hereby order that the proceeds of sale of 174 Rusden Street Armidale be applied cy pres for the purposes detailed above, such order to take effect 21 days after its publication in the *Government Gazette*, in accordance with section 16(2) of the Charitable Trusts Act.

Date of Order: 30 July 2002

MG SEXTON, SC,
Solicitor General

Under delegation from the Attorney General

**CRIMES (ADMINISTRATION OF SENTENCES)
ACT 1999**

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(1), 226(2) and 226(3) of the Crimes (Administration of Sentences) Act 1999, do, by this proclamation, declare the following periodic detention centres, previously proclaimed as correctional centres under section 225(1) of the Crimes (Administration of Sentences) Act 1999 on 17 October 2001, to be periodic detention centres for the purposes of this Act, and are to be known by the names listed hereunder; and I further declare that the governor of each correctional centre listed hereunder is to be responsible for each periodic detention centre so listed:

Name of periodic detention centre	Governor of correctional centre responsible for periodic detention centre
Bathurst Periodic Detention Centre	Bathurst Correctional Centre
Broken Hill Periodic Detention Centre	Broken Hill Correctional Centre
Mannus Periodic Detention Centre	Mannus Correctional Centre
Norma Parker Periodic Detention Centre	Mulawa Correctional Centre
Parklea Periodic Detention Centre	Parklea Correctional Centre
Periodic Detention Centre, Newcastle	Cessnock Correctional Centre
Tamworth Periodic Detention Centre	Tamworth Correctional Centre
Wollongong Periodic Detention Centre	Berrima Correctional Centre

This proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 24th day of July 2002.

By Her Excellency's Command.

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

GODSAVETHEQUEEN!

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

GOVERNOR

I, PROFESSOR MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and pursuant to sections 224(3) and 225(4) of the Crimes (Administration of Sentences) Act 1999, do, by this proclamation, vary the following proclamations published in the *Government Gazette* on the dates indicated, and in variation thereof I declare that the additional words indicated hereunder should be added to each proclamation after the existing words indicated:

In the proclamation published in *Government Gazette* number 19 dated 11 January 2002 under the first heading "Crimes (Administration of Sentences) Act" at page 141, the additional words " , to the extent that the proclamation concerned Brewarrina (Yetta Dhinnakkal) Complex" are to be added after the words "which declared Brewarrina (Yetta Dhinnakkal) Complex to be a correctional complex".

In the proclamation published in *Government Gazette* number 19 dated 11 January 2002 under the second heading "Crimes (Administration of Sentences) Act" at page 141, the additional words " , to the extent that the proclamation concerned Brewarrina (Yetta Dhinnakkal) Centre" are to be added after the words "which declared Brewarrina (Yetta Dhinnakkal) Centre to be a correctional centre".

In the proclamation published in *Government Gazette* number 19 dated 11 January 2002 under the second heading "Crimes (Administration of Sentences) Act" at page 142, the additional words " , to the extent that the proclamation concerned Lithgow Correctional Centre" are to be added after the words "which declared Lithgow Correctional Centre to be a correctional centre".

In the proclamation published in *Government Gazette* number 54 dated 1 March 2002 under the heading "Crimes (Administration of Sentences) Act" at page 1436, that the additional words " , to the extent that the proclamation concerned Cessnock Correctional Centre" are to be added after the words "which declared Cessnock Correctional Centre to be a correctional centre".

This proclamation is to take effect on and from the date of publication in the *Government Gazette*.

Signed and sealed at Sydney, this 24th day of July 2002.

By Her Excellency's Command.

RICHARD AMERY, M.P.,
Minister for Corrective Services
and Minister for Agriculture

GODSAVETHEQUEEN!

GEOGRAPHICAL NAMES ACT 1966

Notice Of Revised Proposal To Assign Geographical Names And Determine the Extent of Suburbs Within Lane Cove Council Area

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 GNB3624. The map may be viewed at Lane Cove Council Chambers, Lane Cove Library and the office of the Geographical Names Board, Land and Property Information, Panorama Avenue, Bathurst.

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

Greenwich, Lane Cove, Lane Cove North, Lane Cove West, Linley Point, Longueville, Northwood, Riverview and St Leonards.

Any person objecting to this proposal may within one (1) month of the date of this notice, give to the Secretary of the Board notice in writing of the objection, setting out the grounds of the objection.

W WATKINS,
Chairperson

Geographical Names Board
PO Box 143
BATHURST NSW 2795

GEOGRAPHICAL NAMES ACT 1966**ERRATUM**

THE notice appearing in *Government Gazette* No. 116, dated 12 July 2002, relating to the appointment of persons as members of the Electrical Equipment Safety Advisory Committee was incorrect in as much as the appointments should have been made under the Electricity Safety Act 1945 and not the Fair Trading Act 1987.

JOHN AQUILINA, M.P.,
Minister for Fair Trading

GEOGRAPHICAL NAMES ACT 1966**ERRATUM**

IN the Erratum notice referring to the notice of proposal to assign Geographical Names for Suburbs/Localities in the Warringah Council Area, in the *Government Gazette* of 30 March 2001, the name Ku-ring-gai Chase should not have been included and should be omitted. In the notice referring to assignment of Geographical Names and Boundaries for Suburbs in Warringah Council Area in the *Government Gazette* of 1 June 2001 the name Ku-Ring-Gai Chase should have been Ku-ring-gai Chase. The spelling in the proposal notice of 27 November 1998, Ku-ring-gai Chase, is correct, being the same as the National Park within which it is situated.

W WATKINS,
Chairperson

Geographical Names Board
PO Box 143
BATHURST 2795

INCORPORATION OF PARENTS AND CITIZENS ASSOCIATIONS

THE following associations are hereby incorporated under the Parents and Citizens Associations Incorporation Act, 1976.

1. Albion Park Rail Public School
2. Bellata Public School
3. Booral Public School
4. Burcher Public School
5. Camdenville Public School
6. Cardiff Public School
7. Coffee Camp Public School
8. Coffs Harbour High School
9. Coledale Public School
10. Coerwull Public School
11. Corinella Public School
12. Cowra Public School
13. Dubbo South Public School
14. Dulwich Hill Public School
15. Dunedoo Central School
16. Ebor Public School
17. Elanora Heights Public School
18. Empire Bay Public School
19. Fisher Road School
20. Iona Public School
21. Kareela Public School
22. Kemblawarra Public School

23. Kiama High School
24. Laggan Public School
25. Lithgow High School
26. Loftus Public School
27. Macksville Public School
28. Manilla Central School
29. Manning Gardens Public School
30. Menindee Central School
31. Moree Public School
32. Mount Brown Public School
33. Mount Terry Public School
34. Murrurundi Public School
35. Newbridge Heights Public School
36. Pacific Palms Public School
37. Pleasant Heights Public School
38. Prairievale Public School
39. Quaama Public School
40. Quambone Public School
41. Queanbeyan South Public School
42. Rydalmere East Public School
43. Sandy Beach Public School
44. Sherwood Grange Public School
45. Tallong Public School
46. Tambar Springs Public School
47. Tuggerah Lakes Secondary College, The Entrance Campus
48. Ulong Public School
49. Ungarie Central School
50. Vacy Public School
51. Warrimoo Public School
52. Waterfall Public School
53. Weston Public School
54. Woolgoolga Public School
55. Woy Woy Public School

JOHN WATKINS M.P.,
Minister for Education and Training

NATIONAL PARKS AND WILDLIFE ACT 1974**YARRAVELAND SKILLION NATURE RESERVES****PLAN OF MANAGEMENT**

IN pursuance of Section 76 of the National Parks and Wildlife Act, 1974, it is hereby notified that a Plan of Management for Yarravel and Skillion Nature Reserves has been prepared.

The plan will be on public display from 2 August 2002 until 28 October 2002. Copies of the plan may be inspected during office hours at:

NPWS Head Office	National Parks & Wildlife Service
Library	Port Macquarie Regional Office
7th Floor	152 Horton Street
43 Bridge Street	PORT MACQUARIE
HURSTVILLE	
Kempsey Library,	National Parks Centre
Elbow Street	102 George Street
WEST KEMPSEY	THE ROCKS

Copies of the plan may be obtained, free of charge, from the above National Parks and Wildlife Service offices and the National Parks Centre and on our website: www.npws.nsw.gov.au.

Written representations in connection with the plan should be forwarded to:

The Planner
National Parks & Wildlife Service
PO BOX 61
PORT MACQUARIE NSW 2444

by close of business on 28 October 2002.

The plan of management together with any representations received will be submitted to the National Parks and Wildlife Advisory Council for its comments and advice to the Minister.

Your comments on the draft plan of management may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998 and identifies you. Following adoption of the plan by the Minister, copies of all submissions will be available by arrangement for inspection in the regional office mentioned above. If you do not want your personal details to become public, please mark on your submission that you want your details to remain confidential.

KEVIN SHANAHAN,
Manager
Conservation Management Unit

NATIONAL PARKS AND WILDLIFE ACT 1974

ABORIGINAL PLACE

IN pursuance of the powers vested in me under section 84 of the National Parks and Wildlife Act 1974, I, the Minister for the Environment, do by this my Order, declare such of the lands described hereunder as an Aboriginal Place.

BOB DEBUS, M.P.,
Minister for the Environment

Description

Land District – Dubbo; LGA – Narromine

County Narromine, Parish Yarradigerie, 10.12 hectares, being lot 24, DP 755133 (Portion 24). NPWS 01/00570.

Department of Health, New South Wales,
Sydney, 26 July 2002

POISONS AND THERAPEUTIC GOODS ACT 1966

RESTORATION OF DRUG AUTHORITY

IN accordance with the provisions of Clause 151 (1) of the Poisons and Therapeutic Goods Regulation 1994, a direction has been issued that the withdrawal of authority of Catherine Robinson, of 31 Tasman Rd AVALON 2107, to be in possession of or supply drugs of addiction as authorised by clauses 103 and 105 of the Regulation for the purposes of her profession as a nurse, shall cease to operate from 2 August 2002.

ROBYN KRUK,
Director-General

RETENTION OF TITLE

HER Excellency the Governor, by deputation of Her Majesty the Queen, has been pleased to approve of the retention of the title "Honourable" by Mr Robert Hunter, following his retirement as a Judge of the Supreme Court of New South Wales on 21 July 2002.

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND AND INTEREST IN 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 land described in Schedule 1 of this notice and the interest defined in Schedule 2 of this notice in the land described in Schedule 3 of this notice are 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 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 Schedules.

Dated this 24th day of July 2002.

HOWARD LACY,
Chief Executive

SCHEDULE 1

(Land)

All that piece or parcel of land situate at Chatswood West in the Local Government Areas of Ku-Ring-Gai, Willoughby and Ryde Parishes of Gordon, Hunters Hill and Willoughby County of Cumberland and State of New South Wales being Lot 1 in Deposited Plan 1041540 having an area of 1.876 hectares or thereabouts and said to be in the possession of the Crown, the National Parks and Wildlife Service of New South Wales, the Waterways Authority, Ku-Ring-Gai Municipal Council and Ryde City Council.

SCHEDULE 2

(Interest)

A lease on the terms set out in Memorandum 8708752 for a term specified in Memorandum 8708752 and commencing on the date on which the notice of acquisition is published in the New South Wales *Government Gazette*. The Lease shall, in respect of the parcels of land described in Schedule 3, be between the registered proprietors of the parcels of land described in Schedule 3 (as lessor) and the State Rail Authority of New South Wales (as lessee).

SCHEDULE 3

(Land)

All that piece or parcel of land situate at Chatswood West in the Local Government Areas of Ku-Ring-Gai and Ryde Parishes of Gordon and Hunters Hill County of Cumberland and State of New South Wales being Lot 1 in Deposited Plan 1042440 having an area of 5051 square metres or thereabouts and said to be in the possession of the Crown, Ku-Ring-Gai Municipal Council, Ryde City Council and the Waterways Authority.

All that piece or parcel of land situate at Chatswood West in the Local Government Area of Ku-Ring-Gai Parish of Gordon County of Cumberland and State of New South Wales being Lot 2 in Deposited Plan 1042440 having an area of 1702 square metres or thereabouts and said to be in the possession of the Crown and Ku-Ring-Gai Municipal Council.

SRA Reference: 011909

PRL Reference: 30671

2002 ELECTION OF FIVE (5) MEMBERS TO THE DENTAL BOARD

FOLLOWING the close of poll at Noon, Wednesday, 24 July 2002 the following persons are declared elected to the Dental Board of NSW.

John HIGHFIELD
John DALE
Thomas BOLAND
David SYKES
John LOCKWOOD

J WASSON,
Electoral Commissioner for NSW

NATIONAL PARKS AND WILDLIFE ACT 1974

INTERIM PROTECTION ORDER

IN PURSUANCE of section 91B of the National Parks and Wildlife Act 1974, I BOB DEBUS, the Minister for the Environment, having considered a recommendation by the Director-General of National Parks and Wildlife, DO HEREBY MAKE AN INTERIM PROTECTION ORDER in respect of the land described as Lot 38B in DP 13727, Lot 1 in DP 129737, Lot 1 in DP 781633, Lot 7 in DP 875447, Lot 37A in DP 13727, Lot 76 in DP 755701, Lot 272 in DP 755701, Lot 323 in DP 755701, Lot 6 in DP 875446, Lot 326 in DP 755701, Lot 2 in DP 819015, Lot 40 in DP 7462 and Lot 38A in DP 13727 depicted as the hatched area on the attached map marked "Diagram A" to prohibit the damaging or despoiling of the land or any part of the land which would constitute the carrying out of a development in relation to the land, the damaging or destruction of any tree or vegetation on the land, or the carrying on of any activity of the following type:

- disturbing the surface of the soil;
- undertaking earthworks;
- clearing, slashing, damaging or destruction of any tree or any native vegetation;
- application of herbicides or pesticides;
- dumping of spoil;

or any other activity that may affect the preservation, protection or maintenance of the natural, scientific and cultural heritage values of the land AND I DO FURTHER ORDER that the Interim Protection Order shall have effect for a period of 12 months.

This Order does not prohibit cattle grazing or the removal of slash pine in the western portion of Lot 2 in DP 819015 as indicated by stippling on the attached map marked "Diagram A" provided these works or activities do not result in destruction of native vegetation and or alteration of hydrology by means of draining, filling etc.

Additionally this Order does not prohibit the watering of tea trees in that area of land within part Lot 76, DP 755701, part Lot 326, DP 755701 and part Lot 272, DP 755701 as indicated by crosshatching on the attached map marked "Diagram A" (that area being the same area excluded from the 17 September 2001 Stop Work Order). Watering shall be limited to watering by means of either hand watering or watering from a water tanker. Watering by means of irrigation from the dam on Lot 326, DP 755701 is not permitted.

In this order, "development" means:

- (a) the erection of a building;
- (b) the carrying out of a work, in, on, over or under land;
- (c) the use of land or of a building or work in, on, over or under land;
- (d) the subdivision of land; and
- (e) the clearing of vegetation.

BOB DEBUS M.P.,
Minister for the Environment

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:

6 August 2002

022/7304 RELOCATION OF WORKCOVER NSW CBD OFFICE TO NEW PREMISES AT GOSFORD..
DOCUMENTS: \$110.00 PER SET.

7 August 2002

ITS015/3038 LEASE FACILITY, LOCAL GOVERNMENT. DOCUMENTS: \$330.00 PER SET.

025/264 WOUND CARE. DOCUMENTS: \$110.00 PER SET.

026/4004 RECRUITMENT SERVICES: CEO AND SENIOR EXECUTIVE SERVICE OFFICERS.
DOCUMENTS: \$110.00 PER SET.

14 August 2002

025/7294 EMPLOYEE ASSISTANCE PROGRAM. DOCUMENTS: \$110.00 PER SET.

023/7275 STORAGE AND DISTRIBUTION OF VACCINES FOR NSW HEALTH.
DOCUMENTS: \$110.00 PER SET.

21 August 2002

IT02/2829 RENTAL OF PERSONAL COMPUTERS AND PRINTERS. DOCUMENTS: \$110.00 PER SET.

02/7265 SUPPLY & INSTALLATION OF A FIXED PUBLIC ADDRESS SYSTEM.
DOCUMENTS: \$55.00 PER SET.

28 August 2002

IT 01/2807 COMMERCIALISATION OF LC AID DPWS'S LIFE CYCLE ASSESSMENT SOFTWARE.
DOCUMENTS: \$110.00 PER SET.

29 August 2002

02/2809 PROVISION OF JOINT COMPUTER NETWORK ADMINISTRATION AND SUPPORT.
DOCUMENTS: \$220.00 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.

Tender Closing 12th August 2002

Job No: 29035 Tenders are invited for the New South Wales Department of Education and Training's No Risk Rage Magazine. Tender consists of concept development, research, writing, design. Job consists of 32pp up to 36pp A4 Format 4 process colours throughout. Full details are available from Gavin Potter 9743 8777.



The Office of the NSW Government Printer

Printing Tender No. 26490

Tenders are invited for the printing of corrugated board disposable furniture and other products for the NSW General Election to be held in March 2003.

The criteria for the tender evaluation will carefully scrutinise all tender responses for the following:

- Capacity to produce all in-house
- Security (whilst in production and distribution)
- Implementation of quality procedures
- Being located close to the Sydney CBD

For full details and tender documentation, and to view samples, contact Phil Dobson, Tel: 9743 8777.

Tenders close 9.30am on Monday 26th August 2002, and must be lodged in the Tender Box at the Office of the NSW Government Printer & NSW Government Printing Service Unit 5, Block V, 391 Park Rd, Regents Park NSW 2143.



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PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BLUE MOUNTAINS CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given that the Council of the City of the Blue Mountains at its meeting on 1st May, 2001, Minute No. 186 resolved to acquire land for road widening purposes. That land as described in the Schedule below has now been acquired and is hereby declared as Council public road pursuant to section 10 of the Roads Act 1993. MICHAEL WILLIS, General Manager, Blue Mountains City Council, Locked Bag 5, Katoomba, NSW 2780. (File R07/0112).

SCHEDULE

Lot 6 in DP 868991. [0627]

COONABARABRAN SHIRE COUNCIL

Local Government Act 1993

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Coonabarabran Shire Council declares, with the approval of Her Excellency the Governor, that the lands described in Schedule 1 and Schedule 2 below, excluding mines and deposits of minerals within the land, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes identified in those Schedules. Dated at Coonabarabran this 10th day of July 2002. R. J. GERAGHTY, General Manager, Coonabarabran Shire Council, PO Box 191, Coonabarabran, NSW 2357.

SCHEDULE 1

Lot 1, DP 1033599 for the purpose of industrial development and resale.

SCHEDULE 2

Lot 2, DP 1033599 for the purposes of the Roads Act 1993. [0641]

COROWA SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Corowa Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below excluding mines and deposits of minerals within the land, is acquired by compulsory

process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a waste transfer station. Dated at Corowa this 18th day of July 2002. B. PARR, Acting General Manager, Corowa Shire Council, PO Box 77, Corowa, NSW 2646.

SCHEDULE

Lot 832 as shown in DP 1017750. [0628]

INVERELL SHIRE COUNCIL

Local Government Act 1993, Section 378

Fixing of Levels

NOTICE is hereby given that levels of Herbert Street – Prince Street to Brae Street, as shown on plans exhibited at Council's Office and as advertised in the *Inverell Times* on 21st June, 2002 have been duly approved and fixed by the authority delegated to me under section 378 of the Local Government Act 1993, as amended, in accordance with such plans, on 25th July, 2002. P. J. HENRY, General Manager, Inverell Shire Council, Administrative Centre, 144 Otho Street, Inverell, NSW 2360. [0629]

KYOGLÉ COUNCIL

Rural Fires Act 1997

Declaration of Bush Fire Danger Period

IN accordance with section 82 of the Rural Fires Act 1997, the bush fire danger period for the Kyogle Local Government area will commence on 27th July, 2002 and remain in force until 30th September, 2002. Pursuant to section 87 of the Rural Fires Act 1997, any person wishing to light any fire in the open, for any purpose, must obtain a permit to do so, from their local authority. Failure to comply can result in fines, under the Rural Fires Act 1997. KYOGLE COUNCIL, PO Box 11, Kyogle, NSW 2474. [0630]

LISMORE CITY COUNCIL

Rural Fires Act 1997

Declaration of Bush Fire Danger Period

IN accordance with section 82 of the Rural Fires Act 1997, the bush fire danger period for the Lismore City Local Government area will commence on 27th July, 2002 and remain in force until 30th September, 2002. Pursuant to section 87 of the Rural Fires Act 1997, any person wishing to light any fire in the open, for any purpose, must obtain a permit to do so, from their local authority. Failure to comply can result in fines, under the Rural Fires Act 1997. COLIN COOPER, Acting General Manager, Lismore City Council, PO Box 23A, Lismore, NSW 2480. [0631]

PARRY SHIRE COUNCIL

Local Government Act 1993, Section 50

Notice of Land Vested in Council as Public Reserve

NOTICE is hereby given by Parry Shire Council that pursuant to section 50 (4) of the Local Government Act 1993, the land described in the Schedule below is vested in Council as public reserve. Dated at Tamworth 30th July 2002. G. INGLIS, General Manager, Parry Shire Council, PO Box 441, Tamworth, NSW 2340.

SCHEDULE

Lot 21, section C in Deposited Plan 15137, Parish Grenfell.
[0644]

RICHMOND VALLEY COUNCIL

Rural Fires Act 1997

Declaration of Bush Fire Danger Period

IN accordance with section 82 of the Rural Fires Act 1997, the bush fire danger period for the Richmond Valley Local Government area will commence on 27th July, 2002 and remain in force until 30th September, 2002. Pursuant to section 87 of the Rural Fires Act 1997, any person wishing to light any fire in the open, for any purpose, must obtain a permit to do so, from their local authority. Failure to comply can result in fines, under the Rural Fires Act 1997. R. V SCHIPP, General Manager, Richmond Valley Council, Locked Bag 10, Casino, NSW 2470.

[0646]

TALLAGANDA SHIRE COUNCIL

Roads Act 1993

Roads (General) Regulation 1994

Naming of Public Roads – Meangora Road and Fernbrook Drive

NOTICE is hereby given that Tallaganda Shire Council, in accordance with the abovementioned Act, has named the roads described hereunder:

<i>Description of Road</i>	<i>Name</i>
That length of road approximately 4 kilometres long, commencing at the Endrick River Road at approximately 1.1 kilometres from Regional Road No. 92 and heading in a south-easterly direction through Lots 104 and 143, DP 755944, through Lot 4, DP 835606, again through Lot 143, DP 755944, then on the southern boundaries of Lots 1, 2 and 3, DP 857071 and Lot 130, DP 755944, then on the western and southern boundary of Lot 98, DP 755944, in the Parish of Meangora, County of St Vincent, Tallaganda Shire.	Meangora Road.
That length of road commencing at Main Road No. 92 at approximately 650 metres south of Corang Creek and running generally westerly for approximately 530 metres then generally southerly for approximately 480 metres in the Parish of Corang, County of St Vincent, Tallaganda Shire.	Fernbrook Drive.
Authorised by resolution of Council at its meeting held on Monday, 23rd April, 2001. A. STEWART, General Manager, Tallaganda Shire Council, PO Box 91, Braidwood, NSW 2622.	
[0632]	

KYOGLE COUNCIL

Local Government Act 1993, Section 713

Sale Of Land For Overdue Rates And Charges

NOTICE is hereby given to the persons named hereunder that the Council of Kyogle has resolved, in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder of which the persons named appear to be the owners or in which they appear to have an interest, and on which the rates stated in each case, as at 18th February, 2002, is due:

Owner(s) or person(s) having interest in the land	Description of subject land	Amount of rates and charges (including extra charges) overdue for more than five (5) years (\$)	Amount of all other rates and charges (including extra charges) payable and unpaid (\$)	Total (\$)
(a)	(b)	(c)	(d)	(e)
K. BAXTER.	Lot 22, DP 711890.	\$282.73	\$2,786.45	\$3,069.18
JARGUAN ABORIGINAL CORPORATION.	Lot 6, section 6, DP 6063	\$2,018.47	\$3,695.17	\$5,713.64
JARGUAN ABORIGINAL CORPORATION.	Lot 2, section 1, DP 758639.	\$464.72	\$2,959.26	\$3,423.98
T. M. LACKAY, C. A. LACKAY, G. P. JACKSON, S. J. FRY.	Lot 7, DP 751047.	\$1,038.73	\$3,355.44	\$4,394.17
P. J. RICCARDI.	Lot 1, DP 123593; Lot 55, DP 751077.	\$1542.89	\$2,983.43	\$4,526.32
Estate of the Late D. W. MacKINNON.	Lots 17 and 18, section 1, DP 4973.	\$268.38	\$7,843.29	\$8,111.67

In default of prior payment to the Council of the rates due and in arrears, the said land will be offered for sale by public auction by Kyogle Real Estate at the premises of Kyogle Real Estate, Summerland Way, Kyogle on Saturday, 9th November, 2002 at 10.00 a.m. KEN DAVIES, General Manager, Kyogle Council, PO Box 11, Kyogle, NSW 2474.

[0633]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FLORENCE OLGA NAOMI MAY, late of Wesley Heights Nursing Home, 809/33 Birkley Road, Manly, in the State of New South Wales, who died on 16th April, 2002, must send particulars of his claim to the executors, Gordon Harvey and Isabell Harvey, c.o. Frances Mary Doyle & Associates, Solicitors, Suite 7 “Manooga”, 35 East Esplanade, Manly, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 3rd July, 2002. FRANCES MARY DOYLE & ASSOCIATES, Solicitors, Suite 7 “Manooga”, 35 East Esplanade, Manly, NSW 2095 (DX 9238, Manly), tel.: (02) 9977 1155.

[0634]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALESSANDRINA TELESE (named in the Will ALESSANDRA TELESE), late of 8/4 Gaza Road, West Ryde, in the State of New South Wales, who died on 6th March, 2002, must send particulars of his claim to the executrix, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde, within

one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 22nd July, 2002. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde, NSW 2114 (DX 27551, West Ryde), tel.: (02) 9858 1533.

[0643]

COMPANY NOTICES

NOTICE of voluntary liquidation pursuant to section 491 (2) of the Corporations Law.—J. J. DALY PTY LIMITED, ACN 001 259 856.—At a general meeting of the abovenamed company duly convened and held at 179 George Street, Quirindi on 22nd July, 2002 the following special resolution was passed: “That the company be wound up as a members’ voluntary liquidation and that Colin William Stewart of C. W. Stewart & Associates, 179 George Street, Quirindi be appointed liquidator with power to distribute the assets of the company in specie for the purposes of winding up the company and also be empowered to destroy all books and papers of the company after five (5) years of the date of dissolution of the company”. Dated 22nd July, 2002. C. W. STEWART, c.o. C. W. Stewart & Associates, Chartered Accountants, 179 George Street, Quirindi, NSW 2343, tel.: (02) 6746 3100.

[0635]

NOTICE of voluntary winding up.—A C N 073 569 301 PTY LIMITED, ACN 073 569 301.—At a general meeting of A C N 073 569 301 Pty Limited convened and held at Level 8, 36 Carrington Street, Sydney on 3rd July, 2002 the following was duly passed as a special resolution in accordance with a recommendation by the Directors: “That the company be wound up voluntarily and that Matthew McNamara of Level 8, 36 Carrington Street, Sydney be appointed liquidator”. Dated this 24th July 2002. M. McNAMARA, Liquidator, c.o. Dawson & Partners, Chartered Accountants, Level 8, 36 Carrington Street, Sydney, NSW 2000, tel.: (02) 9299 8638. [0636]

NOTICE of voluntary winding up.—MOTUKI PTY LIMITED, ACN 002 093 487.—At a general meeting of Motuki Pty Limited convened and held at 9-15 Barnes Street, Cootamundra on 3rd July, 2002 the following was duly passed as a special resolution in accordance with a recommendation by the Directors: “That the company be wound up voluntarily and that Matthew McNamara of 9-15 Barnes Street, Cootamundra be appointed liquidator”. Dated this 24th July 2002. M. McNAMARA, Liquidator, c.o. Dawson & Partners, Chartered Accountants, 9-15 Barnes Street, Cootamundra, NSW 2590, tel.: (02) 6942 1711. [0637]

NOTICE of meeting of members.—COAL SOUTH INVESTMENTS PTY LIMITED, ACN 087 078 368.—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed company will be held at the offices of Steel Walsh & Murphy of 103 Kendal Street, Cowra on 30th August, 2002 for the purpose of laying before the meeting the liquidator’s final account and report and giving any explanation thereof. Dated this 29th day of July 2002. KENDALL McMASTER, Chartered Accountant, 103 Kendal Street, Cowra, NSW 2794, tel.: (02) 6342 1311. [0638]

NOTICE of meeting of members.—MELCAZ PTY LIMITED, ACN 054 697 193.—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed company will be held at the offices of Steel Walsh & Murphy of 103 Kendal Street, Cowra on 30th August, 2002 for the purpose of laying before the meeting the liquidator’s final account and report and giving any explanation thereof. Dated this 29th day of July 2002. KENDALL McMASTER, Chartered Accountant, 103 Kendal Street, Cowra, NSW 2794, tel.: (02) 6342 1311. [0639]

NOTICE of meeting of members.—AUSTRALIAN COAL FINANCE PTY LIMITED, ACN 082 887 732.—Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed company will be held at the offices of Steel Walsh & Murphy of 103 Kendal Street, Cowra on 30th August, 2002 for the purpose of laying before the meeting the liquidator’s final account and report and giving any explanation thereof. Dated this 29th day of July 2002. KENDALL McMASTER, Chartered Accountant, 103 Kendal Street, Cowra, NSW 2794, tel.: (02) 6342 1311. [0640]

NOTICE of members’ voluntary winding up.—ARTIE & RUTH PTY LIMITED, ACN 001 967 942 (formerly EDWARDS BUS SERVICES PTY LIMITED).—Notice is hereby given that on 22nd July, 2002 a members’ resolution was passed that the company be wound up voluntarily and that Robert Walter Edwards be appointed liquidator. R. W. EDWARDS, 6 Jinjera Parade, Pambula Beach, NSW 2549. [0642]

OTHER NOTICES

AUSTRALIAN INLAND ENERGY AND WATER

Water Management Act 2000

Water and Sewerage Charges

Determination of Service Charges for Year Commencing 1st July, 2002

PURSUANT to section 310 of the Water Management Act 2000 and Regulations, Australian Inland Energy and Water determines the scale of charges to apply for the 12 months commencing on 1st July, 2002, as follows:

SCHEDULE 1

Water Supply Charges

1. CITY OF BROKEN HILL

Residential Land:

a) Water Access Charge:

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	226.00
25 mm	260.00
32 mm	545.00
40 mm	854.00
50 mm	1,330.00
80 mm	3,390.00
100 mm	5,300.00

plus

b) i) Water Usage Charge:

Water Usage

0 – 200 kilolitres allowance included in access charge
201 – 400 kilolitres 62 cents per kilolitre

Over 400 kilolitres \$1.66 per kilolitre

In respect of strata titled units each unit is billed the minimum standard residential water access charge and the strata titled complex receives a combined annual water allowance based on 200 kilolitres per unit.

b) ii) Unfiltered Water Usage Charge:

0 – 200 kilolitres allowance included in access charge
Over 200 kilolitres 80 cents per kilolitre

Commercial Land:

a) Water Access Charge:

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	226.00
25 mm	353.00

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
32 mm	579.00
40 mm	904.00
50 mm	1,413.00
80 mm	3,616.00
100 mm	5,650.00
150 mm	12,713.00

b) Water Usage Charge:

0 – 200 kilolitres allowance included in access charge
 201 – 400 kilolitres 80 cents per kilolitre
 Over 400 kilolitres \$1.16 per kilolitre

c) Unfiltered Water Usage Charge:

0 – 200 kilolitres allowance included in access charge.
 Over 200 kilolitres 80 cents per kilolitre.

Vacant Land

All properties to be levied \$178.00 per property.

Properties Exempt from Water Service Charges

Any water supplied by measure shall be \$1.01 per kilolitre.

a) Unfiltered Water Usage Charge:

All usage to be charged at 80 cents per kilolitre.

2. VILLAGE OF MENINDEE**Residential Land:**a) Water Access Charge:

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	226.00
25 mm	260.00
32 mm	545.00
40 mm	854.00
50 mm	1,330.00
80 mm	3,390.00
100 mm	5,300.00

plus

b) i) Water Usage Charge

0 – 200 kilolitres allowance included in access charge
 201 – 400 kilolitres 62 cents per kilolitre
 Over 400 kilolitres \$1.66 per kilolitre

Commercial Land:a) Water Access Charge:

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	226.00
25 mm	353.00
32 mm	579.00
40 mm	904.00
50 mm	1,413.00
80 mm	3,616.00
100 mm	5,650.00

b) ii) Water Usage Charge:

0 – 200 kilolitres allowance included in access charge

201 – 400 kilolitres 80 cents per kilolitre
 Over 400 kilolitres \$1.16 per kilolitre

Vacant Land

All properties to be levied \$178.00 per property.

Properties Exempt from Water Service Charges

Water supplied by measure within the Village of Menindee shall be \$1.01 per kilolitre.

Unfiltered Water Usage

All usage to be charged at 80 cents per kilolitre.

3. SETTLEMENT OF SUNSET STRIP**Residential Land:**

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	152.00
25 mm	186.00
32 mm	389.00
40 mm	608.00
50 mm	950.00
80 mm	2,432.00
100 mm	3,800.00

Vacant Land

All properties to be levied \$119.00 per property.

Usage Charge

Water Usage

0 – 200 kilolitres allowance included in access charge
 201 – 400 kilolitres 41 cents per kilolitre
 Over 400 kilolitres \$1.45 per kilolitre

4. SILVERTON:a) Water Access Charge:

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	226.00
25 mm	260.00
32 mm	545.00
40 mm	854.00
50 mm	1,330.00
80 mm	3,390.00
100 mm	5,300.00

plus

Water Usage

0 – 200 kilolitres allowance included in access charge
 201 – 400 kilolitres 50 cents per kilolitre
 Over 400 kilolitres \$1.56 per kilolitre

5. Pipeline Consumersa) Water Access Charge:

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
20 mm	226.00
25 mm	260.00

<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>
32 mm	545.00
40 mm	854.00
50 mm	1,330.00
80 mm	3,390.00
100 mm	5,300.00
plus	
Water Usage	
0 – 200 kilolitres allowance included in access charge	
Over 200 kilolitres 80 cents per kilolitre	

6. WATER SUPPLY CHARGES FOR PERILYA LTD.

Water Access Charge: Annual water supply Access charge of \$1 million.

Water Usage Charge: Water usage charge of \$1.622/kL for all water usage, with minimum annual payment of \$1.2 million for water usage.

SCHEDULE 2

Sewerage Service Charges City of Broken Hill

Residential Land: The service charge shall be a fixed charge of \$224 per customer service connection per year. In respect of any chargeable land used as the site of a building comprising two or more flats, the minimum amount shall be \$224.00 in respect of each flat. In respect of strata titled units each will be billed the minimum charge. In respect of any strata lot designed and intended for occupation or used for the purpose of accommodating one or more motor vehicles, there shall be no minimum amount for service charges.

Commercial Land: The service charge shall be 4.4538 cents for each dollar of land value. The minimum amount in respect of any such land shall be \$330.00. In respect of any chargeable land used as the site of a building comprising two or more flats, the minimum amount shall be \$224.00 in respect of each flat. In respect of any strata lot designed and intended for occupation or used for the purpose of accommodating one or more motor vehicles, there shall be no minimum amount for service charges.

Other Land: The service charge shall be a fixed charge of \$224 per customer service connection per year.

Sewerage and Trade Waste Charges for Perilya Ltd

Residential: The sewerage service charge for mining company houses shall be \$224 per occupied house.

Non-residential: The sewerage access charge shall be \$6,000, on the basis of the 100mm water supply service connection. The sewer usage charge shall be \$1.00 per kl of non-residential discharge to the sewerage system.

Trade waste: Licence and inspection fees shall be \$1,000.

Sewerage Charges in Respect of Lands Exempt under Schedule 6

a) The charge for sewerage services rendered, unless otherwise provided by separate assessment by Australian Inland Energy and Water of the cost of providing the service, in respect of –

i) lands owned by the Crown, being:

1) State School Lands, and

2) Lands used or occupied as a playground in connection with such school, or as the residence of a caretaker, servant or teacher of any such school:

ii) land which belongs to and which is occupied and used in connection with any school registered under the Bursary Endowment Act 1912, or any certified school under the Public Instruction (Amendment) Act 1916, including any playground which belongs to and is used in connection with any such school, and any building occupied as a residence by any caretaker, servant or teacher of any such school which belongs to and is used in connection with the school;

iii) land which belongs to a religious body and which is occupied and used in connection with any church or other building used or occupied for public worship; shall be sixty six dollars fifty cents per annum for each water closet on the premises. In any case where a urinal is installed an additional seventy five dollars fifty cents per annum for each cistern serving such urinal may be made.

b) The charge for sewerage services rendered in respect of –

i) lands, other than lands referred to in paragraph i) of clause (a) above, owned by the Crown, which are exempt under schedule 6 of the act

ii) lands, other than lands referred to in paragraph (iii) of clause (a) above, belonging to a religious body which is exempt under Schedule 6 of the Act; shall be seventy five dollars 50 cents per annum for each water closet on the premises. In any case where a urinal is installed an additional seventy five dollars 50 cents per annum for each cistern serving such urinal may be made.

J. FLYNN, Managing Director, Australian Inland Energy and Water, PO Box 800, Broken Hill, NSW 2880.

[0645]



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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PUBLIC SECTOR NOTICES

SENIOR EXECUTIVE SERVICE RE-APPOINTMENT UNDER SECTION 13

HER Excellency the Governor and the Executive Council in pursuance of the provisions of section 13 of the Public Sector Management Act 1988, has approved the re-appointment of the following officers to the senior executive service position shown, effective from the date shown within the brackets:

Premier's Department

Bradley John FITZMAURICE, Assistant Director General [1 October 2002].
Alexander Stewart SMITH, Executive Director and Chief of Staff [13 October 2002].
Peter Leslie Donald LOXTON, Assistant Director General [29 September 1999].

APPOINTMENT ON PROBATION

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of section 28 of the Public Sector Management Act 1988, and upon recommendation of the appropriate Department Head, has approved the appointment on probation of the following, with effect from the date shown:

Department of Fair Trading

Terri-Anne ANDERSON, Assistant Customer Service Officer, Clerk, Grade 1/2 [25 November 2001].

Motor Accidents Authority

Joseph Niraan ALWIS, Senior Research Analyst, Statistics, Insurance Division, Clerk, Grade 9/10 [17 June 2002].

Office of the Director of Public Prosecutions

Natalie OLENDER, Prosecution Officer (Lawyer), Level 1 [30 May 2002].
Alfred MATALANI, Prosecution Officer (Lawyer), Level 1 [17 June 2002].

Brooke Aimee BENSON, Prosecution Officer (Lawyer), Level 1 [10 June 2002].
Rhonda Gai WILSON, Prosecution Officer (Administrative), Level 2 [6 June 2002].
Darryl Norman WILSON, Prosecution Officer (Lawyer), Level 5 [27 March 2002].
Bronwyn Mary SKINNER, Prosecution Officer (Administrative), Level 2 [11 June 2002].
Althea Jane HOULTON, Prosecution Officer (Lawyer), Level 1 [17 June 2002].
Craig Anthony BISCOE, Prosecution Officer (Lawyer), Level 1 [17 June 2002].

Safe Food Production NSW

Maxwell Charles BENSON, Quality Assurance Auditor, Clerk, Grade 5/6 [30 July 2001].
Penelope Anne JOY, Administration Officer, Clerk, Grade 3/4 [11 February 2002].

CONFIRMATION OF APPOINTMENTS

HER Excellency the Governor, with the advice of the Executive Council and upon recommendation of the Department Head, has approved the confirmation of appointments in pursuance of section 29 of the Public Sector Management Act 1988, of the following:

Department of Fair Trading

Eileen LEONG; David John KENDELL; Karen Judith ANSEN; Sandra DOUGLASS; Yrjo Tapio KETO; Ellen FIEDLER; Lesley ALEXANDER; Grant ARBUTHNOT; Krasa BOSINOVSKA; Michael DEMETRIOU; Yvonne DREON; Thomas Stephen FRANCISKOVIC; Alexandra GAWDAN; Maxwell Thomas HUBBARD; Muriel Ann LYONS; Ian Lester MACBETH; Judith Ann MOORE; Cheryl Rae PAFF; Katherine Maria POPPELWELL; Maria Teresa SOTO; Lawrence John MURPHY; Gregory John MCALLAN; Anna HSIN; Jennifer Lee HOSKIN; Celinda HERRMAN; Susan Mary HICKEY; Lisa HILL; Irene YONG; Janine Ann CROSS.

NSW Fire Brigades

Neil Robert David LEISHMAN; Tracey-Anne Marie ROBERTSON; Kerrie BEAUMONT; Leanne Cheryl PRIOR.

Motor Accidents Authority

Wendy REDMAYNE; Josephine HEALY-NORTH.

Office of the Director of Public Prosecutions

Aaron Noel Luke KERNAGHAN; Cherie-Anne HOWARD; Lisa Frances VINEY; Alejandra IRIBARNE; Samantha Faye SMITH; Stephen William MONARO; Liam Michael SHAW.

Safe Food Production NSW

Kelly Maree COLLINS; Michelle GUADAGNIN; Barry Gordon WALLACE; Pamela May Grace GILCHRIST; Alan Norman BERRY; Grahame Robert MORAN; Edward John JANSSON.

State Electoral Office

Andrea SUMMERELL.

RESIGNATIONS

THE Department Head of the respective Departments listed below has accepted the following resignations from the Public Service, pursuant to the Public Sector Management Act 1988 and the last day of service being indicated within brackets:

Office of the Director of Public Prosecutions

Bruce Thomas KELLY, Crown Prosecutor [26 April 2002].
Rita POZIDIS, Prosecution Officer (Administrative), Level 2 [8 May 2002].
Samantha Maree CAHILL, Prosecution Officer (Administrative), Level 3 [13 May 2002].
Denise SMITH, Prosecution Officer (Administrative), Level 3 [7 June 2002].
Tania Patricia PANICO, Prosecution Officer (Lawyer), Level 1 [14 June 2002].

RETIREMENTS

THE following retirement from the Public Service is hereby notified, pursuant to section 36 of the Public Sector Management Act 1988, under which the retirement was effected and/or the last day of service being indicated within brackets:

Safe Food Production NSW

Naomi Anna BROWN, Departmental Professional I [16 March 2000].
Natasha Dianne McFARLANE, Clerk, Grade 3/4 [16 February 2001].
Christopher PAGET, Clerk, Grade 3/4 [25 May 2001].
Emily WEBB, Clerk, Grade 3/4 [1 June 2001].
Troy Keith WORKMAN, Clerk, Grade 5/6 [16 August 2001].
Linda DOUBLET, Clerk, Grade 5/6 [18 January 2002].

VOLUNTARY REDUNDANCIES

HER Excellency the Governor and the Executive Council with the advice of the Department Head has approved that the following officers be declared redundant in pursuance of the provisions of section 51 of the Public Sector Management Act 1988, the last day of service being indicated within brackets:

Safe Food Production NSW

Garnet Frederick WAMSLEY, Scientific Officer, Grade V [26 February 1999].
Dean WARD, Clerk, Grade 5/6 [11 November 1999].
Lester Keneth ARMFIELD, Scientific Officer, Grade I/II [31 December 1999].
Fiona Catherine McCREDIE, Clerk, Grade 11/12 [10 March 2000].
Sophia Hilda MUGICA, Clerical Officer, Grade 3/4 [24 April 2000].
Steven Geoffrey SMITH, Clerk, Grade 1/2 [26 April 2000].
Raymond Robert DE LA MOTTE, Scientific Officer, Grade IV [14 July 2000].
Stephanie Anthea KYLE, Clerical Officer, Grade 1/2 [21 July 2000].
Stephen John SCULLION, Clerk, Grade 7/8 [11 August 2000].
Kylie HENRY, Clerical Officer, Grade 5/6 [11 August 2000].
Namasivayam RAMAKRISHNAN, Clerk, Grade 5/6 [23 August 2000].
Ian John HOWARD, Clerk, Grade 11/12 [25 August 2000].
Rebecca Louise SPAIN, Clerical Officer, Grade 5/6 [22 September 2000].
Sandra Anne ROMANO, Clerical Officer, Grade 3/4 [22 September 2000].
Fe ATANACIO, Clerk, Grade 5/6 [22 September 2000].
Anita GOPALANI, Clerk, Grade 5/6 [22 September 2000].
David John BOWRON, Clerk, Grade 3/4 [6 October 2000].
Donald FORSYTH, Scientific Officer, Grade I/II [6 October 2000].
John William HANNAFORD, Clerk, Grade 9/10 [17 October 2000].
Richard Ian PACEY, Clerical Officer, Grade 3/4 [23 November 2000].
Sophie Elizabeth VANDENHOUT, Scientific Officer, Grade I/II [28 November 2000].
Peter KEARNS, Clerk, Grade 5/6 [1 December 2000].
Andrew HARDING, Clerk, Grade 7/8 [1 December 2000].
Neil Gregory SPOONER, Clerk, Grade 5/6 [1 December 2000].
Ronald Paul HICKS, Scientific Officer, Grade VI [26 January 2001].
Eric John POOLE, Scientific Officer, Grade I/II [7 February 2001].
Graeme John BOOTH, Scientific Officer, Grade I/II [16 July 2001].
Nastaran HABIBI, Scientific Officer, Grade I/II [23 November 2001].
Katherine ALLAN, Clerk, Grade 11/12 [7 January 2002].
Douglas Lionel DOWELL, Scientific Officer, Grade I/II [25 January 2002].
Christopher John CLARK, Clerk, Grade 11/12 [5 April 2002].
Karen Michelle BAILEY, Clerk, Grade 1/2 [28 June 2002].
Ross Gordon CARGILL, Clerk, Grade 3/4 [28 June 2002].
Adrian John GALEA, Clerk, Grade 11/12 [28 June 2002].
Aaron Vincent IORI, Clerk, Grade 9/10 [28 June 2002].
Travis Norman PARCSI, Clerk, Grade 3/4 [28 June 2002].
William Edward SALTER, Clerk, Grade 1/2 [28 June 2002].

APPOINTMENTS

HER Excellency the Governor, with the advice of the Executive Council and upon the recommendation of the appropriate Department Head, in pursuance of the provisions of section 25 of the Public Sector Management Act 1988, has approved on the following appointments set out in the Schedule hereunder.

<i>Administrative Unit</i>	<i>Position</i>	<i>Appointed Officer</i>		
		<i>Name</i>	<i>Administrative Unit</i>	<i>Present Position</i>
Heritage Office	Assistant Director, Senior Officer, Level 2	MACDONALD, Susan	Heritage Office	Principal Heritage Officer, Professional Officer, Level 3
Ombudsman's Office	Complaints Officer, Clerk, Grade 5/6	BRUNT, Christine	Ombudsman's Office	Executive Assistant, Clerk, Grade 4/5
	Investigation Officer, Clerk, Grade 7/8	CAMERON, Tamaris		Assistant Investigation Officer, Clerk, Grade 5/6
Premier's Department	Assistant Project Officer, Strategic Projects Division, Clerk, Grade 3/4	LEMON, Rachael	Department of Juvenile Justice	EPO Admin, Level 3
Premier's Department	Project Officer, Client Services, Clerk, Grade 5/6	BROWN, Stephen	Department of Public Works and Services	Commissioning Officer, DPWS Level 3
Premier's Department, Public Sector Management Office	Senior Industrial Relations Officer, Clerk, Grade 9/10	HANSEN, Dominique	The Cabinet Office	Senior Policy Officer, Clerk, Grade 9/10
Sydney Harbour Foreshore Authority	Visitor Marketing and Promotions Manager	DROGA, Katherine	Sydney Harbour Foreshore Authority	Senior Marketing Co-ordinator, Admin Officer, Level 5
NSW Treasury, Office of Financial Management	Co-ordination Assistant, Clerk, Grade 3/4	LAM, Mandie	NSW Treasury	Branch Support Officer, Clerical Officer, Grade 3/4

BOB CARR,
Premier.

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