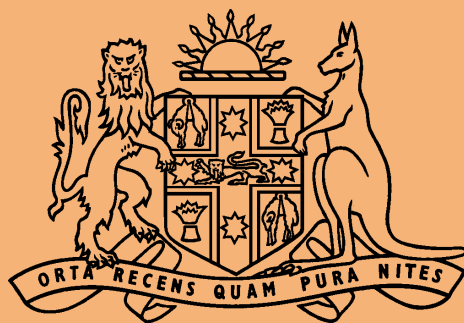




Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Week No. 39/2002

Friday, 27 September 2002

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GOVERNMENT GAZETTE DEADLINES

Close of business every Wednesday

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 151
Friday, 20 September 2002

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SPECIAL SUPPLEMENT

HERITAGE ACT 1977

INTERIM HERITAGE ORDER NO. 65

In pursuance of Section 24 of the Heritage Act 1977, I, the Minister for Planning, do, by this my order:

- (i) make an interim heritage order in respect of the item of the environmental heritage specified or described in Schedule 'A'; and
- (ii) declare that the interim heritage order shall apply to the curtilage or site of such item, being the land described in Schedule 'B'.

Andrew Refshauge
Minister for Planning

Sydney, 20th September 2002.

SCHEDULE 'A'

The property known as the Federal Hotel, Alstonville, situated at 77 Main Street, Alstonville on the land described in Schedule 'B'.

SCHEDULE 'B'

All those pieces or parcels of land known as Lot 2, DP 851355.

HERITAGE ACT 1977**Revocation of Interim Heritage Order No 60**

In pursuance of Section 29(3) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation furnished by the Heritage Council do, by this notice, revoke Interim Heritage Order No 60 in respect of the property known as 'Tudor House' at 1 West Street, Forster which was gazetted on 5 April 2002.

Andrew Refshauge
Minister for Planning

Sydney, 20th September 2002



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 152

Wednesday, 25 September 2002

Published under authority by the Government Printing Service

RURAL FIRES ACT 1997

NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, PHILIP KOPERBERG, Commissioner of N.S.W. Rural Fire Service, under delegation and dated 22nd October 1997 from the Hon BOB DEBUS, Minister for Emergency Services, do, by this notification, direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 11.30 a.m. on 25th September 2002 to midnight on 25th September 2002.

Dated this 25th day of September 2002.

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

SCHEDULE 1

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

SCHEDULE 2

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

SCHEDULE 3

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

SCHEDULE 4

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

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

SCHEDULE 5

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

SCHEDULE 6

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

SCHEDULE 7

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

SCHEDULE 8

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

SCHEDULE 9

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

SCHEDULE 10

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

SCHEDULE 11

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

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

SCHEDULE 12

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

SCHEDULE 13

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

SCHEDULE 14

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

SCHEDULE 15

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

SCHEDULE A

Zone G – Illawarra Weather Forecast District.

Zone H – Central West Plains Weather Forecast District.

Zone K – North West Plains Weather Forecast District.

Zone L – North West Slopes Weather Forecast District.

Zone M – Northern Tablelands Weather Forecast District.

Zone P – Hunter Weather Forecast District.

Zone Q – Metropolitan Weather Forecast District.



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 153
Thursday, 26 September 2002

Published under authority by the Government Printing Service

SPECIAL SUPPLEMENT

SYDNEY HARBOUR FORESHORE AUTHORITY ACT 1998

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

NOTICE OF COMPULSORY ACQUISITION OF LAND AT BALLAST POINT IN THE LEICHHARDT COUNCIL AREA

The Sydney Harbour Foreshore Authority declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purposes of the *Sydney Harbour Foreshore Authority Act 1998*.

Dated at Sydney this 18th day of September 2002.

Greg Robinson
Chief Executive Officer
Sydney Harbour Foreshore Authority

SCHEDULE

(a) Address:

Ballast Point, Birchgrove NSW bordered by Wharf Road, Ronald Street, Mort Bay and Snails Bay

(b) Title particulars:

Lots 1-4 inclusive DP 115939 excluding the leasehold interest of
EnergyAustralia under registered lease N700214 over part of Lot 1 DP 115939
Lot 7 DP 132691
Lot 11 DP 792332
Lot 413 DP 752049

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Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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Friday, 27 September 2002

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LEGISLATION

Assents to Acts

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney, 10 September 2002

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Act passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 69 2002 - An Act to amend the Young Offenders Act 1997 with respect to cautions and youth justice conferences; and for other purposes. **[Young Offenders Amendment Bill]**

Act No. 70 2002 - An Act to amend the Bail Act 1978 in relation to bail undertakings, the Land and Environment Court Act 1979 in relation to the issue of process, the Liquor Act 1982 in relation to licensing magistrates under that Act, the Local Courts Act 1982 in relation to the preservation of entitlements of persons appointed as Magistrates, and the Supreme Court Act 1970 in relation to arbitration; and for other purposes. **[Courts Legislation Further Amendment Bill]**

Russell D. Grove PSM
Clerk of the Legislative Assembly

ACTS OF PARLIAMENT ASSENTED TO**Legislative Assembly Office, Sydney, 25 September 2002**

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Act passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No. 72 2002 - An Act to amend the Road Transport (General) Act 1999 to provide for the use of breath alcohol interlock devices as a partial alternative to licence disqualification for certain alcohol-related driving offences; to make amendments to the Road Transport (Driver Licensing) Act 1998 relating to the issue of conditional licences restricting their holders to driving motor vehicles fitted with such devices and to the installation, removal, maintenance and use of such devices; and for other purposes. **[Road Transport Legislation Amendment (Interlock Devices) Bill]**

Russell D. Grove PSM
Clerk of the Legislative Assembly

Proclamations



New South Wales

Proclamation

under the

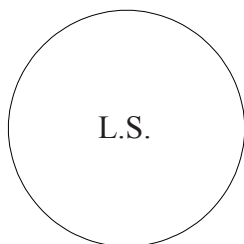
Pastoral and Agricultural Crimes Legislation Amendment Act
2002 No 33

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 *Pastoral and Agricultural Crimes Legislation Amendment Act 2002*, do, by this my Proclamation, appoint 27 September 2002 as the day on which that Act commences.

Signed and sealed at Sydney, this 18th day of September 2002.

By Her Excellency's Command,



MICHAEL COSTA, M.L.C.,
Minister for Police

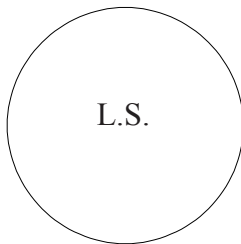
GOD SAVE THE QUEEN!

Police Act 1990—Proclamation

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 34 of the *Police Act 1990*, do, by this my Proclamation, amend Schedule 2 (NSW Police senior executive positions) to that Act as set out in the Schedule to this Proclamation.

Signed and sealed at Sydney, this 11th day of September 2002.



By Her Excellency's Command,

MICHAEL COSTA, M.L.C.,
Minister for Police

GOD SAVE THE QUEEN!

Schedule Amendment of Schedule 2 (NSW Police senior executive positions) to the Act

- (1) Omit "Executive Director, Management Services".
Insert instead "Executive Director, Corporate Services".
- (2) Omit "Commander, Technical Support Group".
Insert instead "Commander, Communications Group".
- (3) Insert the following description of a position at the end of the Schedule:
Assistant Commissioner, Operational Support.

Regulations

Casino Control Amendment (Responsible Gambling Practices) Regulation (No 2) 2002

under the

Casino Control Act 1992

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Casino Control Act 1992*.

J. RICHARD FACE, M.P.,
Minister for Gaming and Racing

Explanatory note

The objects of this Regulation are as follows:

- (a) to require cash-back terminals that are installed in the casino to display problem gambling counselling signage,
- (b) to require the casino operator to keep copies of the player activity statements that are made available by the casino operator,
- (c) to provide that certain offences under the *Casino Control Act 1992* in relation to the regulation of promotional prizes and player reward schemes may be dealt with by way of penalty notice,
- (d) to make a number of other minor amendments to the *Casino Control Regulation 2001*.

This Regulation is made under the *Casino Control Act 1992*, including sections 76A, 168A and 170 (the general regulation-making power).

Clause 1 Casino Control Amendment (Responsible Gambling Practices) Regulation
(No 2) 2002

Casino Control Amendment (Responsible Gambling Practices) Regulation (No 2) 2002

1 Name of Regulation

This Regulation is the *Casino Control Amendment (Responsible Gambling Practices) Regulation (No 2) 2002*.

2 Amendment of Casino Control Regulation 2001

The *Casino Control Regulation 2001* is amended as set out in Schedule 1.

Casino Control Amendment (Responsible Gambling Practices) Regulation
(No 2) 2002

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 30 Signage to be displayed on ATMs and cash-back terminals

Insert “or cash-back terminal” after “(ATM)” in clause 30 (1).

[2] Clause 30 (1A)

Insert after clause 30 (1):

(1A) In the case of a cash-back terminal, the notice must also contain the following:

Your player activity statement is available from the casino operator

[3] Clause 30 (3)

Insert “or cash-back terminal” after “machine” wherever occurring.

[4] Clause 30 (4)

Insert after clause 30 (3):

(4) In this clause:

cash-back terminal means a customer-operated payment machine that enables gaming machine players to cash in their credits or winnings.

[5] Clause 32A Provision of player activity statements under player reward schemes

Omit clause 32A (1), (3) and (11).

Casino Control Amendment (Responsible Gambling Practices) Regulation
(No 2) 2002

Schedule 1 Amendments

[6] Clause 32A (2)

Insert at the end of the subclause:

Note. Section 76A (4) of the Act provides that it is an offence (maximum penalty 100 penalty units) for a casino operator who conducts a player reward scheme not to provide player activity statements in accordance with the regulations. Because of section 76A (6) of the Act, the requirement to provide player activity statements in accordance with this clause does not apply to a casino operator until 2 October 2002.

[7] Clause 32AA

Insert after clause 32A:

32AA Requirement to keep copy of player activity statement

A casino operator must keep a copy of any player activity statement made available by the casino operator (whether or not provided under section 76A (4) of the Act).

Maximum penalty: 50 penalty units.

[8] Clause 34A Provision of problem gambling counselling services

Omit clause 34A (2). Insert instead:

- (2) The persons or bodies that are to provide problem gambling counselling services as referred to in section 72A of the Act include, but are not limited to, any person or body that receives funding from the Casino Community Benefit Fund for the specific purpose of providing gambling-related counselling or treatment services.

[9] Clause 41 Penalty notice offences

Omit “Column 4” in clause 41 (1) (b). Insert instead “Column 2”.

[10] Clause 41 (2) (b)

Omit “Column 4” and “Column 5”.

Insert instead “Column 2” and “Column 3”, respectively.

[11] Clause 42 Short descriptions

Omit the clause.

Casino Control Amendment (Responsible Gambling Practices) Regulation
(No 2) 2002

Amendments

Schedule 1

[12] Schedule 8 Penalty notice offences

Omit all matter contained in Columns 2 and 3 of Parts 1 and 2, and renumber Column 4 of those Parts as Column 2.

[13] Schedule 8, Part 1

Insert in appropriate order:

Section 76A (2) (a)	\$1,100
Section 76A (2) (b)	\$1,100
Section 76A (2) (c)	\$1,100
Section 76A (2) (d)	\$1,100
Section 76A (4)	\$1,100

[14] Schedule 8, Part 2

Omit the matter relating to clause 32A (3). Insert instead:

Clause 32AA	\$550
-------------	-------

[15] Schedule 8, Part 3

Omit all matter contained in Columns 2 and 3, and renumber Columns 4 and 5 as Columns 2 and 3, respectively.



Gaming Machines Amendment (Miscellaneous) Regulation 2002

under the

Gaming Machines Act 2001

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

J. RICHARD FACE, M.P.,
Minister for Gaming and Racing

Explanatory note

The object of this Regulation is to provide that the requirement under clause 43 of the *Gaming Machines Regulation 2002* for hoteliers and clubs to keep copies or records of the player activity statements they are required to provide under their player reward schemes will not apply until October 2003.

This Regulation is made under the *Gaming Machines Act 2001*, including section 210 (the general regulation-making power).

Clause 1 Gaming Machines Amendment (Miscellaneous) Regulation 2002

Gaming Machines Amendment (Miscellaneous) Regulation 2002

under the

Gaming Machines Act 2001

1 Name of Regulation

This Regulation is the *Gaming Machines Amendment (Miscellaneous) Regulation 2002*.

2 Amendment of Gaming Machines Regulation 2002

The *Gaming Machines Regulation 2002* is amended as set out in Schedule 1.

Gaming Machines Amendment (Miscellaneous) Regulation 2002

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 43 Requirement to keep record or copy of player activity statement

Insert at the end of the clause:

- (2) Subclause (1) applies only in relation to player activity statements that are required to be made available by the hotelier or registered club on and from 2 October 2003.

Rural Lands Protection (General) Amendment Regulation 2002

under the

Rural Lands Protection Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Rural Lands Protection Act 1998*.

RICHARD AMERY, M.P.,
Minister for Agriculture

Explanatory note

The objects of this Regulation are:

- (a) to declare goats and horses as stock for the purposes of Part 10A of the *Rural Lands Protection Act 1998*, and
- (b) to prescribe circumstances in which section 140C of the Act (which deals with restrictions on the transport of stock by vehicle on a road) does not apply, and
- (c) to prescribe offences as penalty notice offences for the purposes of section 206 of the Act, and
- (d) to omit short descriptions of penalty notice offences as a consequence of the repeal of section 145B of the *Justices Act 1902* under the *Justices Legislation Repeal and Amendment Act 2001*.

This Regulation is made under the *Rural Lands Protection Act 1998*, including paragraph (c) of the definition of **stock** in section 140A and sections 140C (5) (d), 206 and 243 (the general regulation-making power).

Clause 1 Rural Lands Protection (General) Amendment Regulation 2002

Rural Lands Protection (General) Amendment Regulation 2002

1 Name of Regulation

This Regulation is the *Rural Lands Protection (General) Amendment Regulation 2002*.

2 Commencement

This Regulation commences on 27 September 2002.

3 Amendment of Rural Lands Protection (General) Regulation 2001

The *Rural Lands Protection (General) Regulation 2001* is amended as set out in Schedule 1.

Rural Lands Protection (General) Amendment Regulation 2002

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Part 4 Travelling stock reserves and public roads

Omit Division 4.

[2] Part 6A

Insert after Part 6:

Part 6A Transportation of stock by vehicle

54A Stock

For the purposes of Part 10A of the Act, the following animals are declared to be *stock*:

- (a) goats,
- (b) horses.

54B Other circumstances when restrictions on transport of stock by vehicle on a road do not apply

For the purposes of section 140C (5) (d) of the Act, the following are prescribed as circumstances in which section 140C of the Act does not apply to the transport of stock by vehicle on a road:

- (a) when horses are being transported to or from any agricultural show, exhibition, gymkhana, pony club meeting or similar function,
- (b) when racehorses or harness racing horses are being transported from one place to another,
- (c) when horses are moved to or from any place for use as working horses.

Rural Lands Protection (General) Amendment Regulation 2002

Schedule 1 Amendments

[3] Clause 56 Penalty notices for certain offences

Omit “Column 4” from clause 56 (b). Insert instead “Column 2”.

[4] Clause 57 Short descriptions of offences

Omit the clause.

[5] Schedule 6

Omit the Schedule. Insert instead:

Schedule 6 Penalty notice offences

(Clause 56)

Part 1 Prescribed offences under the Act

Column 1	Column 2
Section	Penalty (\$)
76 (1)	500
81 (1)	200
82 (1)	150
82 (2)	150
82 (3)	150
83 (2)	200
95 (a) and (b)	300
95 (c)	300
96 (1)	300
106 (3)	200
107	200
126 (1) (a), (b) and (c)	150
126 (1) (d) and (e)	150

Rural Lands Protection (General) Amendment Regulation 2002

Amendments

Schedule 1

Column 1	Column 2
Section	Penalty (\$)
126 (3)	150
136 (1)	500
139 (1)	300
140	500
140C (1)	440
140C (2)	440
140C (3) (a)	440
140C (3) (b)	440
140D (1)	440
140D (2)	440
140D (3)	440
140E	440
140F (4)	1,100
140G (3) (a)	220
140G (3) (b)	220
155 (1)	200
155 (2)	200
155 (3)	150
167 (1)	500
167 (3)	300
170 (1) and (4)	500
176 (1)	200
176 (2)	500
177 (1)	500

Rural Lands Protection (General) Amendment Regulation 2002

Schedule 1 Amendments

Column 1	Column 2
Section	Penalty (\$)
178 (1)	200
178 (2)	200
178 (3)	500
179 (a) and (b)	500
198 (1) (a)	500
198 (1) (b)	1,000
198 (1) (c) and (d)	500
199	200
210 (1)	200
210 (2)	200
210 (4)	500
237 (2)	200

Part 2 Prescribed offences under this Regulation

Column 1	Column 2
Clause	Penalty (\$)
17 (3)	500
18 (1)	440
18 (3)	150
19	200
20 (2)	150
21 (2)	200
22	200

Rural Lands Protection (General) Amendment Regulation 2002

Amendments

Schedule 1

Column 1	Column 2
Clause	Penalty (\$)
24 (2)	150
25	200
27 (1)	300
27 (2)	500
27 (3)	200
28 (2)	150
29	150
30	150 per carcass or 500 in any other case
34 (2)	150
47 (1)	200
47 (7)	150
47 (10)	300
53 (a)	150
53 (b)	150
60 (6)	500

Part 3 Prescribed offences under Schedule 2 to this Regulation

Column 1	Column 2
Clause	Penalty (\$)
30 (a) and (b)	200
30 (c)	200

Rural Lands Protection (General) Amendment Regulation 2002

Schedule 1 Amendments

Column 1	Column 2
Clause	Penalty (\$)
31	300
32	200
33	150
34	150
35	500
36	500
37	500



New South Wales

Workers Compensation (General) Amendment (Latest Index Number) Regulation 2002

under the

Workers Compensation Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Workers Compensation Act 1987*.

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

Explanatory note

The object of this Regulation is to update an index number that is used for the purposes of the indexation of benefits under the *Workers Compensation Act 1987*.

This Regulation is made under the *Workers Compensation Act 1987*, including section 79 (the definition of **latest index number**) and section 280 (the general regulation-making power).

Clause 1 Workers Compensation (General) Amendment (Latest Index Number)
 Regulation 2002

Workers Compensation (General) Amendment (Latest Index Number) Regulation 2002

under the

Workers Compensation Act 1987

1 Name of Regulation

This Regulation is the *Workers Compensation (General) Amendment (Latest Index Number) Regulation 2002*.

2 Amendment of Workers Compensation (General) Regulation 1995

The *Workers Compensation (General) Regulation 1995* is amended as set out in Schedule 1.

Workers Compensation (General) Amendment (Latest Index Number)
Regulation 2002

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 13 Sec 79: definition of “latest index number”

Insert at the end of the Table to clause 13:

1 October 2002	170.0
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WORKERS COMPENSATION ACT 1987 - NOTICE
(Concerning indexation of WorkCover benefits and damages)

The WorkCover Authority, pursuant to section 82 of the Workers Compensation Act 1987, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and after **1st October 2002**, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

Provision Specifying, or providing for, the adjustable amount	Column 1	Column 2
	Adjustable Amount	Adjustable Amount
WORKERS COMPENSATION ACT 1987		
s.25 (1)(a)	\$211,850.00	\$275,350.00
s.25 (1)(b)	\$66.60	\$86.60
s.35	\$1,000.00	\$1,299.70
s.37 (1)(a)(i)	\$235.20	\$305.70
s.37 (1)(a)(ii)	\$187.10	\$243.20
s.37 (1)(a)(iii)	\$170.00	\$220.90
	\$153.00	\$198.90
s.37 (1)(b)	\$62.00	\$80.60
s.37 (1)(c)	\$44.30	\$57.60
	\$99.10	\$128.80
	\$164.16	\$213.40
	\$230.90	\$300.10
	\$66.60	\$86.60
s.63A (3)	\$1,500.00	\$1,949.50
s.40	\$1,000.00	\$1,299.70
Sch.6Pt.4Cl.7	\$341.30	\$443.60

(Latest Index Number: 170.0)

KATE McKENZIE
GENERAL MANAGER
WORKCOVER AUTHORITY

WORKERS COMPENSATION ACT 1987 - NOTICE
(Concerning indexation of benefits covered by
Workers Compensation Act 1926)

The WorkCover Authority, pursuant to section 82 of, and Parts 3-4 of Schedule 6 to the Workers Compensation Act 1987, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and after **1st October 2002**, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

Provision Specifying, or providing for, the adjustable amount	Column 1	Column 2
	Adjustable Amount	Adjustable Amount
WORKERS COMPENSATION ACT 1987 (re 1926 ACT)		
Sch.6 Pt.3Cl. 2(2)	\$76,700.00	\$99,700.00
Sch.6 Pt.3Cl. 2(3)	\$38.30	\$49.80
Sch.6Pt.4Cl.4 (1)(b)(i)	\$44.80	\$58.20
Sch.6Pt.4Cl.4 (1)(b)(ii)	\$22.50	\$29.20
Sch.6Pt.4Cl.4A (2)(a)	\$196.00	\$254.70
Sch.6Pt.4Cl.4A (2)(b)	\$155.90	\$202.60
Sch.6Pt.4, Cl.4A (2)(c)	\$141.60	\$184.00
	\$127.50	\$165.70

(Latest Index Number: 170.0)

KATE McKENZIE
GENERAL MANAGER
WORKCOVER AUTHORITY

WORKERS' COMPENSATION (DUST DISEASES) ACT 1942 - NOTICE
(Concerning indexation of benefits)

The WorkCover Authority, pursuant to section 8(3)(d) of the Workers' Compensation (Dust Diseases) Act 1942, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and after **1st October 2002**, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

Provision Specifying, or providing for, the adjustable amount	Column 1	Column 2
	Adjustable Amount	Adjustable Amount
WORKERS COMPENSATION (DUST DISEASES) ACT 1942		
s.8 (2B)(b)(i)	\$141,250.00	\$183,600.00
s.8 (2B)(b)(ii)	\$137.30	\$178.40
s.8 (2B)(b)(iii)	\$69.40	\$90.20

(Latest Index Number: 170.0)

KATE McKENZIE
GENERAL MANAGER
WORKCOVER AUTHORITY

Orders



New South Wales

Motor Accidents Compensation (Determination of Loss) Order No 3

under the

Motor Accidents Compensation Act 1999

I, John Della Bosca, Special Minister of State, in pursuance of section 146 of the *Motor Accidents Compensation Act 1999*, make the following Order.

Dated this 18th day of September 2002.

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

Explanatory note

The object of this Order is to adjust the amount that may be awarded for damages:

- (a) for past or future economic loss in relation to persons who have been injured or killed as a consequence of motor accidents, and
- (b) for non-economic loss to persons who have been injured as a consequence of motor accidents.

Section 146 of the *Motor Accidents Compensation Act 1999* requires the Minister to declare the amounts on or before 1 October in each year. The amounts are indexed by reference to movements in average weekly earnings.

An amount specified in this Order applies to the exclusion of the corresponding amount specified in section 125 or 134 of the *Motor Accidents Compensation Act 1999*.

Clause 1 Motor Accidents Compensation (Determination of Loss) Order No 3

Motor Accidents Compensation (Determination of Loss) Order No 3

under the

Motor Accidents Compensation Act 1999

1 Name of Order

This Order is the *Motor Accidents Compensation (Determination of Loss) Order No 3*.

2 Commencement

This Order commences on 1 October 2002.

3 Section 125: Damages for past or future economic loss—maximum for loss of earnings etc

It is declared that, in the case of an award under section 125 (1) of the *Motor Accidents Compensation Act 1999*, the court is to disregard the amount (if any) by which an injured or deceased person's net weekly earnings would (but for the injury or death) have exceeded \$2,834.

4 Section 134: Maximum amount of damages for non-economic loss

It is declared that the maximum amount that may be awarded for non-economic loss of an injured person as a consequence of a motor accident is \$309,000.



New South Wales

Motor Accidents (Determination of Non-Economic Loss) Order No 13

under the

Motor Accidents Act 1988

I, John Della Bosca, Special Minister of State, in pursuance of section 80 of the *Motor Accidents Act 1988*, make the following Order.

Dated this 18th day of September 2002.

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

Explanatory note

The object of this Order is to adjust the amounts that may be awarded for damages for non-economic loss to persons who have been injured as a consequence of motor accidents.

Section 80 of the *Motor Accidents Act 1988* requires the Minister to declare the amounts on or before 1 October in each year. The amounts are indexed by reference to movements in average weekly earnings.

An amount specified in the Order applies to the exclusion of the corresponding amount specified in section 79 or 79A of the *Motor Accidents Act 1988*.

Clause 1 Motor Accidents (Determination of Non-Economic Loss) Order No 13

Motor Accidents (Determination of Non-Economic Loss) Order No 13

under the

Motor Accidents Act 1988

1 Name of Order

This Order is the *Motor Accidents (Determination of Non-Economic Loss) Order No 13*.

2 Commencement

This Order commences on 1 October 2002.

3 Section 79—Determination of non-economic loss (accidents occurring before midnight on 26.9.95)

(1) Section 79 (3)

It is declared that the maximum amount that may be awarded for the non-economic loss of an injured person as a consequence of motor accident that occurred before midnight on 26 September 1995 is \$309,000.

(2) Section 79 (4)

It is declared that if the amount of non-economic loss of any such injured person is assessed to be \$25,000 or less, no damages for non-economic loss shall be awarded.

(3) Section 79 (5)

It is declared that if the amount of damages to be awarded for non-economic loss in accordance with section 79 of the *Motor Accidents Act 1988* is more than \$25,000 but less than \$94,500, the following deductions shall be made from that amount:

- (a) if the amount of damages is less than \$68,000—the amount to be deducted is \$25,000,
- (b) if the amount of damages is not less than \$68,000—the amount to be deducted is \$25,000, or \$25,000 reduced by \$1,000 for every \$1,000 by which the amount of damages exceeds \$68,000.

Motor Accidents (Determination of Non-Economic Loss) Order No 13

Clause 4

4 Section 79A (5)—Determination of non-economic loss (accidents occurring after midnight on 26.9.95)

It is declared that the maximum amount that may be awarded for non-economic loss of an injured person as a consequence of a motor accident that occurred after midnight on 26 September 1995 is \$309,000.

Appointments

ABORIGINAL LAND RIGHTS ACT 1983

PROCLAMATION

GOVERNOR

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales in the Commonwealth of Australia, on the advice of the Executive Council following consultation between the Minister for Aboriginal Affairs and the New South Wales Aboriginal Land Council, do, by this Proclamation pursuant to section 57(1) of the Aboriginal Land Rights Act 1983 (the Act), appoint Mr Tony HANRAHAN as Administrator to the Cowra Local Aboriginal Land Council for a maximum period of six (6) calendar months. During the period of his appointment, the Administrator will have all of the functions of a Local Aboriginal Land Council as specified in section 12(1) of the Act.

Signed and Sealed this 25th day of September 2002.

By Her Excellency's Command,

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

GOD SAVE THE QUEEN

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence of the Minister for Information Technology, Minister for Energy, Minister for Forestry, and Minister for Western Sydney

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable A. J. REFSHAUGE, M.P., Deputy Premier, Minister for Planning, Minister for Aboriginal Affairs, and Minister for Housing, to act for and on behalf of the Minister for Information Technology, Minister for Energy, Minister for Forestry, and Minister for Western Sydney from 30 September 2002 with a view to him performing the duties of the Honourable K. M. Yeadon, M.P., during his absence from duty.

BOB CARR,
Premier

The Cabinet Office, Sydney
25 September 2002

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence of the Minister for Health

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable J. J. DELLA BOSCA, M.L.C., Special Minister of State, Minister for Industrial Relations, Assistant Treasurer, Minister Assisting the

Premier on Public Sector Management, and Minister Assisting the Premier for the Central Coast, to act for and on behalf of the Minister for Health, from 5 October 2002, with a view to him performing the duties of the Honourable C. J. Knowles, M.P., during his absence from duty.

BOB CARR, M.P.,
Premier

The Cabinet Office, Sydney
25 September 2002

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

Parole Board

Appointment of Member

HER Excellency the Governor, on the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the appointment of Donald Graham Saville as a community member of the Parole Board for a period of three (3) years dating on and from 25 September 2002 up to and including 24 September 2005.

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

DRUG MISUSE AND TRAFFICKING ACT 1985

Appointment of persons to give certificates

I, RICHARD FREDERICK SHELDRAKE, Director-General of the Department of Agriculture, pursuant to Section 43(5) of the Drug Misuse and Trafficking Act 1985, hereby: revoke the instrument of appointment published in the *Government Gazette* No. 173 of 9 November 2001; and appoint the following persons as persons to give certificates for the purposes of the section.

Location

ALBURY
ALSTONVILLE
ALSTONVILLE
ARMIDALE
ARMIDALE
ARMIDALE
BATHURST
BATHURST
BATHURST
BATHURST
BATHURST
BATHURST
BATHURST
BEGA
BERRY
BERRY
BERRY
BERRY
BINGARA
BOURKE

Persons

Eryn John Stinson KNOBEL
Peter Allan REGAN
Robert Barry AHERN
Francis John TANNER
Kylie Clare EDWARDS
Philip John BLACKMORE
Nicholas Osborne ANNAND
Bruce William CLEMENTS
Hugh Graeme KELSO
Adrian John Arthur LYNCH
Bernard Joseph McMULLEN
Mikala Rae NAUGHTON
Harry William KEMP
Philip Alan BORCHARD
Brian Phillip HERRING
Jenene Margaret KIDSTON
Elizabeth YEATMAN
Robert Clarence SMITH
Peter Brian HODGE

<i>Location</i>	<i>Persons</i>	<i>Location</i>	<i>Persons</i>
BROKEN HILL	Jeffrey William Alexander EVANS	ORANGE	Ian James McGOWEN
CAMDEN	Akram KHAN	ORANGE	Richard Arthur LANDON
COFFS HARBOUR	Anne WEBSTER	ORANGE	Robert Bruce TROUNCE
COOMA	Linda Jane AYRES	ORANGE	Richard Brian WALKER
COONAMBLE	Karli Jane SCOTT	PARKES	Karen Jane ROBERTS
COOTAMUNDRA	Kirrily CONDON	PATERSON (TOCAL)	Graeme Alexander BROWN
COWRA	Kaara KLEPPER	PATERSON (TOCAL)	Norman Jude CROSS
DARETON	Robert Edgar DAVIDSON	PATERSON (TOCAL)	Neil William GRIFFITHS
DARETON	Steven Guiseppe FALIVENE	PATERSON (TOCAL)	Rodney Gordon NASH
DARETON	Graeme Thomas MCINTOSH	PATERSON (TOCAL)	Danny Allen NORRIS
DENILIQUIN	Darren Robert GREAVES	PATERSON	Luke Christopher POPE
DENILIQUIN	Alexandra Louise MURRAY	QUEANBEYAN	Sari Jayne GLOVER
DUBBO	Barrie John BRILL	QUEANBEYAN	Michael James KEYS
DUBBO	Gary Stephen GRIMSHAW	SCONE	Jacinta Lesley CHRISTIE
DUBBO	Barry John HASKINS	SINGLETON	Terry James ROSE
DUBBO	Colin Leo MULLEN	SYDNEY	James Alexander MURISON
DUBBO	Peter John GRAY	TAMWORTH	Nathan Luke BORDER
DUBBO	Stewart John DRUCE	TAMWORTH	Mark Andrew BRENNAN
DUBBO	Philip GARDNER	TAMWORTH	Paul Michael CARBERRY
DUBBO	Ross Ean TAYLOR	TAMWORTH	Ian Joseph COLLETT
FINLEY	John Michael LACY	TAMWORTH	Peter Theodore HAYMAN
FLEMINGTON	Ala SAMARA	TAMWORTH	Royce Hendrik HOLTkamp
FLEMINGTON	Pablo Leonardo VAZQUEZ	TAMWORTH	Alan Joseph MAGUIRE
FLEMINGTON	Emma Jane KELLY	TAMWORTH	Kenneth Guy Carlyle McMULLEN
FLEMINGTON	Kamal Habib BASTA	TAMWORTH	Andrew Malcolm STORRIE
FORBES	Dave Ross WILSON	TAMWORTH	Bruce Ashley TERRILL
FORBES	Kenneth Gaig MOTLEY	TAREE	David Richard McCOY
GLEN INNES	Jeffrey Clifford LOWIEN	TEMORA	Peter William MATTHEWS
GOULBURN	Francis Dale CHALKER	TUMUT	Brett UPJOHN
GOULBURN	Paul John ANDERSON	TUMUT	Peter Lionel TRELOAR
GOULBURN	Anthony John DYMCK	WAGGA WAGGA	Ian Gregory FENTON
GRAFTON	David Vaughan McIVER	WAGGA WAGGA	Adrian Shannon Stinson KNOBEL
GRAFTON	David William ALLERTON	WAGGA WAGGA	Latarnie McDONALD
GRAFTON	John Everitt BETTS	WAGGA WAGGA	Stephen John Murray SUTHERLAND
GRAFTON	Phillip David STEPHENSON	WALGETT	Cameron Joseph TONKIN
GRAFTON	Rodney Peter ENSBEY	WELLINGTON	Kathryn Allison HERTEL
GRIFFITH	Brett Simon KERRUISH	WELLINGTON	Matthew Leonard McRAE
GRIFFITH	Douglas Francis MACBETH	WEST WYALONG	James Arthur BOYCE
GRIFFITH	David Neil PATTERSON	WEST WYALONG	Robert Bruce THOMPSON
GUNNEDAH	Robert Douglas FREEBAIRN	WINDSOR	Ashley Arthur SENN
GUNNEDAH	Michael Gordon RANKMORE	WINDSOR	Bill YIASOUMI
GUNNEDAH	Loretta Maree SERAFIN	WINDSOR	John Gavin GILLET
HAY	Andrew James SCHIPP	WINDSOR	Peter Thomas GORHAM
HAY	Dean Hilary WHITEHEAD	WINDSOR	Robert Bruce BOWMAN
INVERELL	Ian Alexander GERRARD	YANCO	Daryl Francis COOPER
INVERELL	Barry Robert McGUFFICKE	YANCO	Maryanne NOLAN
KEMPSEY	Scott Piggott HENDERSON	YANCO	Terry David RAFFERTY
KEMPSEY	Lucille Michelle PURCELL	YASS	Fiona Joy LEECH
KYOGLE	Kerry Charles MOORE	YASS	Robert John GORMAN
MANILLA	Lester Hugh McCORMICK	YOUNG	Brett Roger DALLISTON
MOREE	Russell William CARTY	YOUNG	Paul Augustine PARKER
MOREE	Ross Alan BEASLEY		
MOREE	Jennie Victoria SPENCELEY		
MOULAMEIN	Marjolyn Ruve FLEMING		
MUDGEE	Gerald Francis HENNESSY		
MUDGEE	Brett James LITTLER		
MUDGEE	Paul Eskil LUTSCHINI		
MUDGEE	Peter John PROCTOR		
MUDGEE	Richard Norman PLUMMER		
MULLUMBIMBY	Terrence John GRANT		
MURWILLUMBAH	Arthur Allan AKEHURST		
MURWILLUMBAH	James Bernard ASTON		
MURWILLUMBAH	Wayne Bruce HAIGH		
MURWILLUMBAH	Maxwell Brian McLEOD		
MURWILLUMBAH	Neil John SMITH		
MURWILLUMBAH	Gregory John WASELL		
NARRABRI	Viliani HEIMOANA		
NARRABRI	Klara Jane SCHULZE		
NYNGAN	Gregory James BROOKE		
ORANGE	Christopher Alfred COLE		
ORANGE	Christopher James WETHERALL		

Dated this 19th day of September 2002.

R. F. SHELDRAKE,
Director-General

PLANT DISEASES ACT 1924

Appointment of Inspectors

I, RICHARD FREDERICK SHELDRAKE, Director General of the Department of Agriculture, pursuant to section 11(1) of the Plant Diseases Act 1924 ("the Act") appoint the persons named in the Schedule as inspectors under the Act:

SCHEDULE

Lynette BOECK-HOPLEY, Rod BOWMAN, Emma LOWRIE, Gary MACAULEY, Anthony THORNTON, Chris WATTS,

Cindy WATTS and Peter WORNES.

Dated this 24th day of September 2002 .

R. F. SHELDRAKE,
Director-General

**POLICE REGULATION (SUPERANNUATION)
ACT 1906**

Appointment of Deputy for Member of the Police
Superannuation Advisory Committee

IN ACCORDANCE with Section 2H and Schedule 4 to the *Police Regulation (Superannuation) Act 1906*, I have approved the appointment of the following Police Association of NSW representative of the Police Superannuation Advisory Committee to serve for the period ending on 31 August 2003;

Mr Michael John CORBOY as Deputy to Member,
Mr Ian BALL.

The appointment follows the resignation from the Committee of Mr Mark Messenger.

Dated at Sydney, 10 September 2002

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

**STATE EMERGENCY AND RESCUE
MANAGEMENT ACT 1989**

Appointment

HER Excellency the Governor and the Executive Council, in pursuance of section 18 (1) of the State Emergency and Rescue Management Act 1989, has appointed Deputy Commissioner David Barry MADDEN, as the State Emergency Operations Controller for the purposes of administering the requirements of the State Emergency and Rescue Management Act 1989.

BOB DEBUS, M.P.,
Minister for Emergency Services

TOURISM NEW SOUTH WALES ACT 1984

Appointment of Part-time Members

Tourism New South Wales

IT is hereby notified that in pursuance of section 4(3), 4(4) and 4(5) of the Tourism New South Wales Act 1984 (as amended) John Frederick WARD be appointed a part-time member of the Board of Tourism New South Wales from the date of appointment for the term of office specified:

To appoint John Frederick WARD as a part-time member of the Board of Tourism New South Wales for a period of three years expiring on 30 September 2005.

SANDRA NORI, M.P.,
Minister for Small Business,
Minister for Tourism,
Minister for Women

NSW Agriculture

PLANT DISEASES ACT 1924

Order OR68

Order under Section 13A to Enter and Cover Spray and Bait-spray Plants for Fruit Fly in the Towns of Tocomwal, Corowa and Howlong

I, RICHARD AMERY, M.P., Minister for Agriculture, being of the opinion that this order is necessary in order to avoid an adverse effect on trade of certain fruit, authorise an inspector to enter and carry out one or a combination of the fruit fly treatments specified in this Order, for the control of fruit fly on all land with a frontage to or access from a street which is within an urban 60 kilometre an hour or less speed limit zone in the towns of Tocomwal, Corowa and Howlong.

In this Order, *fruit fly treatments* mean:

1. **fruit fly bait spraying**, where fruit fly bait is applied to the foliage of plants as a spot spray or strip by a backpack spray unit, and where the fruit fly bait is a mixture of insecticide and yeast mixed as required by the insecticide label, and the insecticide is Hymal[®], an insecticide approved for use by the National Registration authority for this use, and that has the active constituent 'maldison'; and
2. **cover spraying of fruit trees** means an insecticide spray applied to the foliage of fruit trees as a mist spray by a backpack spray unit or by a powered spray unit, where the spray is an insecticide mixed as required by the insecticide label, and the insecticide is Lebaycid[®], an insecticide approved for use by the National Registration Authority for this use, and that has the active constituent 'fenthion'.

Objection to works

An owner or occupier of land to which this Order applies may object to the carrying out of these works by writing to the Director-General of the Department of Agriculture identifying:

- The property concerned
- The name of the objector and
- The objector's contact details.

An objection must be lodged at one of the addresses listed below by 4.30pm, Wednesday 2 October 2002, or may be handed to an inspector who has entered the land to carry out the fruit fly treatments under this Order.

Hand delivered to: NSW Agriculture Finley District Office
Attn: Fruit Fly Program Objection
241 Murray Street, FINLEY NSW 2713

Or sent by mail to: Regional Director of Agriculture
(Murrumbidgee/Murray Region)
Department of Agriculture
Private Mail Bag, YANCO NSW 2703

RICHARD AMERY, M.P.,
Minister for Agriculture

PLANT DISEASES ACT 1924

Order OR69

Order under Section 13A to Enter and Cover Spray and Bait-spray Plants for Fruit Fly in the Town of Hay

I, RICHARD AMERY, M.P., Minister for Agriculture, being of the opinion that this order is necessary in order to avoid an adverse effect on trade of certain fruit, authorise an inspector to enter and carry out one or a combination of the fruit fly treatments specified in this Order, for the control of fruit fly on all land with a frontage to or access from a street which is within an urban 60 kilometre an hour or less speed limit zone in the town of Hay.

In this Order, *fruit fly treatments* mean:

1. **fruit fly bait spraying**, where fruit fly bait is applied to the foliage of plants as a spot spray or strip by a backpack spray unit, and where the fruit fly bait is a mixture of insecticide and yeast mixed as required by the insecticide label, and the insecticide is Hymal[®], an insecticide approved for use by the National Registration authority for this use, and that has the active constituent 'maldison'; and
2. **cover spraying of fruit trees** means an insecticide spray applied to the foliage of fruit trees as a mist spray by a backpack spray unit or by a powered spray unit, where the spray is an insecticide mixed as required by the insecticide label, and the insecticide is Lebaycid[®], an insecticide approved for use by the National Registration Authority for this use, and that has the active constituent 'fenthion'.

Objection to works

An owner or occupier of land to which this Order applies may object to the carrying out of these works by writing to the Director-General of the Department of Agriculture identifying:

- The property concerned
- The name of the objector and
- The objector's contact details.

An objection must be lodged at one of the addresses listed below by 4.30pm, Wednesday 2 October 2002, or may be handed to an inspector who has entered the land to carry out the fruit fly treatments under this Order.

Hand delivered to: NSW Agriculture Finley District Office
Attn: Fruit Fly Program Objection
177 Lachlan Street, HAY NSW 2711

Or sent by mail to: Regional Director of Agriculture
(Murrumbidgee/Murray Region)
Department of Agriculture
Private Mail Bag, YANCO NSW 2703

RICHARD AMERY, M.P.,
Minister for Agriculture

PLANT DISEASES ACT 1924**Order OR70**

Order under Section 13A to Enter and Cover Spray and Bait-spray Plants for Fruit Fly in the Town of Deniliquin

I, RICHARD AMERY MP, Minister for Agriculture, being of the opinion that this order is necessary in order to avoid an adverse effect on trade of certain fruit, authorise an inspector to enter and carry out one or a combination of the fruit fly treatments specified in this Order, for the control of fruit fly on all land with a frontage to or access from a street which is within an urban 60 kilometre an hour or less speed limit zone in the town of Deniliquin.

In this Order, *fruit fly treatments* mean:

- 1 *cover spraying of fruit trees* means an insecticide spray applied to the foliage of fruit trees as a mist spray by a backpack spray unit or by a powered spray unit, where the spray is an insecticide mixed as required by the insecticide label, and the insecticide is Lebaycid®, an insecticide approved for use by the National Registration Authority for this use, and that has the active constituent 'fenthion'; and
- 2 *the release of sterile Queensland fruit flies*.

Objection to works

An owner or occupier of land to which this Order applies may object to the carrying out of these works by writing to the Director-General of the Department of Agriculture identifying:

- The property concerned
- The name of the objector and
- The objector's contact details.

An objection must be lodged at one of the addresses listed below by 4.30pm, Friday 4 October 2002, or may be handed to an inspector who has entered the land to carry out the fruit fly treatments under this Order.

Hand delivered to: NSW Agriculture Deniliquin
Agricultural Research &
Advisory Station
Attn: Fruit Fly Program Objection
449 Charlotte Street
DENILIQUIN NSW 2710

Or sent by mail to: Regional Director of Agriculture
(Murrumbidgee/Murray Region)
Department of Agriculture
Private Mail Bag, YANCO NSW 2703

RICHARD AMERY, M.P.,
Minister for Agriculture

STOCK DISEASES ACT 1923**Notification No. 1736-OJD**

Declaration of a Protected Area and of a Protected (Control) Area, as regards Johne's disease in sheep (commonly known as ovine Johne's disease or OJD)

I, RICHARD AMERY MP, Minister for Agriculture:

- A. pursuant to section 3(2)(a) and 11A of the Stock Diseases Act 1923 ("the Act") revoke Stock Diseases Notification

No. 1646-OJD published in Government Gazette No. 190 of 14 December 2001 at pages 9985-9987; and

- B. pursuant to Section 11A of the Act:

- I. declare the lands described in the Schedule 1 to be a Protected Area, and the lands described in Schedule 2 to be a Protected (Control) Area, as regards Johne's disease in sheep (commonly known as ovine Johne's disease); and

- II. prohibit the bringing into the Protected Area of any sheep from any part of the Protected (Control) area unless:

- (a) the sheep are transported in a vehicle directly to:
 - an abattoir, where the sheep are slaughtered, or
 - a slaughter-only sale, or
 - an approved feedlot, or
 - the same or another part of the Protected (Control) Area; or

- (b) the sheep:
 - originate from a market assured flock, and
 - have not subsequently lost their market assured status, and
 - are transported in a vehicle; directly into the Protected Area, and
 - are accompanied by a completed Declaration form, indicating details of the market assured status, which is given to the person to whom the sheep are delivered; or

- (c) the sheep:
 - originate from a nil assurance flock that has been subjected to an approved test with negative results, and
 - are transported in a vehicle directly into the Protected Area, and
 - are accompanied by a completed Declaration form, indicating those results, which is given to the person to whom the sheep are delivered; or

- (d) the sheep:
 - originate from a flock in one part of the Protected Area, and
 - are transported through the Protected (Control) Area in a vehicle directly into the same or another part of the Protected Area; or

- (e) the sheep are from a flock:
 - in a Protected Area and are transported in a vehicle directly to and from an approved facility in a Protected (Control) Area; or
 - in a Protected (Control) Area and are transported in a vehicle directly to and from an approved facility in a Protected Area; or

- (f) the sheep are moved in accordance with:
 - a written permit issued by an inspector under section 7(6) of the Stock Diseases Act 1923; or
 - an order in writing given by an inspector under section 8(1)(b) of the Stock Diseases Act 1923; or
 - the conditions of an undertaking instead of quarantine under section 11 of the Stock Diseases Act 1923; or

- an order of course of action by an inspector under section 14(4) of the Stock Diseases Act 1923; and

III. prohibit the bringing into the Protected Area of any sheep from any part of the residual area unless:

- (a) the sheep are transported in a vehicle directly to:
 - an abattoir, where the sheep are slaughtered, or
 - a slaughter-only sale, or
 - an approved feedlot, or
 - the same or another part of the residual area; or
- (b) the sheep:
 - originate from a market assured flock (other than a flock with the status of MN1), and
 - have not subsequently lost their market assured status, and
 - are transported in a vehicle directly into the Protected Area, and
 - are accompanied by a completed Declaration form, indicating details of the market assured status, which is given to the person to whom the sheep are delivered; or
- (c) the sheep:
 - originate from a flock in one part of the Protected Area, and
 - are transported through the residual area in a vehicle directly into the same or another part of the Protected Area; or
- (d) the sheep are from a flock:
 - in a Protected Area and are transported in a vehicle directly to and from an approved facility in a residual area; or
 - in a residual area and are transported in a vehicle directly to and from an approved facility in a Protected Area; or
- (e) the sheep are moved in accordance with:
 - a written permit issued by an inspector under section 7(6) of the Stock Diseases Act 1923; or
 - an order in writing given by an inspector under section 8(1)(b) of the Stock Diseases Act 1923; or
 - the conditions of an undertaking instead of quarantine under section 11 of the Stock Diseases Act 1923; or
 - an order of course of action by an inspector under section 14(4) of the Stock Diseases Act 1923; and

IV. prohibit the bringing into the Protected (Control) Area of any sheep from any part of the residual area unless:

- (a) the sheep are transported in a vehicle directly to:
 - an abattoir, where the sheep are slaughtered, or
 - a slaughter-only sale, or
 - an approved feedlot, or
 - the same or another part of the residual area; or
- (b) the sheep are crossbred wether lambs and are moved under circumstances approved from time to time by the Chief Division of Animal Industries; or
- (c) the sheep:
 - originate from a market assured flock, and
 - have not subsequently lost their market assured status, and
 - are transported in a vehicle, directly into the Protected (Control) Area, and

- are accompanied by a completed Declaration form, indicating details of the market assured status, which is given to the person to whom the sheep are delivered; or

(d) the sheep:

- originate from a nil assurance flock that has been subjected to an approved test with negative results, and
- are transported in a vehicle, directly into the Protected (Control) Area, and
- are accompanied by a completed Declaration form, indicating those results, which is given to the person to whom the sheep are delivered; or

(e) the sheep:

- originate from a flock in one part of the Protected (Control) Area, and
- are transported through the residual area in a vehicle directly into the same or another part of the Protected (Control) Area; or

(f) the sheep are from a flock:

- in a Protected (Control) Area and are transported in a vehicle directly to and from an approved facility in a residual area; or
- in a residual area and are transported in a vehicle directly to and from an approved facility in a Protected (Control) Area; or

(g) the sheep are moved in accordance with:

- a written permit issued by an inspector under section 7(6) of the Stock Diseases Act 1923; or
- an order in writing given by an inspector under section 8(1)(b) of the Stock Diseases Act 1923; or
- the conditions of an undertaking instead of quarantine under section 11 of the Stock Diseases Act 1923, or
- an order of course of action by an inspector under section 14(4) of the Stock Diseases Act 1923.

This Notification shall take effect on 1 October 2002.

Definitions

In this Notification:

approved facility means a facility that is approved from time to time by a District Veterinarian;

approved feedlot means a feedlot that transports all its stock directly to slaughter, and is authorised from time to time in writing by the Chief, Division of Animal Industries;

approved test means a test that is approved from time to time by the Chief, Division of Animal Industries;

crossbred wether lamb means a sheep that is the progeny of a mating between an Australian merino and a non-merino dam or sire, and is a desexed male, and has not cut its permanent teeth;

Declaration form means a Declaration of Johne's disease status form as approved from time to time by the Chief, Division of Animal Industries;

directly means without off-loading sheep from a vehicle en route;

flock means a group of animals maintained as a discrete unit;

market assured means:

- monitored negative, MN1, MN2 or MN3, which have the same meaning as in the Australian Johnne's Disease Market Assurance Program for Sheep published from time to time by Animal Health Australia, 26-28 Napier Close, Deakin ACT 2600; or
- a status that is assigned in accordance with conditions approved from time to time by the Chief, Division of Animal Industries;

nil assurance with respect to a flock, means a flock that does not have the status of infected, restricted, suspect or market assured, or that is not in quarantine on account of Johnne's disease;

Protected Area means the Protected Area referred to in Schedule 1;

Protected (Control) Area means the Protected (Control) Area referred to in Schedule 2;

residual area means the area in New South Wales which does not form part of the Protected Area or the Protected (Control) Area;

restricted has the same meaning as in the National Johnne's Disease Program Standard Definitions and Rules for Sheep, as approved from time to time by the Veterinary Committee of the Primary Industries Standing Committee;

slaughter-only sale means a sale of stock that is held in accordance with the written approval of a Senior Field Veterinary Officer under section 20B(3)(b) or 20C(3)(b) of the Stock Diseases Act 1923;

SCHEDULE 1

PROTECTED AREA

The whole of the lands contained in:

- the Armidale, Balranald, Bombala, Bourke, Brewarrina, Broken Hill, Casino, Cobar, Condobolin, Coonabarabran, Coonamble, Dubbo, Gloucester, Grafton, Hay, Hillston, Hunter, Kempsey, Maitland, Milparinka, Moree, Mudgee-Merriwa, Narrabri, Narrandera, Northern New England, Northern Slopes, Nyngan, Riverina, South Coast, Tamworth, Tweed-Lismore, Walgett, Wanaaring, Wentworth, and Wilcannia Rural Lands Protection Districts; and
- Divisions A, B and D of the Moss Vale Rural Lands Protection District; and
- that part of the Murray Rural Lands Protection District generally west and north of a line commencing at a point on the southern boundary of the District at Mulwala where it intersects with Melbourne Road, thence northerly by that road to its intersection with Corowa Road, Mulwala, thence by that road to its intersection with Spring Drive, thence by that road to its intersection with Bull Plain Road, and thence by that road to its intersection with Rennies Road, thence by that road to its intersection with the boundary of Division B, thence

by that boundary to its intersection with Bonnie Doon Road, thence easterly by that road through Coorabin to its intersection with the Daysdale-Urana Road, thence by that road to its intersection with the Urana-Lockhart Road at Urana, thence by that road to where it becomes the Lockhart-Collingullie Road at Lockhart, and thence by that road to its intersection with the eastern boundary of the District; and

- Divisions A, C and D of the Wagga Wagga Rural Lands Protection District, and that part of Division B north of a line commencing at the intersection of the northern boundary of the District with the Barmedman-Temora Road, thence generally south-easterly by that road to its intersection with the Temora-Young Road at Temora, thence generally north-easterly by that road to its intersection with the eastern boundary of the District; and
- that part of the Young Rural Lands Protection District west of the Stockinbingal-Forbes railway line.

SCHEDULE 2

PROTECTED (CONTROL) AREA

The whole of the lands contained in:

- the Cooma, Forbes, Gundagai, Hume, and Molong Rural Lands Protection Districts; and
- those parts of the Moss Vale, Murray, Wagga Wagga and Young Rural Lands Protection Districts that do not form part of the Protected Area; and
- the Braidwood Rural Lands Protection District, excluding:
 - the Parishes of Werriwa and Ellenden; and
 - that part of the Parish of Lake George east of a line commencing at the point where north-western corner of Lot 9 in DP754891 meets the Parish boundary, thence southerly by the western boundary of Lot 9 to where it meets the south-eastern corner of Lot 6 in DP859008, thence southerly by the eastern boundaries of Lots 7, 8, 10 and 199 in DP859008, and Lots 12 13, 14, 15, 16 17, 18 and 19 in DP754891 to the point where that lot meets the Parish boundary; and
 - that part of the Parish of Currandooly generally north of a line commencing at the point on the Parish boundary where Lot L in DP157545 meets the eastern boundary of Lot 19 in DP754891, thence easterly to the point where that lot meets the northern boundary of Lot 82 in DP754876, thence by that boundary, north-easterly and then south-easterly to where it meets the Bungendore-Tarago Road, thence south-westerly by that road to the south western corner of Lot 1 in DP 986065, thence easterly by the southern boundaries of that lot and of Lots 44 and 8 in DP754876 and of Lot 1 in DP 880087 to the south-eastern corner of that lot where it meets the Goulburn-Bombala railway line, thence north-easterly by that railway line to where it meets Butmaroo Creek (also known as Deep Creek), thence south-easterly by that creek to its intersection with the Kings Highway, thence easterly by that Highway to where it meets the boundary of the Parish of Currandooly, thence by that Parish boundary to where it meets the north-eastern corner of Lot 91 in DP754876, thence west by

- the northern boundary of Lot 91 to where it meets the eastern boundary of Lot 77, thence northerly by the eastern boundaries of Lot 77 and 76 in DP754876 to the north-eastern corner of Lot 76, thence westerly to the Goulburn-Bombala railway line, thence generally north-easterly by that railway line to where it meets the boundary of the Parish of Currandooly; and
- that part of the Parish of Merigan commencing at a point where the Goulburn-Bombala railway line meets the Parish boundary, thence by that Parish boundary to the north-eastern boundary of Lot 4 in DP258171, to the south-eastern corner of Lot 26 in DP250880, thence northerly by the eastern boundary of that lot and of Lots 293 and 141 in DP754894 to the Mount Fairy Road, and thence easterly by that road to where it meets the boundary of the Braidwood Rural Lands Protection District; and
 - that part of the Parish of Barnet generally north of a line commencing at the point where the north-eastern corner of Lot 78 in DP754894 meets the Parish boundary and Braidwood Road, thence southerly by that road to the south-western corner of Lot 18 in DP754867, thence easterly to the north-west corner of Lot 33 in DP754867, thence southerly to the south-west corner of Lot 33 in DP 754867, thence easterly by the southern boundaries of that lot and of Lot 68 in DP754867 to where that lot meets the boundary of Lot 40 in DP754867, thence easterly and southerly by the boundaries of that lot to the north-western corner of Lot 97 in DP754867, thence southerly and easterly by the southern and eastern boundaries of that lot to the south-west corner of Lot 45 in DP754867, thence easterly by the southern boundary of Lot 45 in DP754867 to where it meets the western boundary of Lot 46 in DP754867, thence southerly by the boundary of that lot to where it meets the northern boundary of Lot 146 in DP754867, thence westerly, southerly and easterly by the boundaries of that lot to the south-eastern corner of Lot 148 in DP754867, thence easterly and northerly by the boundaries of Lots 148 in DP754867, Lot 48 DP754867 and Lot 177 in DP754867 to the boundary of Lot 178 in DP44403, thence easterly and northerly by the boundary of that lot to the boundary of Lot 179 in DP44403, thence northerly by the eastern boundary of that lot to the boundary of Lot 178 in DP44403, thence northerly by the eastern boundaries of Lot 178 in DP44403 and of Lot 4 in DP864052, across the Tarago-Braidwood Road, and northerly by the eastern boundary of Lot 2 in DP 852069 to the Parish boundary.

Notes

- It is an offence under section 20H(1)(a) of the Act to contravene a provision of this Notification. Maximum penalty for such an offence is \$11,000.
- A Protected (Control) Area is an area with a moderate prevalence of a disease (section 11A(1A) of Act). This is different from a Protected Area, where there is a lower prevalence of a disease (section 11A(1B) of Act).
- A map of the Protected Area, Protected (Control) Area and the residual area as regards Johne's disease in sheep is published on the NSW Department of Agriculture

internet web site at <http://www.agric.nsw.gov.au/jd/>

- A person who receives a completed Declaration form is advised to retain it as evidence of compliance with this Notification.
- N1736-OJD is the NSW Department of Agriculture's reference.
- For further information, contact the NSW Department of Agriculture on (02) 63913691.

Dated 26th September 2002.

RICHARD AMERY, M.P.,
Minister for Agriculture

STOCK DISEASES ACT 1923

Notification No. 1751 – OJD

“Lagoon Hill” Quarantine Area – Golspie

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johne's disease in sheep, goats, and deer (other than fallow deer) (‘the stock’).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: James Lindsay GLISSAN
Shire: Crookwell
County: Georgianna
Parish: Hillas
Land: Lots 59, 67, 131, 132, 140, 182, 187, 222, 223, 229, 275 and 276 in DP 753034

Dated this 17th day of September 2002.

RICHARD AMERY, M.P.,
Minister for Agriculture

STOCK DISEASES ACT 1923

Notification No. 1748 – OJD

“Middle Ground” Quarantine Area – Jindabyne

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johne's disease in sheep, goats, and deer (other than fallow deer) (‘the stock’).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock

to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: Bruce William CRONK
 Shire: Snowy River
 County: Wallace
 Parish: Ingebirah
 Land: Lot 54, 55, 59 and 60 in DP 756699

Dated this 17th day of September 2002.

RICHARD AMERY, M.P.
 Minister For Agriculture

STOCK DISEASES ACT 1923

Notification No. 1749 – OJD

“Nunkeri” Quarantine Area – Taralga

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johnne’s disease in sheep, goats, and deer (other than fallow deer) (“the stock”).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: COSPAK INTERNATIONAL PTY LIMITED
 Shire: Mulwaree
 County: Argyle
 Parish: Turrallo
 Land: Lots 109, 141, 189, 235, 240 and 241 in DP 750051

Dated this 17th day of September 2002.

RICHARD AMERY, M.P.,
 Minister for Agriculture

STOCK DISEASES ACT 1923

Notification No. 1741 – OJD

“Mayfield” Quarantine Area – Rydal

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 10 of the Stock Diseases Act 1923 (‘the Act’), declare the land described in the Schedule to be a quarantine area on account of the presence or suspected presence of Johnne’s disease in sheep, goats, and deer (other than fallow deer) (“the stock”).

Note: It is an offence under section 20C(1)(c) of the Act to move any of the stock or cause or permit any of the stock to be moved out of a quarantine area, unless they are moved in accordance with a permit under section 7(6) or an order under section 8(1)(b) or when all of the conditions set out in section 20C(3) are satisfied.

The course of action to be taken by the owner or occupier of the land in the quarantine area or the owner or person in charge of the stock in the quarantine area shall be as ordered by an inspector.

SCHEDULE

Owner: Robert Frederick McPHILLAMY and
 Kay Elizabeth McPHILLAMY
 Shire: Greater Lithgow
 County: Westmoreland
 Parish: Antonio
 Land: Lots 32, 39, 40, 41, 43, 44 and 220 in DP 757036.

Dated this 17th day of September 2002.

RICHARD AMERY, M.P.,
 Minister for Agriculture

Department of Land and Water Conservation

Land Conservation

DUBBO OFFICE

Department of Land and Water Conservation
142 Brisbane Street (PO Box 865), Dubbo, NSW 2830
Phone: (02) 6841 5200 Fax: (02) 6841 5231

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
Deidrie NADEN (new member), Kim NADEN (new member).	Balladoran Public Hall Trust.	Reserve No.: 58160. Public Purpose: Public hall. Notified: 10 July 1925. File No.: DB81 R 14/3.

Term of Office

For a term commencing this day and expiring 31 December 2003.

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 Schedules hereunder is revoked to the extent specified opposite thereto in Column 2 of the Schedules.

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

SCHEDULE 1

COLUMN 1	COLUMN 2
Land District: Coonamble. Local Government Area: Coonamble Shire Council. Locality: Coonamble. Reserve No.: 70450. Public Purpose: Soil conservation. Notified: 16 January 1942. File No.: DB69 H 1/1.	The whole being Lot 226, DP No. 257308, Parish Moorambilla, County Leichhardt, of an area of 1.641 hectares.

Notes: Application to purchase the land comprising Lot 226 in DP 257308, lodged by Tony Neill Fisher.
 File No.: AE02 H 377.

SCHEDULE 2

COLUMN 1	COLUMN 2
Land District: Walgett. Local Government Area: Walgett Shire Council. Locality: Brewan. Reserve No.: 94940. Public Purpose: Future public requirements. Notified: 22 May 1981. File No.: DB94 H 281/1.	The whole being Lot 4, DP No. 754182, Parish Brewan, County Leichhardt of an area of 3454.8 hectares.

Notes: Conversion to Incomplete Purchase 129060 -
 Taunton.

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

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

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

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

SCHEDULE 1

Parish: St. Columba.

County: Westmoreland.

Land District: Goulburn.

Shire: Mulwaree.

Description: Crown road comprising Lots 4 and 5, DP 1042970.

SCHEDULE 2

Roads Authority: The Council of the Shire of Mulwaree.

Council's Reference: 200/5/99-54.

Reference No.: GB00 H 233.jk.

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

*Parish — Goulburn;
County — Argyle;
Land District — Goulburn;
Council — Goulburn.*

Lots 1 and 2, DP 1037210 (not being land under Real Property Act).

File No.: GB99 H 388:MB.

Note: On closing the land in Lots 1 and 2, DP 1037210, remains land vested in the Crown as Crown Land.

ERRATUM

THE following notice was inadvertently published in the wrong section of the *Government Gazette* on 6 September 2002. The notice appeared on folio 7957, Gazette No. 142 of the Land and Water Conservation section. The notice is now republished in full.

WATER ACT 1912

**PROPOSED REVOCATION OF DEDICATION OF
CROWN LAND FOR A PUBLIC PURPOSE**

IT is intended, following the laying of a copy of this notification before each House of Parliament in the State of New South Wales in accordance with section 84 of the Crown Lands Act 1989, to revoke the dedication of Crown land specified in Schedule 1 hereunder to the extent specified in Schedule 2 with a view to dealing with the land as specified in Schedule 3.

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

SCHEDULE 1

Land District: Goulburn
Dedication No. 530020
Public Purpose: Racecourse
File Reference: GB01R14/1

Local Government Area:
Gunning Shire Council
Notified: 2 November 1945
Area:

SCHEDULE 2

The whole being				
Lot	Sec.	D.P. No.	Parish	County
7008		750008 #	Collector	Argyle
of an area of 28.329ha				

SCHEDULE 3

If revoked, it is intended to re-reserve the land for Public Recreation & Tourist Facilities and Services.

Disclaimer: # Please note that the above Lot numbers marked # are for Departmental use only.

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

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the 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
Ian William DAWES (re-appointment), Kelvin KIRBY (re-appointment), John Henry WILLIAMS (re-appointment), John Kenny McDONALD (re-appointment), Ronald Frederick JOHANSEN (re-appointment), Ian Johnston ROSS (new member), Jeffrey Raymond GALLARD (new member).	Murwillumbah Showground Trust.	Dedication No.: 540097. Public Purpose: Showground addition. Notified: 30 August 1911. File No.: GF80 R 199.

Term of Office

For a term commencing this day and expiring
26 September 2007.

MAITLAND OFFICE
Department of Land and Water Conservation
Newcastle Road (PO Box 6), East Maitland, NSW 2323
Phone: (02) 4937 9300 Fax: (02) 4934 2252

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
Gordon Keith Mackenzie	Mangrove Mountain	Reserve No.: 170143.
MOYES (re-appointment), Richard Herbert	Homeless or Needy Young Persons (R.170143)	Public Purpose: Accommodation, guidance, education and welfare of homeless or needy young persons.
MENTEITH (re-appointment), Grantley Leroy	Reserve Trust.	Notified: 22 May 1992. File No.: MD83 R 19/3.
Edward MORRIS (re-appointment), Rodney David		
BLACKMORE (re-appointment), Jill Meryl		
MANTON (new member), Fiona MILLER (new member).		

Term of Office

For a term commencing this day and expiring
26 September 2007.

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

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

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

SCHEDULE 1

*Parish — Munmorah;
County — Northumberland;
Land District — Gosford;
Local Government Area — Wyong.*

That part of Johns Road at Wadalba between Pollock Avenue and Louisiana Road

SCHEDULE 2

Roads Authority: Wyong Shire Council.

File No: MD01 H 252.

Council's Reference: R/0458.

MOREE OFFICE
Department of Land and Water Conservation
Frome Street (PO Box 388), Moree, NSW 2400
Phone: (02) 6752 5055 Fax: (02) 6752 1707

APPOINTMENT OF TRUST BOARD MEMBERS**SCHEDULE**

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.

COLUMN 1

Laurence John
RILEY
(new member).

COLUMN 2

Warialda Rail
Public Recreation
Reserve Trust.

COLUMN 3

Reserve No.: 55457.
Public Purpose: Public
recreation.
Notified: 26 May 1922.
File No.: ME81 R 88.

Term of Office

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

For a term commencing the date of this notice and expiring
18 July 2004.

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

ADDITION TO RESERVED CROWN LAND**SCHEDULE 2**

PURSUANT to section 88 of the Crown Lands Act 1989, the Crown Lands specified in Column 1 of the Schedules hereunder are added to the reserved lands specified opposite thereto in Column 2 of the Schedules.

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

SCHEDULE 1**COLUMN 1**

Land District: Nowra.
L.G.A.: Shoalhaven City.
Parish: Bateman.
County: St. Vincent.
Lands and Area: The parts
(about 3900 square metres
and about 1550 square
metres) of Lot 5,
DP 1041103, within
former Lot 302, DP 40062.
File No.: NA98 R 6.

COLUMN 2

Crown Land reserved for the
public purpose of public
recreation and resting place by
notification in the *Government
Gazette* of 17 July 1936, as
Reserve No. 66122.

Note: The affected parts of R.89980 for community centre
are hereby revoked.

COLUMN 1

Land District: Nowra.
L.G.A.: Shoalhaven City.
Parish: Bateman.
County: St. Vincent.
Lands and Area: The parts
(about 255 square metres
and about 50 square
metres) of Lot 4,
DP 1041103, outside
former Lot 302,
DP 40062.
File No.: NA80 R 46.

COLUMN 2

Crown Land reserved for the
public purpose of community
centre by notification in the
Government Gazette of
3 December 1976, as
Reserve No. 89980.

Note: The affected parts of R.66122 for public recreation
and resting place are hereby revoked.

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

**NOTIFICATION OF CLOSING AND
OPENING OF A ROAD**

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

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

Description

Land District — Orange;
Council — Cabonne.

Road Closed: Lot 1, DP 1042931, Parishes Mulyan and Larras Lake, County Wellington.

Road to be opened as Crown public road: Lots 2, 3, 4 and 5, DP 1042931, Parish Mulyan, County Wellington.

File No.: OE01 H 354.

Note: On closing the land remains vested in the Crown as Crown Land.

SYDNEY METROPOLITAN OFFICE
Department of Land and Water Conservation
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta, NSW 2150
(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

Description

*Land District — Picton;
L.G.A. — Campbelltown.*

Lot 1, DP 1044407 at Eschol Park, Parish St. Peter, County Cumberland (being land in CT Vol. 14057, Folio 152).

File No.: MN01 H 203.

Note: On closing, title for the land in Lot 1 remains vested in Campbelltown City Council as operational land.

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
Manly Council.	Tania Park (R.93912) Reserve Trust.	Reserve No.: 93912. Public Purpose: Public recreation. Notified: 31 October 1980. File No.: MN80 R 41/1.

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

COLUMN 1	COLUMN 2
Tania Park (R.93912) Reserve Trust.	Reserve No.: 93912. Public Purpose: Public recreation. Notified: 31 October 1980. File No.: MN80 R 41/1.

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

ASSIGNMENT OF NAME TO A RESERVE TRUST

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

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

SCHEDULE

COLUMN 1

Tuncurry Caravan Park
(R.86531) Reserve Trust.

COLUMN 2

Reserve No.: 86531.
Public Purpose: Public recreation.
Notified: 17 November 1967.
Parish: Tuncurry.
County: Gloucester.
File No.: TE80 R 168.

Any lease or licence current for this reserve remains unaffected by this notice.

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

Land District: Kempsey.
L.G.A.: Kempsey.
Parish: Congarinni.
County: Raleigh.
Locality: Macksville.
Reserve No.: 89993.
Purpose: Public recreation.
Date of Notification: 17 December 1976.
Torrens Title Identifier: 280/1041844.
File No.: TE94 H 173.

COLUMN 2

The part of the Reserve
within Lot 280, DP 1041844.

ROADS ACT 1993**ORDER**

Transfer of Crown Road to a Council

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

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

SCHEDULE 1

The Crown public road commencing at the southern boundary of Lot 801, DP 1028590, extending northerly along The Pulpit to the intersection with Tallwood Drive, Tallwoods Village.

SCHEDULE 2

Roads Authority: Greater Taree City Council.

File No.: TE02 H 190.

Council Reference: R4448 RCL:

SCHEDULE 1

The Crown public road being a section 40 metres in length extending northerly from the southern boundary of Lot 141, DP 754449 (known as Kanangra Drive).

SCHEDULE 2

Roads Authority: Greater Taree City Council.

File No.: TE02 H 189.

Council Reference: R2680 RCL:

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 as follows:

Murray River Valley

ALBURY CITY COUNCIL for 1 pump on the Murray River, on Part Reserve 62004, Parish of Albury, County of Goulburn, for recreation purposes (new licence due to a permanent transfer of water — no overall increase in entitlement) (Reference: 50SL75528) (GA2:494921).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6041 6777).

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed area whose interests may be affected, and must be lodged with the Department's office at Albury by no later than 25 October 2002.

C. PURTLE,
Natural Resource Officer,
Murray Region.

Department of Land and Water Conservation,
PO Box 829, Albury NSW 2640.

WATER ACT 1912

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

Applications for licences under section 10 of Part 2 of the Water Act 1912, has been received as follows:

Murray River Valley

Peter Laurence CRISP for 4 pumps on the Murray River, Lot 121, DP 448633, Parish of Wentworth, County of Wentworth, for irrigation of 24 hectares (replacement licence — due to permanent transfer of water allocation — no increase in commitment to Murray River storages) (Reference: 60SL085347) (GA2:499542).

Lawrence Anthony MAIORANA for 2 pumps on Gol Gol North Creek, Crown Land fronting Lot 136, DP 756946, Parish of Gol Gol, County of Wentworth, for irrigation of 2.5 hectares (replacement licence — due to additional pump — no increase in commitment to Murray River storages) (Reference: 60SL085399) (GA2:499543).

Any enquiries regarding the above should be directed to the undersigned (telephone: [03] 5021 9400).

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,
32 Enterprise Way (PO Box 363), Buronga NSW 2739.

WATER ACT 1912

APPLICATIONS for licences under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5 (4) of the Act.

Applications for licences under section 10 of Part 2 of the Water Act 1912, has been received as follows:

Lachlan River Valley

Allan Frederick HUTCHISON and Karlene Rozarne HUTCHISON, for a pump on the Lachlan River, on Lot 1, DP 182974, TSR 62144, Parish of Redbank, County of Nicholson, for water supply for stock and domestic purposes and irrigation of 100.33 hectares (new licence — allocation obtained by way of permanent transfer of entitlement combined with existing entitlement) (Reference: 70SL090768) (GA2:512452).

Phillip Mark BENNIE and Margaret Jane BENNIE, for a pump on the Lachlan River on Lot 1, DP 186664, Parish of Warroo, County of Gipps, for water supply for irrigation of 78.16 hectares (lucerne) (new licence — increase in allocation by way of permanent transfer combined with existing entitlement and an increase in pumping capacity) (Reference: 70SL090809) (GA2:512453).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6852 1222).

Written objections specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be effected, must be lodged with the Department within twenty-eight (28) days of the date of this publication as prescribed by the Act.

V. RUSSELL,
Resource Access Manager,
Central West Region.

Department of Land and Water Conservation,
PO Box 136, Forbes NSW 2871.

WATER ACT 1912

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

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

Murrumbidgee Valley

Trevour Robert Leslie BOWER and Beverley Ann BOWER for a pump on Adjungbilly Creek, Lot 2, DP 584749, Parish of Darbalara, County of Buccleuch, for a water supply for stock and domestic purposes (new licence) (Reference: 40SL70624).

Ian George CAMERON and OTHERS for a pump on Beavers Creek, Lot 30, DP 754561, Parish of Mundowry, County of Mitchell, for a water supply for stock purposes and irrigation of 1.67 hectares (licence application as a result of a permanent water transfer of 10 megalitres) (Reference: 40SL70800).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6953 0700).

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 twenty-eight (28) days as fixed by the Act.

S. F. WEBB,
Resource Access Manager,
Murrumbidgee Region.

Department of Land and Water Conservation,
PO Box 156, Leeton NSW 2705.

WATER ACT 1912

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

Murrumbidgee Valley

NAVHOLD PTY LIMITED for a bore on Lot 2, DP 359743, Parish of Umutbee, County of Wynyard, for a water supply for industrial purposes (piggery) (new licence) (Reference: 40BL188736).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before Friday, 27 October 2002, as prescribed by the Act.

S. F. WEBB,
Water Access Manager,
Murrumbidgee Region.

Department of Land and Water Conservation,
PO Box 156, Leeton NSW 2705.

WATER ACT 1912

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

Murrumbidgee Valley

Alan Frederick BOURNE for a bore on Lot 160, DP 754561, Parish of Mundowry, County of Mitchell, for a water supply for the irrigation of 94 hectares (lucerne and Sorghum) (new licence) (Reference: 40BL188852).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 25 October 2002, as prescribed by the Act.

S. F. WEBB,
Resource Access Manager,
Murrumbidgee Region.

Department of Land and Water Conservation,
PO Box 156, Leeton NSW 2705.

WATER ACT 1912

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

An application for a licence within a proclaimed local area as generally described hereunder has been received as follows:

Namoi River Valley

Ronnie Bourne ROBINSON and Clare Eileen ROBINSON for two pumps on the Manilla River on Lots 47, 48, 103, 115, 116, 117 and 118, all in DP 752178, Parish of Dinawirindi, County of Darling, for irrigation of 34 hectares. Permanent transfer of existing entitlement (1.5 hectares) and amalgamation with existing licence (LO Papers: 90SL100590) (GA2:460803).

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 twenty-eight (28) days as specified in the Act.

GEOFF CAMERON,
Manager,
Resource Access.

Department of Land and Water Conservation,
PO Box 550, Tamworth NSW 2340.

WATER ACT 1912

AN application under Part 8, being within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912.

An application for approval of a controlled work under section 167 within the proclaimed (declared) local area described hereunder has been received as follows:

Gwydir River Valley (Mehi Floodplain)

A F F PROPERTIES PTY LTD for controlled works consisting of an earthen water storage and levee on Lots 66, 10, 11, 15, 33, 35 and closed roads, DP 750497, Parish of Single, County of Benarba, on the property "Telleraga" for conservation of water for irrigation and prevention of inundation of cotton fields. The works are an extension of existing Controlled Works Approval 90CW800086 (GA2:460804).

Written objections to the application specifying the grounds thereof may be made by any statutory authority or local occupier within the proclaimed area, whose interest may be affected must be lodged with the Department's Resource Access Manager at Tamworth by 25 October 2002.

Plans showing the location of the works referred to in the above application may be viewed at the Moree office of the Department of Land and Water Conservation.

GEOFF CAMERON,
Manager,
Resource Access.

Department of Land and Water Conservation,
PO Box 550, Tamworth NSW 2340.

Department of Mineral Resources

NOTICE is given that the following application has been received:

EXPLORATION LICENCE APPLICATION

(T02-0414)

No. 1985, LLOYD VINCENT CUDDEN, area of 18 units, for Group 1, dated 17 September, 2002. (Orange Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATION

(T02-0064)

No. 1904, now Exploration Licence No. 5991, HERALD RESOURCES LIMITED (ACN 008 672 071), Counties of Phillip and Wellington, Map Sheet (8832, 8833), area of 48 units, for Group 1, dated 12 September, 2002, for a term until 11 September, 2004.

MINING LEASE APPLICATION

(C00-0972)

Orange No. 192, now Mining Lease No. 1520 (Act 1992), ENHANCE PLACE PTY LIMITED (ACN 077 105 867), Parish of Cox, County of Cook, Map Sheet (8931-3-N), area of 9.636 hectares, to mine for coal, dated 29 August, 2002, for a term until 28 August, 2023.

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

NOTICE is given that the following application has been withdrawn:

EXPLORATION LICENCE APPLICATION

(T02-0084)

No. 1924, ELEPHANT MINES PTY LIMITED (ACN 097 799 025), County of King, Map Sheet (8628, 8629, 8728). Withdrawal took effect on 18 September, 2002.

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

NOTICE is given that the following application for renewal has been received:

(T02-0240)

Mineral Lease No. 5838 (Act 1906), TIBOR SZERY, area of 16.42 hectares. Application for renewal received 17 September, 2002.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(M80-1479)

Authorisation No. 207, OAKLANDS COAL PTY. LIMITED (ACN 001 030 520), Counties of Denison and Urana, Map Sheet (8126), area of 3351 hectares, for a further term until 30 August, 2003. Renewal effective on and from 30 August, 2002.

(M80-1688)

Authorisation No. 250, OAKLANDS COAL PTY. LIMITED (ACN 001 030 520), Counties of Denison and Urana, Map Sheet (8126), area of 2330 hectares, for a further term until 30 August, 2003. Renewal effective on and from 30 August, 2002.

(M81-5695)

Authorisation No. 307, HARTLEY VALLEY COAL COMPANY PTY LTD (ACN 000 185 697), County of Cook, Map Sheet (8930, 8931), area of 2430 hectares, for a further term until 19 July, 2006. Renewal effective on and from 16 September, 2002.

(M84-0369)

Authorisation No. 345, OAKLANDS COAL PTY. LIMITED (ACN 001 030 520), County of Urana, Map Sheet (8126), area of 3353 hectares, for a further term until 30 August, 2003. Renewal effective on and from 30 August, 2002.

(M86-0488)

Authorisation No. 388, OAKLANDS COAL PTY. LIMITED (ACN 001 030 520), County of Urana, Map Sheet (8126), area of 1290 hectares, for a further term until 30 August, 2003. Renewal effective on and from 30 August, 2002.

(T82-1711)

Exploration Licence No. 2033, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), County of Bathurst, Map Sheet (8630, 8730), area of 42 units, for a further term until 6 July, 2004. Renewal effective on and from 12 September, 2002.

(T85-0346)

Exploration Licence No. 2513, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), Counties of Menindee and Yancowinna, Map Sheet (7133), area of 52 units, for a further term until 6 November, 2003. Renewal effective on and from 16 September, 2002.

(T97-1230)

Exploration Licence No. 5477, PETER JAMES MORTON AND SUZANNE ESTHER MORTON, County of Caira, Map Sheet (7629), area of 3 units, for a further term until 30 April, 2004. Renewal effective on and from 16 September, 2002.

(T99-0079)

Exploration Licence No. 5614, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133), area of 8 units, for a further term until 26 August, 2003. Renewal effective on and from 16 September, 2002.

(T99-0203)

Exploration Licence No. 5709, ILUKA RESOURCES LIMITED (ACN 008 675 018), County of Wentworth, Map Sheet (7330, 7430), area of 106 units, for a further term until 27 March, 2004. Renewal effective on and from 16 September, 2002.

(T00-0018)

Exploration Licence No. 5721, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), Counties of Cunningham, Flinders and Kennedy, Map Sheet (8232, 8233), area of 100 units, for a further term until 3 May, 2004. Renewal effective on and from 12 September, 2002.

(T99-0224)

Exploration Licence No. 5764, PLATSEARCH NL (ACN 003 254 395) and EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), Counties of Farnell and Yancowinna, Map Sheet (7134, 7234), area of 64 units, for a further term until 21 August, 2004. Renewal effective on and from 16 September, 2002.

(T66-1136)

Exploration (Prospecting) Licence No. 2379, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133, 7233), area of 22 units, for a further term until 7 March, 2003. Renewal effective on and from 16 September, 2002.

(T95-0222)

Mining Lease No. 204 (Act 1973), GOLDRAP PTY LTD (ACN 059 731 636), Parish of Attunga, County of Inglis, Map Sheet (9036-2-S), area of 28.33 hectares, for a further term until 20 May, 2004. Renewal effective on and from 12 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:

(T96-1171)

Exploration Licence No. 5249, LFB RESOURCES NL (ACN 073 478 574), County of Gordon and County of Wellington, Map Sheet (8632), area of 34 units. Cancellation took effect on 19 July, 2002.

(T99-0015)

Exploration Licence No. 5642, P.J.MCSHARRY & ASSOCIATES PTY LTD (ACN 002 242 579), County of Roxburgh, Map Sheet (8831, 8832), area of 22 units. Cancellation took effect on 20 September, 2002.

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

PART CANCELLATION

NOTICE is given that the following authority has been cancelled in part:

(C00-0972)

Consolidated Coal Lease No. 733 (Act 1973), CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) and SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402), Parish of Cox, County of Cook; and Parish of Lidsdale, County of Cook, Map Sheet (8931-3-N, 8931-3-S).

Description of area cancelled:

An area of 9.7 hectares. For further information contact Titles Branch.

Part cancellation took effect on 29 August, 2002.

The authority now embraces an area of 723.5 hectares.

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

TRANSFERS

(C02-0353)

Authorisation No. 143, formerly held by BHP STEEL (AIS) PTY. LTD. (ACN 000 019 625) has been transferred to DENDROBIUM COAL PTY LTD (ACN 098 744 088). The transfer was registered on 19 September, 2002.

(C02-0353)

Authorisation No. 374, formerly held by BHP STEEL (AIS) PTY. LTD. (ACN 000 019 625) has been transferred to DENDROBIUM COAL PTY LTD (ACN 098 744 088). The transfer was registered on 19 September, 2002.

(T02-0310)

Exploration Licence No. 4038, formerly held by NORD AUSTRALLEX NOMINEES PTY LTD (ACN 001 657 272) and STRAITS MINING PTY LTD (ACN 055 020 614) has been transferred to STRAITS MINING PTY LTD (ACN 055 020 614). The transfer was registered on 11 September, 2002.

(T02-0310)

Exploration Licence No. 4962, formerly held by NORD AUSTRALLEX NOMINEES PTY LTD (ACN 001 657 272) and STRAITS MINING PTY LTD (ACN 055 020 614) has been transferred to STRAITS MINING PTY LTD (ACN 055 020 614). The transfer was registered on 11 September, 2002.

(T02-0310)

Exploration Licence No. 5838, formerly held by NORD AUSTRALLEX NOMINEES PTY LTD (ACN 001 657 272) and STRAITS MINING PTY LTD (ACN 055 020 614) has been transferred to STRAITS MINING PTY LTD (ACN 055 020 614). The transfer was registered on 11 September, 2002.

(T02-0310)

Exploration Licence No. 5839, formerly held by NORD AUSTRALLEX NOMINEES PTY LTD (ACN 001 657 272) and STRAITS MINING PTY LTD (ACN 055 020 614) has been transferred to STRAITS MINING PTY LTD (ACN 055 020 614). The transfer was registered on 11 September, 2002.

(T02-0310)

Exploration Licence No. 5840, formerly held by NORD AUSTRALEX NOMINEES PTY LTD (ACN 001 657 272) and STRAITS MINING PTY LTD (ACN 055 020 614) has been transferred to STRAITS MINING PTY LTD (ACN 055 020 614). The transfer was registered on 11 September, 2002.

(C97-0388)

Mining Purposes Lease No. 79 (Act 1973), formerly held by COALPAC PROPRIETARY LIMITED (ACN 003 558 914) has been transferred to IVANHOE COAL PTY LIMITED (ACN 064 237 154). The transfer was registered on 19 September, 2002.

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

ERRATUM

THE notice appearing in *Government Gazette* No. 144, Folio No. 8072, dated 13 September 2002, relating to the withdrawal of Assessment Lease Application Nos. 75 and 135, the notice should have read Coal Lease Application Nos. 75 and 135 instead.

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

Department of Planning

Baulkham Hills Local Environmental Plan 1991 (Amendment No 103)

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. (P02/00201/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Baulkham Hills Local Environmental Plan 1991 (Amendment No 103)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 103)

1 Name of plan

This plan is *Baulkham Hills Local Environmental Plan 1991 (Amendment No 103)*.

2 Aim of plan

This plan aims to reclassify the land to which this plan applies from community land to operational land as defined in the *Local Government Act 1993*.

3 Land to which plan applies

This plan applies to part Lot 102, DP 1010735, Diana Avenue, Kellyville.

4 Amendment of Baulkham Hills Local Environmental Plan 1991

Baulkham Hills Local Environmental Plan 1991 is amended by inserting at the end of Part 2 of Schedule 4:

Part Lot 102, DP 1010735, Diana Avenue, Kellyville.

Canterbury Local Environmental Plan No 197

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (S02/00687/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Canterbury Local Environmental Plan No 197

Canterbury Local Environmental Plan No 197

1 Name of plan

This plan is *Canterbury Local Environmental Plan No 197*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to the Residential “A” Zone under the *Canterbury Planning Scheme Ordinance*.

3 Land to which plan applies

This plan applies to land known as 11–17 Broadarrow Road, Beverley Hills, as shown coloured light scarlet and edged heavy black on the map marked “Canterbury Local Environmental Plan No 197” deposited in the office of Canterbury City Council.

4 Amendment of Canterbury Planning Scheme Ordinance

Canterbury Planning Scheme Ordinance is amended by inserting in appropriate order in the definition of ***Scheme map*** in clause 4 (1) the following words:

Canterbury Local Environmental Plan No 197

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)

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. (W00/00006/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)

1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)*.

2 Aims of plan

- (1) This plan aims to amend the *City of Shoalhaven Local Environmental Plan 1985*:
 - (a) to redefine the boundaries of the foreshore reserve and rezone part of the foreshore reserve from Zone No 6 (c) (Open Space—Recreation “C” (Proposed) Zone) to Zone No 7 (f1) (Environment Protection “F1” (Coastal) Zone), and
 - (b) to rezone part of the foreshore reserve from Zone No 3 (g) (Business “G” (Development Area) Zone) to Zone No 7 (f1) (Environment Protection “F1” (Coastal) Zone), and
 - (c) to rezone certain residential lots from Zone No 3 (g) (Business “G” (Development Area) Zone) to Zone No 2 (a1) (Residential “A1” Zone), and
 - (d) to allow for medium density development on 2 of the rezoned residential lots, and
 - (e) to prohibit development for the purpose of a caravan park or dwelling on certain land within Zone No 7 (f1) (Environment Protection “F1” (Coastal) Zone).
- (2) This plan also corrects an anomaly in a provision of the *City of Shoalhaven Local Environmental Plan 1985*.

3 Land to which plan applies

This plan applies to land situated in the City of Shoalhaven at Callala Bay, as shown edged heavy black on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)” deposited in the office of the Council of the City of Shoalhaven.

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)

Clause 4

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 193)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Interpretation

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

City of Shoalhaven Local Environmental Plan 1985
(Amendment No 193)

[2] Clause 13A Subdivision of certain land at St Georges Basin

Omit “clause 13” from clause 13A (3).

Insert instead “clauses 11 and 13”.

[3] Clause 54 Caravan park prohibited

Insert after clause 54 (1):

- (1A) Despite any other provision of this plan, a person must not carry out development for the purpose of a caravan park or dwelling on land within Zone No 7 (f1), shown on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 193)”.

[4] Schedule 9

Insert at the end of the Schedule:

Lot 1, DP 1002772 and Lot 3, SP 66005, Superb Crescent,
Callala Bay—erection of medium density residential housing.

Dungog Local Environmental Plan 1990 (Amendment No 51)

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. (N00/00220/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1

Dungog Local Environmental Plan 1990 (Amendment No 51)

Dungog Local Environmental Plan 1990 (Amendment No 51)

1 Name of plan

This plan is *Dungog Local Environmental Plan 1990 (Amendment No 51)*.

2 Aims of plan

This plan aims:

- (a) to provide environmental planning controls that will result in the management of any disturbance of acid sulfate soils in the Dungog local government area so as to minimise impacts on natural waterbodies and wetlands and on agricultural, fishing, aquaculture, urban and infrastructure activities, and
- (b) to require development consent for works, including some agricultural-related works, that would disturb soils or groundwater levels in areas identified as having acid sulfate soils, and
- (c) to require special assessment of certain development on land identified as being subject to risks associated with the disturbance of acid sulfate soils.

3 Land to which plan applies

This plan applies to land within the Dungog local government area classified as Class 1, 2, 3, 4 or 5 on the map marked “Dungog Local Environmental Plan 1990 (Amendment No 51)—Acid Sulfate Soils Planning Maps” deposited in the office of Dungog Shire Council.

4 Relationship to other environmental planning instruments

- (1) *Dungog Local Environmental Plan 1990* is amended as set out in Schedule 1.
- (2) *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development* is amended by inserting at the end of Schedule 1:

Clause 61A of *Dungog Local Environmental Plan 1990*

Dungog Local Environmental Plan 1990 (Amendment No 51)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4 (1))

Clause 61A

Insert after clause 61:

61A Development on land containing acid sulfate soils

- (1) The objective of this clause is to require special assessment of, and better management of, certain works on land identified as being subject to acid sulfate soils.
- (2) A person must not, without the consent of the Council, carry out works described in the following table on land of the class or classes specified for those works in that table and shown on the Acid Sulfate Soils Planning Map, except as otherwise provided by this clause.

Table

Class of land as shown on Acid Sulfate Soils Planning Maps	Works
1	Any works
2	Works below the natural ground surface
	Works by which the watertable is likely to be lowered
3	Works beyond 1 metre below the natural ground surface
	Works by which the watertable is likely to be lowered to any point beyond 1 metre below the natural ground surface

Dungog Local Environmental Plan 1990 (Amendment No 51)

Schedule 1

Amendment

**Class of land as shown on
Acid Sulfate Soils Planning
Maps****Works**

4

Works beyond 2 metres below
the natural ground surfaceWorks by which the watertable is
likely to be lowered to any point
beyond 2 metres below the
natural ground surface

5

Works which are likely to lower
the watertable in adjacent Class
1, 2, 3 or 4 land to any point
below 1 metre AHD

- (3) Notwithstanding any other provision of this plan, a person must not, without development consent, carry out development that involves the placing of any acid sulfate soil on or under any land.
- (4) The Council must not grant consent required by this clause unless it has considered:
- (a) a preliminary assessment of the proposed works undertaken in accordance with the *Acid Sulfate Soils Assessment Guidelines* (unless the applicant agrees that acid sulfate soils are present within the area of the proposed works), and
 - (b) where the preliminary assessment ascertains, or the applicant agrees, that acid sulfate soils are present—the adequacy of the acid sulfate soils management plan prepared in accordance with the *Acid Sulfate Soils Management Guidelines*, and
 - (c) the likelihood of the proposed works resulting in the oxidation of acid sulfate soils and the discharge of acid water from the area of the proposed works, and
 - (d) any comments received from any relevant public authority that the Council has consulted with in respect of the development application.

Dungog Local Environmental Plan 1990 (Amendment No 51)

Amendment

Schedule 1

-
- (5) Despite subclause (2), development consent is not required for the carrying out of works described in that subclause if:
- (a) a copy of a preliminary assessment of the proposed works undertaken in accordance with the *Acid Sulfate Soils Assessment Guidelines* has been given to the Council, and
 - (b) the Council has provided written advice to the person proposing to carry out the works confirming that results of the preliminary assessment indicate the proposed works need not be carried out pursuant to an acid sulfate soils management plan prepared in accordance with the *Acid Sulfate Soils Management Guidelines*.
- (6) This clause requires consent for development to be carried out by Dungog Shire Council, other councils, county councils or drainage unions despite:
- (a) clause 35 of, and items 2 and 11 of Schedule 1 to, the *Environmental Planning and Assessment Model Provisions 1980*, as adopted by this plan, and
 - (b) clause 10 of *State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Complying Development*.
- (7) Despite subclauses (2) and (6), the following types of development may be carried out without consent if carried out by the Council or a county council:
- (a) development consisting of routine maintenance,
 - (b) development consisting of emergency work, that is, the repair or replacement of any part of any works owned or controlled by the Council or by a county council:
 - (i) because the works have been (or are being) damaged by a natural disaster, an accident, an act of vandalism or a like occurrence, or
 - (ii) because the works have ceased to function or suddenly ceased to function adequately,including work reasonably necessary to prevent or limit any further damage or malfunction,

Dungog Local Environmental Plan 1990 (Amendment No 51)

Schedule 1

Amendment

-
- (c) development consisting of minor work, that is new work (other than drainage work) that is carried out by, or on behalf of, the Council or a county council and that has a value of less than \$20,000,
 - (d) development ancillary to development described in paragraphs (a)–(c), including, for example, the carrying out of excavation work, the construction of access ways and the provision of power supplies.
- (8) Despite subclause (7), development consisting of routine maintenance or minor work may be carried out only with consent if the development is on the site of a heritage item.
- (9) If the Council or a county council carries out development described in subclause (7) and encounters, or is reasonably likely to encounter, acid sulphate soils, the Council or county council must manage any disturbance of those acid sulphate soils in accordance with the *Acid Sulfate Soils Management Guidelines* so as to minimise the actual or potential impact to the environment arising from disturbance of the soils.
- (10) In this clause:
- acid sulfate soils*** means actual acid sulfate soils or potential acid sulfate soils.
- Acid Sulfate Soils Assessment Guidelines*** means the *Acid Sulfate Soils Assessment Guidelines* as published from time to time by the NSW Acid Sulfate Soils Management Advisory Committee and adopted by the Director-General.
- Acid Sulfate Soils Management Guidelines*** means the *Acid Sulphate Soils Management Guidelines* as published from time to time by the NSW Acid Sulphate Soils Management Advisory Committee and adopted by the Director-General.
- Acid Sulfate Soils Planning Maps*** means the series of maps marked “Dungog Local Environmental Plan 1990 (Amendment No 51)—Acid Sulfate Soils Planning Maps”.
- actual acid sulfate soils*** means soils:
- (a) that contain highly acidic soil horizons or layers resulting from the aeration of soil materials, and

Dungog Local Environmental Plan 1990 (Amendment No 51)

Amendment

Schedule 1

- (b) that are rich in iron sulfides, primarily pyrite, and
- (c) that have a pH of less than 4.0 when measured in dry season conditions.

county council has the same meaning as in the *Local Government Act 1993*.

engineering works means works carried out under the supervision of a suitably qualified engineer and using equipment or plant, being work that may consist of or include any of the following:

- (a) construction of roads, bridges, buildings, levees, dams, railways or drains,
- (b) laying of pipes, cables or conduits,
- (c) levelling of the ground,
- (d) extractive industries or mining,
- (e) dewatering,
- (f) flood mitigation works,
- (g) an agriculture-related work.

potential acid sulfate soils means soils:

- (a) that contain iron sulfides or sulfidic material that have not been exposed to air, and
- (b) that become severely acidic when exposed to air and oxidised, and
- (c) the field pH of which, in their undisturbed state, is pH 4 or more or may be neutral or slightly alkaline.

routine maintenance means the periodic inspection, cleaning, repair and replacement of works owned or controlled by the Council or by a county council but does not include work that would result in an increase in the designed capacity of any part of those works or necessitate increasing the capacity of existing works, except where one tonne, or less, of soil is disturbed.

works means:

- (a) any disturbance of more than one tonne of soil (such as occurs in carrying out agriculture, agriculture-related works, the construction of drains, the maintenance of existing drains, engineering works, extractive industries,

Dungog Local Environmental Plan 1990 (Amendment No 51)

Schedule 1

Amendment

dredging, the construction of artificial waterbodies (including canals, dams and detention basins), the construction of foundations or flood mitigation works), and

- (b) any other works that may alter ground water levels, and
- (c) any landform alteration that results in the disturbance of acid sulphate soils,

but does not include ploughing, scarifying, tilling or deep ripping associated with agriculture on land of Classes 3, 4 and 5.

Dungog Local Environmental Plan 1990 (Amendment No 52)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N02/00054/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Dungog Local Environmental Plan 1990 (Amendment No 52)

Dungog Local Environmental Plan 1990 (Amendment No 52)

1 Name of plan

This plan is *Dungog Local Environmental Plan 1990 (Amendment No 52)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to allow for the carrying out of development on the land for educational and religious purposes.

3 Land to which plan applies

This plan applies to Lots 12–14, Section 20, DP 758250 and Lots 6 and 7, Section 21, DP 758250, Marshall Street, Clarence Town, in the Parish of Uffington and County of Durham, as shown edged heavy black on the map marked “Dungog Local Environmental Plan 1990 (Amendment No 52)” deposited in the office of the Dungog Shire Council.

4 Amendment of Dungog Local Environmental Plan 1990

Dungog Local Environmental Plan 1990 is amended by inserting in appropriate order in the definition of ***the map*** in clause 5 (1) the following words:

Dungog Local Environmental Plan 1990 (Amendment No 52)

Hurstville Local Environmental Plan 1994 (Amendment No 33)

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. (S01/01744/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Hurstville Local Environmental Plan 1994 (Amendment No 33)

Hurstville Local Environmental Plan 1994 (Amendment No 33)

1 Name of plan

This plan is *Hurstville Local Environmental Plan 1994 (Amendment No 33)*.

2 Aim of plan

This plan aims to replace the definition of **amusement centre** in *Hurstville Local Environmental Plan 1994* and, in particular, to:

- (a) include premises where the principal activity involves the playing of computer games by one or a number of persons for amusement or recreation, and
- (b) exclude premises used primarily for general computer office and associated internet activities.

3 Land to which plan applies

This plan applies to all land to which *Hurstville Local Environmental Plan 1994* applies.

4 Amendment of Hurstville Local Environmental Plan 1994

Hurstville Local Environmental Plan 1994 is amended by omitting the definition of **amusement centre** from clause 5 (1) and by inserting instead:

amusement centre means a building or place used, or adapted for use, for the operation, playing or viewing of:

- (a) billiards, pool or other like games (whether or not by use of coin operated tables or equipment), but only if tables or equipment for more than 3 such games is installed in the building or place, or
- (b) electrically or mechanically operated amusement devices, such as pinball machines and the like, but only if more than 3 such machines are installed in the building or place, or

Hurstville Local Environmental Plan 1994 (Amendment No 33)

Clause 4

-
- (c) electronic appliances which are controlled or partly computer controlled and associated with one or more electronic screens operated by one or more players for amusement or recreation, but only if more than 3 such appliances are installed in the building or place,

but does not include a building or place used for the primary purpose of providing general computer office and associated internet services and facilities.

Liverpool Local Environmental Plan 1997 (Amendment No 72)

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. (P01/00431/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Liverpool Local Environmental Plan 1997 (Amendment No 72)

Liverpool Local Environmental Plan 1997 (Amendment No 72)

1 Name of plan

This plan is *Liverpool Local Environmental Plan 1997 (Amendment No 72)*.

2 Aims of plan

This plan aims to prohibit the carrying out of development for the purposes of educational establishments and places of public worship on the land to which this plan applies.

3 Land to which plan applies

This plan applies to all land within the 1 (e) Rural—Future Urban zone under *Liverpool Local Environmental Plan 1997*.

4 Amendment of Liverpool Local Environmental Plan 1997

Liverpool Local Environmental Plan 1997 is amended by omitting the matter “✓” from the column for Zone 1 (e) in the Table to clause 9 where it relates to development for the purposes of educational establishments and places of public worship.



Mosman Local Environmental Plan 1998 (Amendment No 14)

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*. (S01/01675/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 Mosman Local Environmental Plan 1998 (Amendment No 14)

Mosman Local Environmental Plan 1998 (Amendment No 14)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Mosman Local Environmental Plan 1998 (Amendment No 14)*.

2 Aims of plan

This plan aims:

- (a) to ensure that items of heritage significance within the local government area of Mosman are identified, and
- (b) to ensure that the land on which such items are located is identified.

3 Land to which plan applies

This plan applies to the land shown distinctively coloured on the map marked “Mosman Local Environmental Plan 1998 (Amendment No 14)” deposited in the office of Mosman Municipal Council.

4 Amendment of Mosman Local Environmental Plan 1998

Mosman Local Environmental Plan 1998 is amended as set out in Schedule 1.

Mosman Local Environmental Plan 1998 (Amendment No 14)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Schedule 1 Definitions

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

Mosman Local Environmental Plan 1998 (Amendment No 14)

[2] Schedule 2 Heritage items

Insert in appropriate order:

Column 1	Column 2	Column 3	Column 4	Column 5
Street	Street No	Property description	Name of item	Level of significance
David Street		Road Reserve	Stone kerb	Local
Morella Road	11	Lot 12 DP 9674	House	Local
Morella Road and David Street	18 (Morella Road) and 2–12 (David Street)	Lots 333–37 Sec 3 DP 6294, lot 1 DP 304682, lot 39 DP 651524, and lots 40–42 Sec 3 DP 6294	Stone walling to front boundary, historic associations with 6 David Street	Local
Musgrave Street	28	Lot 2 DP 32915	Historic site	Local
St Elmo Street	10	Lot 1 DP 934578 and Lot 20 DP 3828	House	Local

North Sydney Local Environmental Plan 2001 (Amendment No 5)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (S02/01014/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

Clause 1 North Sydney Local Environmental Plan 2001 (Amendment No 5)

North Sydney Local Environmental Plan 2001 (Amendment No 5)

1 Name of plan

This plan is *North Sydney Local Environmental Plan 2001 (Amendment No 5)*.

2 Aims of plan

This plan aims:

- (a) to allow attached dwellings on the land to which this plan applies, and
- (b) to place specific controls on that land in relation to building form.

3 Land to which plan applies

This plan applies to the land known as 3 Balls Head Road, Waverton, as shown edged heavy black on the map marked “North Sydney Local Environmental Plan 2001 (Amendment No 5)” deposited in the office of North Sydney Council.

4 Amendment of North Sydney Local Environmental Plan 2001

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

North Sydney Local Environmental Plan 2001 (Amendment No 5)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 63

Insert after clause 62:

63 Balls Head Road

(1) **Subject land**

This clause applies to the land known as 3 Balls Head Road, Waverton.

(2) **Permissible development**

Despite the Table to Part 2, development for the purpose of attached dwellings is permitted, with development consent, on the land.

(3) **Objectives**

The specific objectives of the controls for attached dwellings on the land are:

- (a) to maintain views through the site from nearby residences, and
- (b) to enhance views of the site from the harbour and foreshores, and
- (c) to ensure that the height, bulk and scale of new buildings do not have an adverse impact on the amenity of nearby residents or adjacent open space, or when viewed from the harbour or foreshores, and
- (d) to retain the existing rock outcrop on the site and ensure that it is not built upon, and
- (e) to ensure that the bulk and scale of the new buildings, when viewed from the harbour or foreshores, have the appearance substantially of two storey dwellings.

(4) **Controls**

Attached dwellings must not be erected on the land unless:

- (a) at least one of the dwellings has its primary frontage and orientation to Balls Head Road, and

North Sydney Local Environmental Plan 2001 (Amendment No 5)

Schedule 1

Amendments

- (b) the height of buildings is less than RL 17.5 where critical to views of nearby residences and less than RL 18.5 otherwise, and
 - (c) a landscaped area of 355 square metres is consolidated at the eastern end of the site and incorporates the rock outcrop and cliff face, and
 - (d) the existing rock outcrop and cliff face are maintained, and
 - (e) the attached dwellings contain only 3 or 4 dwellings, and
 - (f) any buildings between the ground and first floor levels, when viewed from the harbour or foreshores, are substantially screened by landscaping.
- (5) **Development on landscaped area**
Development on the landscaped area referred to in subclause (4) (c) is prohibited, except for the purposes of landscaping.

[2] Schedule 2 Definitions

Insert in appropriate order in the definition of *map*:

North Sydney Local Environmental Plan 2001 (Amendment No 5)

Roads and Traffic Authority

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land at Brown Mountain in the Bega Valley Shire 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 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

ALL that piece or parcel of land situated in the Bega Valley Shire Council area, Parish of Colombo and County of Auckland, shown as Lot 10 Deposited Plan 1034843, being part of the land dedicated as Glenbog State Forest No 149 by proclamation in Government Gazette No 171 of 28 September 1917 on page 5348.

The land is said to be in the possession of the Forestry Commission of New South Wales.

(RTA Papers: FPP 2M1995; RO 4/32.1166)

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Wombarra in the Wollongong City 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 that piece or parcel of land situated in the Wollongong City Council area, Parish of Southend and County of Cumberland, shown as Lot 2 Deposited Plan 509438.

(RTA Papers: 497.1432)

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Tathra in the Bega Valley 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 that piece or parcel of land situated in the Bega Valley Shire Council area, Parish of Wallagoot and County of Auckland, shown as Lot 2 Deposited Plan 228381.

(RTA Papers: 4/32.121)

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Toogong in the Cabonne 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 Cabonne Shire Council area, Parishes of Cudal and Toogong and County of Ashburnham, shown as:

Lot 1 Deposited Plan 233856; and

Lot 1 Deposited Plan 1030580.

(RTA Papers: FPP 1M2217; RO 72.1258)

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Wauchope
and Long Flat in the Hastings 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 Hastings
Council area, Parishes of Koree and Cowangara and County
of Macquarie, shown as:

Lot 100 Deposited Plan 1030097; and

Lot 100 Deposited Plan 1036101.

(RTA Papers: 1M2192)

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Yarrowitch
in the Walcha 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 that piece or parcel of land situated in the Walcha
Council area, Parishes of Yarrowitch and White and
Counties of Vernon and Hawes, shown as Lots 11, 13, 14
and 17 Deposited Plan 255096.

(RTA Papers: 11/470.1134)

Roads Act 1993

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

Dubbo 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 roads and road related areas on or in which Road Trains may be used subject to any requirements or conditions set out in the Schedule.

Tony Kelly
General Manager
Dubbo City Council
(by delegation from the Minister for Roads)

Schedule

1. **Citation**

This Notice may be cited as the Dubbo City Council Road Train Notice No 2/ 2002.

2. **Commencement**

This Notice takes effect on the date of Gazettal.

3. **Effect**

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

4. **Application**

4.1 This Notice applies to Road Trains 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**

Road Train routes within the Dubbo City Council

Type	Road No	Road Name	Starting point	Finishing point	Conditions
RT	000	Purvis lane	Newell Hwy	0.28km to the Eastern side of the Railway Level crossing .	No access in the period ½ hour before sunset and ½ hour after sunrise. No access 07:30 to 09:00am And 15:30 to 17:00pm on school days

Roads Act 1993

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

Jerilderie Shire 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.

Charles Gentner
General Manager
Jerilderie Shire Council
(by delegation from the Minister for Roads)

Schedule

1. *Citation*

This Notice may be cited as the Jerilderie Shire 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 September 2007, unless it is amended or repealed earlier.

4. *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.

5. *Routes*

B-Double routes within the Jerilderie Shire Council.

Type	Road No	Road Name	Starting Point	Finishing Point	Conditions
R/T	25	South Coree Road	RR552 (Conargo Road)	1.0km South of RR552	Nil
R/T	95	Watsons Lane	South Coree Road	1.0km South of South Coree Road	Nil
R/T	01009	Sargood Street	Mahonga Street	50m South of Mahonga Street	Nil

Other Notices

APPRENTICESHIP AND TRAINEESHIP ACT 2001

ORDER

I, PAM CHRISTIE, Commissioner for Vocational Training, in pursuance of section 5 of the *Apprenticeship and Traineeship Act 2001*, make the Order set forth hereunder.

PAM CHRISTIE,
Commissioner for Vocational Training

Commencement

1. This Order takes effect from the date of publication in the NSW Government Gazette.

Amendment

2. The Apprenticeship and Traineeship Order 2001 is amended by:
 - a) omitting from Schedule 2 the following recognised traineeship vocation:

Television Operations

- b) inserting in Schedule 2 in appropriate alphabetical order the following vocation which is designated as a recognised trainee vocation for the purposes of the *Apprenticeship and Traineeship Act 2001*:

Film, Television, Radio and Multimedia

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 Film, Television, Radio and Multimedia.

CITATION

The order is cited as the Film, Television, Radio and Multimedia Order.

ORDER

A summary of the Order is given below.

(a) Term of Training

(i) Full-time

Training shall be given for a nominal period of 12 months for a Certificate II and a Certificate III outcome and 24 months for a Certificate IV outcome 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 that 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 Film, Television, Radio and Multimedia Training Package (CUF01).

(c) Courses of Study to be Undertaken

Trainees will undertake the following courses of study:

Certificate II in Screen CUF20301
Certificate III in Screen CUF30101
Certificate IV in Screen CUF40401

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>

HEALTH ADMINISTRATION ACT 1982

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Acquisition of Land by Compulsory Process for the purposes of the Health Administration Act 1982

PURSUANT to section 10 of the Health Administration Act 1982 and section 19(1) of the Land Acquisition (Just Terms Compensation) Act 1991, the Health Administration Corporation by its delegate declares, with the approval of the Governor, that the land described in the Schedule below, excluding mines and minerals within such land, is by this notice acquired by compulsory process for the purposes of the Health Administration Act 1982.

SIGNED at Sydney this 18th day of August 2002.

DAVID GATES,
 Director- Asset & Procurement Management
 Department of Health
 a duly authorised delegate of the
 Health Administration Corporation

SCHEDULE

ALL those pieces or parcels of land situated at Goulburn, Parish of Narrangarril and County of Argyle being:

Lots 1 & 2 Deposited Plan 924707; and

Lot 3 Deposited Plan 1003261 excluding thereout the easement for pipeline created by Dealing Q147076.

HEALTH CARE LIABILITY ACT 2001

Insurance Regulation Order – Amendment

PURSUANT to section 22 of the Health Care Liability Act 2001, I, Craig Knowles MP, Minister for Health, do make the following amendments to the Insurance Regulation Order dated 4 December 2001 and previously published in Gazette No. 190 at page 10052 of 14 December 2001:

[1] Clause 1 Definitions

Omit the definition of “existing small insurer”.

[2] Clause 1 Definitions

Insert in alphabetical order the following definition:

“category of insurance” means a category of insurance specified under clause 2 of the Insurance Approval Order dated 4 December 2001.

[3] Part 1 – Clause 2 (3) Conditions as to range and differentiation of insurance

Omit clause 2 (3) of the Order and insert instead:

(3) In respect of any category of insurance offered to new applicants, an insurer must offer approved insurance for all categories of specialty in a manner that complies with sub-clause 2(4).

[4] Part 1 – Clause 4 Market conduct

Omit the words “Subject to the exemption for existing small insurers in sub-clause (3),”.

[5] Part 1 – Clause 3 Premium filing

(i) Omit clause 3 (1) (b) (ii) of the Order.

(ii) Insert after clause 3 (1) (c):

(d) within 42 days of the relevant notification date, the insurer must notify the Director-General of the number of non-exempt medical practitioners underwritten by the insurer in each premium category as at the relevant notification date.

[6] Part 3 – Clause 2 (1) Definitions

Omit the definition of “participating small insurer” from clause 2 (1) of the Order.

[7] Part 3 – Clause 2 (1) Premium relativities for obstetrics and neurosurgery

Omit from clause 2 (1) of the Order the following words:

“Subject to sub-clause (6), an insurer must offer approved insurance for the categories of medical practitioners referred to in this clause and provide such insurance in accordance with the following requirements concerning maximum premium relativities:”.

Insert instead the following words:

“In respect of any category of insurance offered by an insurer, the insurer must provide approved insurance for the categories of medical practitioners referred to in this clause in accordance with the following requirements concerning maximum premium relativities:”.

[8] Part 3 – Clause 2 (6) Premium relativities for obstetrics and neurosurgery

Omit clause 2(6) of the Order.

[9] Part 3 – Clause 3 Health care liability contributions

Omit clause 3 of the Order.

[10] Schedule 1

Omit Schedule 1 of the Order.

[11] Schedule 2

Omit Schedule 2 of the Order.

Signed at Sydney this 30th day of July 2002.

CRAIG KNOWLES, M.P.,
 Minister for Health

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

Notice of Compulsory Acquisition of Land for the purposes of the State Rail Authority of New South Wales

THE State Rail Authority of New South Wales, with the approval of Her Excellency the Governor, declares that the land described in Schedule 1 hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the State Rail Authority as authorised by the Transport Administration Act 1988.

Dated this 24th day of July 2002

HOWARD LACY,
Chief Executive

SCHEDULE 1

All that piece or parcel of land situate at Marayong in the Local Government Area of Blacktown Parish of Prospect County of Cumberland and State of New South Wales being that part of Harvey Road shown as Lot 1 in Deposited Plan 1036550 having an area of about 167.4 square metres and said to be in the possession of Blacktown City Council.

All that piece or parcel of land situate at Marayong in the Local Government Area of Blacktown Parish of Prospect County of Cumberland and State of New South Wales being that part of Railway Road shown as Lot 2 in Deposited Plan 1036550 having an area of about 129.6 square metres and said to be in the possession of Blacktown City Council.

SRA reference 010577

Orchid, Tallong Midge Orchid, Long-footed Potoroo and Zieria Multi-species (*Zieria formosa*, *Zieria buxijugum* and *Zieria parrisiae*) NSW Recovery Plans.

Copies of the Plans will be available for public inspection from the 25th September 2002 at the following NPWS offices or can be viewed on the NPWS website (http://www.npws.nsw.gov.au/news/recovery_plans/index.html):

<u>Head Office</u> , 43 Bridge St, Hurstville	all Plans
<u>Southern Directorate</u> , 6 Rutledge St, Queanbeyan	all Plans
<u>National Parks Centre</u> , 102 George St, The Rocks	all Plans
<u>Merimbula</u> , Merimbula & Sapphire Coast Dve, Merimbula	Zieria Multi-species & Long-footed Potoroo
<u>Ulladulla</u> , Blackburn Estate, Collier Rd., Ulladulla	East Lynne Midge Orchid only
<u>Bungonia</u> , Lookdown Road, Bungonia	Tallong Midge Orchid only
<u>Fitzroy Falls Visitor Info. Centre</u> , Nowra Road, Fitzroy Falls	Tallong Midge Orchid only

Notice of approval by the Minister will be published on the 25th September 2002 in the Sydney Morning Herald, Goulburn Post, Merimbula News Weekly and the Milton-Ulladulla Times.

IAN PULSFORD,
Manager,
CPPD, Southern Directorate

NATIONAL PARKS AND WILDLIFE SERVICE 1974

Notice of Approval of the Illawarra Greenhood Orchid (*Pterostylis gibbosa*) Recovery Plan

THE National Parks and Wildlife Service hereby gives notice of approval of the Recovery Plan for the Illawarra Greenhood Orchid (*Pterostylis gibbosa*). Information relating to the sale and inspection of the recovery plans will be published during the week commencing Monday 30 September 2002 in the Sydney Morning Herald, Illawarra Mercury and South Coast Register.

RUSSELL COUCH,
Manager,
Conservation Programs and Planning Division
Central Directorate

NATIONAL PARKS AND WILDLIFE SERVICE 1974

Notice of Approval of the Species Recovery Plans
East Lynne Midge Orchid, Tallong Midge Orchid,
Long-footed Potoroo and Zieria Multi-species.

I, IAN PULSFORD, Manager, Conservation Programs & Planning Division of National Parks and Wildlife Service Southern Directorate, hereby give notice of the approval by the Minister for the Environment of the East Lynne Midge

NATIONAL PARKS AND WILDLIFE ACT 1974

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition

THE Minister for the Environment, with the approval of Her Excellency the Governor, declares that the 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 National Parks and Wildlife Act 1974.

The land is, on publication of this notice, vested in the Minister administering the National Parks & Wildlife Act 1974.

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

SCHEDULE

Land District – Nowra; LGA – Shoalhaven City

County St Vincent, Parish Currambene, at Huskisson, 2,485 square metres, being lot 1 DP1044611; NPWS/02/03067.

NATIONAL PARKS AND WILDLIFE ACT 1974**KILLARNEY NATURE RESERVE
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 Killarney Nature Reserve has been prepared.

The plan will be on public display from 27 September 2002 until 3 February 2003. Copies of the plan may be inspected during office hours at:

NPWS Head Office Library
7th Floor
43 Bridge Street
HURSTVILLE

National Parks Centre
102 George Street
THE ROCKS

NPWS Barrington Tops Area Office
59 Church Street
GLOUCESTER

NPWS Hunter Region Office
12B Teramby Road
NELSON BAY

Municipal Library
Mackay Street
DUNGO

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

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

Killarney Nature Reserve Plan of Management
National Parks and Wildlife Service
PO BOX 236
GLOUCESTER NSW 2442

by close of business on 3 February 2003.

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 this 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**GIBRALTAR RANGE GROUP OF NATIONAL PARKS
PLAN OF MANAGEMENT**

IN pursuance of Section 75 of the National Parks and Wildlife Act 1974, it is hereby notified that a Plan of Management for Gibraltar Range Group of National Parks has been prepared.

The plan will be on public display from 27 September 2002 until 13 January 2003. Copies of the plan may be inspected during office hours at:

NPWS Head Office Library
7th Floor
43 Bridge Street
HURSTVILLE

NPWS North Coast Regional Office
Level 3
49 Victoria Street
GRAFTON

National Parks Centre
102 George Street
THE ROCKS

NPWS Northern Tablelands Regional Office
87 Faulkner Street
ARMIDALE

Npws Glen Innes East Area Office
68 Church Street
GLEN INNES

Tenterfield Shire Offices
247 Rouse Street
TENTERFIELD

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

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

Gibraltar Range Group of National Parks Plan of Management
Glen Innes East Area Office
National Parks and Wildlife Service
PO Box 281
GLEN INNES NSW 2370

by close of business on 13 January 2003.

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 this 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**SEVERN RIVER NATURE RESERVE
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 Severn River Nature Reserve has been prepared.

The plan will be on public display from 27 September 2002 until 3 February 2003. Copies of the plan may be inspected during office hours at:

NPWS Head Office Library
7th Floor
43 Bridge Street
HURSTVILLE

National Parks Centre
102 George Street
THE ROCKS

NPWS Northern Tablelands Regional Office
87 Faulkner Street
ARMIDALE

NPWS Glen Innes Area Office
68 Church Street
GLEN INNES

Inverell Shire Council
144 Otho Street
INVERELL

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

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

Severn River Nature Reserve
Plan of Management
National Parks & Wildlife Service
PO BOX 402
ARMIDALE NSW 2350

by close of business on 3 February 2003.

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 this 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**KIRRAMINGLY NATURE RESERVE
AND
GAMILEROI NATURE RESERVE
PLANS OF MANAGEMENT**

IN pursuance of Section 76 of the National Parks and Wildlife Act, 1974, it is hereby notified that Plans of Management for Kirramingly Nature Reserve and Gamileroi Nature Reserve have been prepared.

The plans will be on public display from 27 September 2002 and written representations in connection with the plans should be forwarded to:

NPWS Area Office
PO Box 72
NARRABRI

by close of business on 13 January 2003 for Kirramingly Nature Reserve and by 3 February 2003 for Gamileroi Nature Reserve

Copies of the plan may be inspected during office hours at:

NPWS Head Office Library
7th Floor
43 Bridge Street
HURSTVILLE

National Parks Centre
102 George Street
THE ROCKS

NPWS Area Office
1/100 Maitland Street
NARRABRI

Moree Plains Shire Council
36 Balo Street
MOREE

Copies of the plans may be obtained, free of charge, from the above National Parks and Wildlife Service offices and the National Parks Centre.

The plans 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 plans 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 plans 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

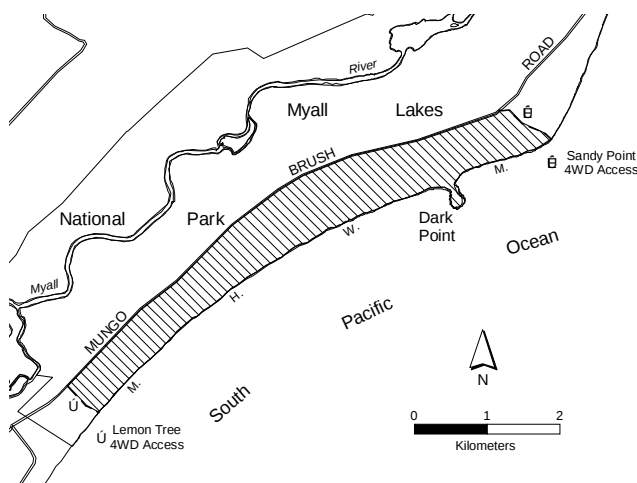
NATIONAL PARKS AND WILDLIFE ACT 1974**ABORIGINAL PLACE**

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 – Gloucester; Council – Great Lakes**

County Gloucester, Parish Fens, about 647 hectares, being the area within Myall Lakes National Park bounded by Mungo Brush Road, Sandy Point 4WD access track, Mean High Water Mark, South Pacific Ocean and Lemon Tree 4WD access track, and also shown by hatching in the diagram hereunder. NPWS/ASR 38/5/0051

**PASSENGER TRANSPORT ACT****Notification in Respect of Taxi-cab Fares**

It is hereby notified, in pursuance of section 60A of the Passenger Transport Act, 1990, that the Notification in Respect of Taxi Cab Fares published in the "New South Wales Government Gazette" No. 116 of 12 July, is amended by inserting in Schedule 1 under "Waiting Time", immediately after the words "62.2 cents per minute" the words, "while vehicle speed is less than 25.75 kph" and in Schedule 2 under waiting time, immediately after the words "62.2 cents per minute" the words, "while vehicle speed is less than 24.7 kph"

MICHAEL DEEGAN,
Director-General
Department of Transport

PESTICIDES ACT 1999**Notice under Section 48 (4)**

NOTICE is hereby given, pursuant to Section 48(4) of the Pesticides Act 1999, that I have granted an Aircraft (Pesticide Applicator) Licence, particulars of which are stated in the Schedule.

ALAN RITCHIE,
Manager Dangerous Goods,
Environment Protection Authority,
by delegation

SCHEDULE**Aircraft (Pesticide Applicator) Licence**

Name and address of Licensee	Date of Granting of Licence
MIRANIA HOLDINGS PTY LIMITED T/A: MUDGEE AVIATION SERVICE MUDGEE AERODROME MUDGEE NSW 2850	24 September 2002

NATIONAL PARKS AND WILDLIFE ACT 1974**NOTICE OF REVOCATION OF INTERIM PROTECTION ORDER**

IN pursuance of section 91E of the National Parks and Wildlife Act 1974, I, Bob Debus, the Minister for the Environment do hereby revoke the Interim Protection Order published in the *Government Gazette* on 2 August 2002 in respect of land described as Lot 38B in DP 13727, Lot 1 in DP 129737, Lot 1 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.

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

Dated 25th September 2002.

PUBLIC WORKS ACT 1912**Land Acquisition (Just Terms Compensation) Act 1991****COMPULSORY ACQUISITION****Kempsey Water Supply Augmentation**

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

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

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

SCHEDULE

Interest in Land

Easement rights as described under the heading Lime Dosing Plant in the terms set out hereunder over the site shown in:

Deposited Plan 1036813 (SB55152) as:

‘(A) PROPOSED EASEMENT FOR PREDAM LIME DOSING PLANT 1 WIDE’

Easement for Lime Dosing Plant

FULL AND FREE right for the Minister and his successors and assigns (being a public or local authority) and every person authorised by any of them from time to time and at all times to enter the lot burdened with any materials, implements, plant, machinery for the purpose of constructing, erecting or maintaining thereon a lime dosing plant of whatever materials deemed necessary together with any other ancillary works (together called “works”) as are necessary to ensure the continuous and uninterrupted operation of a lime dosing plant TOGETHER WITH the right for any works presently constructed or erected on the land burdened or any works from time to time constructed or erected on the land burdened to remain on the land burdened and to use any such works for the continuous and uninterrupted operation of a lime dosing plant AND TOGETHER WITH the right for the Minister and his successors and assigns (being a public or local authority) and every person authorised by any of them with any tools implements or machinery necessary for the purposes to enter upon the land burdened and to remain there for any reasonable time for the purposes of the construction of any new works and to inspect replace expand upgrade maintain and/or repair the works or any of the works as may from time to time be necessary to ensure the continuous and uninterrupted operation of the lime dosing plant AND for any such purposes to enter upon and open the soil of the land burdened to such extent as may be necessary.

DPWS Reference 146

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

COMPULSORY ACQUISITION

Gosford Regional Sewerage - S671

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

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

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

SCHEDULE

Interest in Land

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

Deposited Plan 845600 (SB55076) as:

‘PROPOSED EASEMENT FOR SEWERAGE PURPOSES 7, 15 & 24 WIDE’

DPWS Reference 153

SUPREME COURT OF NEW SOUTH WALES**PRACTICE NOTE No 119****Common Law Division – Administrative Law List**

THE purpose of this Practice Note is to explain the operation of the Administrative Law List, which is provided for by Part 14D of the Rules.

The Supreme Court exercises both common law and statutory jurisdiction with respect to public bodies and officials. The common law jurisdiction provides for judicial review of the action and decisions of public bodies, officials and various tribunals. The statutory jurisdiction provides for appeals and applications to the Court from the decisions of various tribunals and quasi-judicial bodies.

JUDICIAL REVIEW

The Administrative Law List includes proceedings:

- for commanding or otherwise requiring a public body or a public officer to perform a public duty;
- for prohibiting or otherwise restraining a public body or public officer from performing or purporting to perform any act;
- for determining by declaration or otherwise any matter concerning the powers of a public body or a public officer; and
- in appeals or applications to the Court in respect of decisions of a public body or a public officer, under any enactment specified in the Rules.

The common law grounds for judicial review have been refined in recent years. They include:

- “ultra vires” - lack of jurisdiction;
- lack of procedural fairness;
- acting under dictation;
- real or apprehended bias;
- inflexible application of a policy;
- taking into account irrelevant considerations;
- failing to take into account relevant considerations;
- extraneous (improper) purpose;
- error of law on the face of the record;
- no evidence;
- bad faith; and
- “Wednesbury” unreasonableness.

STATUTORY APPEALS AND APPLICATIONS

The Administrative Law List also includes;

- the matters specified in Schedule H to the Rules;
- matters assigned to the List by specified rules in Part 77; and
- applications under ss 61 or 62 of the *Fair Trading Tribunal Act 1998*, other than proceedings on an appeal or referral relating to the *Retirement Villages Act 1999*.

The matters specified in Schedule H to the Rules include matters arising under a number of Acts which at publication of this Practice Note include:

Administrative Decisions Tribunal Act 1997, ss 118, 119, 122;

Dividing Fences Act 1991, s 19;

Freedom of Information Act 1989, s 58A(1);

Independent Commission Against Corruption Act 1988;

Motor Dealers Act 1974, ss 38(2), 38(3B)(a), Part VA;

National Crime Authority Act 1984 (Cth), ss 32, 32A;

Ombudsman Act 1974, ss 21A, 35A, 35B;

Police Integrity Commission Act 1996;

Racial Discrimination Act 1975 (Cth), s 24;

Royal Commissions Act 1923, s 18B; and

Supreme Court Act 1970, s 70 (ouster of office).

Applications under Part 77 of the Rules include applications arising under the *Community Welfare Act 1987* s 66, *New South Wales Crime Commission Act 1985*, *Nurses Act 1991* s 67, *Chiropractors and Osteopaths Act 1991* s 52, *Electricity Supply Act 1995* s 95, and the *Gas Supply Act 1996* s 17.

As a general rule, all proceedings for review or in the nature of appeals from administrative bodies or administrative decision makers are assigned to the Administrative Law List, but not appeals from the Local Court, whether in committal proceedings, summary jurisdiction or civil claims, or from any other court presided over by a Magistrate, such as the Coroner's Court, Licensing Court or Mining Wardens' Court. Such matters are assigned to the ordinary general Common Law Division List.

Notwithstanding Part 14D and Schedule H, proceedings in the nature of appeals from bodies presided over by a Judge (e.g. of the District Court) are not assigned to the Administrative Law List, but to the Court of Appeal (*Supreme Court Act*, s 48).

Matters which were formally assigned to the Administrative Law List under the *Taxation Administration Act 1996* (e.g. stamp duty, payroll tax and land tax appeals) are now assigned to the Equity Division, see Amendment No. 340 of 30 June 2000.

Judicial Proceedings with respect to Environmental and Planning laws are within the exclusive jurisdiction of the Land and Environment Court.

Grounds of appeal and applications from administrative tribunals depend on the terms of the statute setting up the particular tribunal, but invariably include excess of jurisdiction and denial of natural justice, whilst in some cases (e.g. Administrative Decisions Tribunal Appeal Panel,

Residential Tribunal, Fair Trading Tribunal) error of law is also available.

PROCEDURE

Proceedings appropriate for the Administrative Law List should be commenced in that list in accordance with SCR Pt 14D r 2(1). If not so commenced, they may be transferred to that list pursuant to Pt 14D r 2(3) or transferred from another Division: Pt 14D r 2(4). Proceedings are generally commenced by summons stating an appointment for hearing (Form 6) although on occasions where there is an extensive challenge to the decision of a public official or public body they may be commenced by statement of claim. In either case the words, "Administrative Law List" should be added immediately under the words, "Common Law Division" on the left hand side of the front page of the originating process. These words should also be included in the Notice of Appearance and all other documents filed in the proceedings. In either case they will be given a date for a directions hearing before the Administrative Law List Judge on a Tuesday morning at 9.30 am or if he or she is unavailable another Judge acting in his or her place. Occasionally the Directions List is transferred to Wednesday at the same time.

Proceedings for prerogative relief in relation to the decisions of tribunals or other public officials or public bodies are governed by Pt 54. Such latter applications often also seek other administrative law relief such as declarations and injunctions. It should be noted that the prerogative writs have been replaced by judgments and orders to a similar effect: *Supreme Court Act 1970*, s 69.

Proceedings by way of statutory appeal from an administrative tribunal pursuant to the provisions of the Act constituting the relevant tribunal are governed by Pt 51A of the Rules. Such appeals must be instituted within 28 days (Pt 51A r 3), and there must be served with, or subscribed to the summons, a statement of the grounds relied on (Pt 51A r 5). Provision is also made for cross-appeals (Pt 51A r 12) and notices of contention (Pt 51A r 13). Where the appeal is only on a question of law and there is no allegation of denial of natural justice or procedural fairness or excess of jurisdiction, the only evidence necessary is an affidavit annexing or exhibiting a copy of the relevant judgment, and where appropriate, a transcript of the evidence before the tribunal and a copy of the exhibits.

In relation to both applications for prerogative or other administrative law relief and statutory appeals, the relevant tribunal, public body or official must be made a party to the proceedings and served with a copy of the summons, except in the case of the Administrative Decisions Tribunal Appeal Panel. Where such tribunal or public body or official files a submitting appearance save as to costs not less than 2 clear days before the first directions hearing, such tribunal, public body or official need not be represented at such directions hearing but will be automatically excused from further attendance. If another party wishes to seek an order for costs against a submitting defendant, it must prior to such directions hearing, or within such further time as the Judge may allow, give notice in writing to such submitting defendant setting out the grounds upon which such costs order will be sought. See Pt 11 r 4(3) and (4).

URGENT APPLICATIONS

Urgent applications, e.g. for ex-parte injunctions and/or leave to serve short notice of proceedings, which on

commencement will be appropriate for entry in the Administrative Law List should be made to the Administrative Law List Judge or if he or she is not available the Judge designated to assist the List Judge, or if both are unavailable, to the Common Law Duty Judge for that week. Depending on the urgency of the matter, the Judge who deals with the urgent application will normally make the proceedings returnable in the ordinary directions list on the following Tuesday and will require a summons and affidavit to be filed and served.

Urgent interlocutory relief, including stays of orders for possession of the Residential Tribunal, normally require the plaintiff to give the usual undertaking as to damages: Pt 28 r 7(2).

In cases involving stays of execution in appeals from the Residential Tribunal where the plaintiff is unrepresented, an order is commonly made for service of the summons, affidavit and notice of the stay on the estate agent who appeared for the landlord in the Tribunal. This generally has the effect of ensuring that the respondent is aware of the proceedings and someone appears on his or her behalf at the directions hearing.

DIRECTIONS HEARINGS

When the proceedings come before the List Judge for directions, all parties should be represented by someone familiar with the case so that the Judge can give directions to enable the case to be prepared for hearing. Such directions will typically include dates for the filing of affidavits, discovery, particulars and/or production of documents (if necessary) and the determination of any interlocutory issues. In the ordinary case the only directions necessary are dates for the filing of affidavits. Any timetable fixed should be adhered to so as to avoid unnecessary appearances in the Directions List and the costs occasioned with such appearances. If a party is in default in adhering to the timetable set and such default necessitates additional appearances in the Directions List, consideration may be given to ordering the party in default to pay the costs of the additional appearances. Differential Case Management (Practice Note No. 88) does not apply to proceedings in the Administrative Law List.

Only in exceptional cases will directions be given for the filing of Points of Claim and Points of Defence, but in appropriate cases, orders for particulars may be made e.g. where a plaintiff seeks orders in the nature of prohibition or certiorari but does not specify the grounds on which such relief is sought.

Where proceedings have been taken to challenge the decision of a public body or public official, because of the difficulties which at times arise in ascertaining the decision making process and the reasons for the decision, the Judge may at a directions hearing direct the body or person whose decision has been challenged to furnish to the plaintiff within a specified time, a statement in writing setting out the reasons for the decision including findings on material questions of fact referring to the evidence or other material on which those findings were based, the body's or person's understanding of the applicable law and the reasoning processes leading to the decision (*compare Administrative Decisions Tribunal Act 1997 (NSW)*, s 49). Otherwise in appropriate cases, orders may be made for such matters to be ascertained by way of particulars, discovery or interrogatories. Subject to this, orders for discovery or interrogatories will only be made in exceptional cases, and

such orders will then generally be confined to particular issues. Evidence in matters in the Administrative Law List is normally by affidavit.

Interlocutory motions such as for summary judgment, to strike out the claim or any part thereof or for an expedited hearing should be made by notice of motion returnable in the Directions List. Unless such orders are consented to, they will generally not be heard on the Tuesday, but a date will be fixed for hearing when the List Judge is available. If they are going to be lengthy or the List Judge will not be available within a reasonable time they may be referred to the Common Law List Judge to obtain a special fixture.

When the proceedings are ready for a final hearing they are stood over to the next call-up before the Common Law List Judge for a hearing date to be allocated, although when the hearing has been expedited such matters will be referred to the List Judge on a Monday or Thursday at 9 am to fix a hearing date. Except in cases of extreme urgency, this will not be done until all affidavits have been filed and the matter is otherwise ready for hearing.

There is now express power in the Rules to refer certain proceedings to a Master (Schedule D, Pt 3 para 5) and this power is almost invariably exercised when available, particularly in relation to appeals from the Residential Tribunal and the Fair Trading Tribunal. In such cases the List Judge examines the issues in the case at the first directions hearing, gives directions for the preparation of the case and then lists the matter for further directions in the Master's List before the Deputy Registrar at 9.30 am on a suitable day. In such cases there is no right of appeal from a Master to a Judge, but only to the Court of Appeal, and usually only by leave of the Court of Appeal: Pt 60, rr 10, 17.

Proceedings in the List will not be stood over generally, even by consent. If parties require time to consider their position or negotiate a possible settlement, proceedings may, with the Judge's approval, be adjourned for a comparatively lengthy period, but always to a fixed date with (if appropriate) liberty to restore the matter to the Directions List within that time.

2 May 2001

J. J. SPIGELMAN,
Chief Justice

This Practice Note is available on the Supreme Court's website: www.lawlink.nsw.gov.au/sc

SUPREME COURT CIRCUIT SITTINGS FOR 2003

CIVIL

<i>Circuit</i>	<i>Sittings Commence</i>	<i>Duration</i>
Central West (Venue: Orange)	Monday, 15 September 2003	2 weeks
Goulburn	Monday 28 July 2003	1 week
Newcastle	Monday 8 September 2003	1 week
Northern Rivers (Venue: Lismore)	Monday 30 June 2003	1 week
Northern Tablelands	No circuit set	
Riverina (Venue: Wagga Wagga)	Monday 12 May 2003	2 weeks
Wollongong	Monday 28 July 2003	1 week

Criminal trials will also be listed at venues other than Sydney as and when the need arises.

IN THE SUPREME COURT OF NEW SOUTH WALES

APPOINTMENT OF SITTINGS FOR 2003.

SITTINGS of the Court shall be held at the places below and begin at 10.00 am on the dates mentioned below:

Civil

Sydney	Monday 3 February
Central West	Monday 15 September
Newcastle	Monday 8 September
Northern Rivers	Monday 30 June
Riverina	Monday 12 May
Wollongong	Monday 28 July
Goulburn	Monday 28 July

Criminal trials will be held in places other than Sydney as and when the need arises.

DATED this 19th day of September, two thousand and two.

J. J. SPIGELMAN,
Chief Justice

THREATENED SPECIES CONSERVATION ACT 1995

NOTICE of the Approval of the Recovery Plan for the Coxen's Fig-Parrot (*Cyclopsitta diophthalma coxeni*).

The National Parks and Wildlife Service (NPWS), hereby gives notice of approval of the Recovery Plan for the Coxen's Fig-Parrot (*Cyclopsitta diophthalma coxeni*). Public notices will be published on 27 September 2002 in the Sydney Morning Herald, the Northern Star, the Byron Shire News, The Tweed Daily News and the Kyogle Newspaper. The NPWS web site <www.npws.gov.au> will also have exhibition information including a full version of the recovery plan.

GARY DAVEY,
Manager,
Conservation Planning and Programs Division
Northern Directorate

THREATENED SPECIES CONSERVATION ACT 1995

NOTICE of the Approval of the Recovery Plan for the Lord Howe Woodhen (*Gallirallus sylvestris*).

The National Parks and Wildlife Service (NPWS), hereby gives notice of approval of the Recovery Plan for the Lord Howe Woodhen (*Gallirallus sylvestris*). Public notices will be published on 27 September 2002 in the Sydney Morning Herald, and in Lord Howe Island Signal newspapers. The NPWS web site <www.npws.gov.au> will also have exhibition information including a full version of the recovery plan.

GARY DAVEY,
Manager,
Conservation Planning and Programs Division
Northern Directorate

UNHEALTHY BUILDING LAND ACT 1990

AREA 913

REVOCATION OF NOTICE AFFECTING LAND AT WALTER ROAD BAYVIEW HEIGHTS

IN pursuance of the Unhealthy Building Land Act 1990, I, Ms Lisa Corbyn, Director-General of the Environment Protection Authority:

- revoke the notice referred to in the Schedule to the extent described in the Schedule: and
- declare that the land described in the Schedule has ceased to be declared unhealthy building land.

LISA CORBYN,
Director-General

SCHEDULE

THE notice published in *Government Gazette* No 99 of 10th July 1981 under section 55 of the Public Health Act 1902 (and continued in force under section 14 of the *Unhealthy Building Land Act 1990*) is revoked to the extent that it applies to:

All those pieces or parcels of land in the local government area of Warringah, Parish of Narrabeen, County of Cumberland being:

Lot A DP 103294 and Lot A DP 103295.

WORKERS COMPENSATION (GENERAL) REGULATION 1995

ORDER AMENDING NOTIFIED CLASSIFICATIONS OF HOSPITALS

PURSUANT to clause 18 of the Workers Compensation (General) Regulation 1995, I ROBYN KRUK, Director-General of the Department of Health, do hereby amend, with effect from 1 October 2002, the "Classification of Hospitals within Central Coast Area Health Service", contained in the Schedule to the "Order Amending Notified Classifications of Hospitals", published in *Government Gazette* No. 106 of 1 October 1997 at page 8333,

by **deleting** "Gosford District" from the hospitals listed under the heading "Metropolitan (non-referral) Hospital",

and **inserting** the following heading and item:

Metropolitan (referral) Hospital

- Gosford District

Signed at Sydney this 14 day of September 2002.

ROBYN KRUK,
Director-General

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, part Lot 2 in DP 819015, Lot 40 in DP 7482 and Lot 38A in DP 13727 depicted as the hatched and crosshatched area on the attached map marked "Diagram A" to prohibit the damaging or despoiling of the land or any part of the land, the carrying out of any activity 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 removal of any tree or vegetation from 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;

- removal of pine (*Pinus spp.*); and
- grazing of cattle or other domestic stock.

or any other activity that may affect the preservation, protection or maintenance of the land or any threatened species population or ecological community or its habitat within the meaning of the Threatened Species Conservation Act **AND I DO FURTHER ORDER** that the Interim Protection Order shall have effect for a period of 12 months.

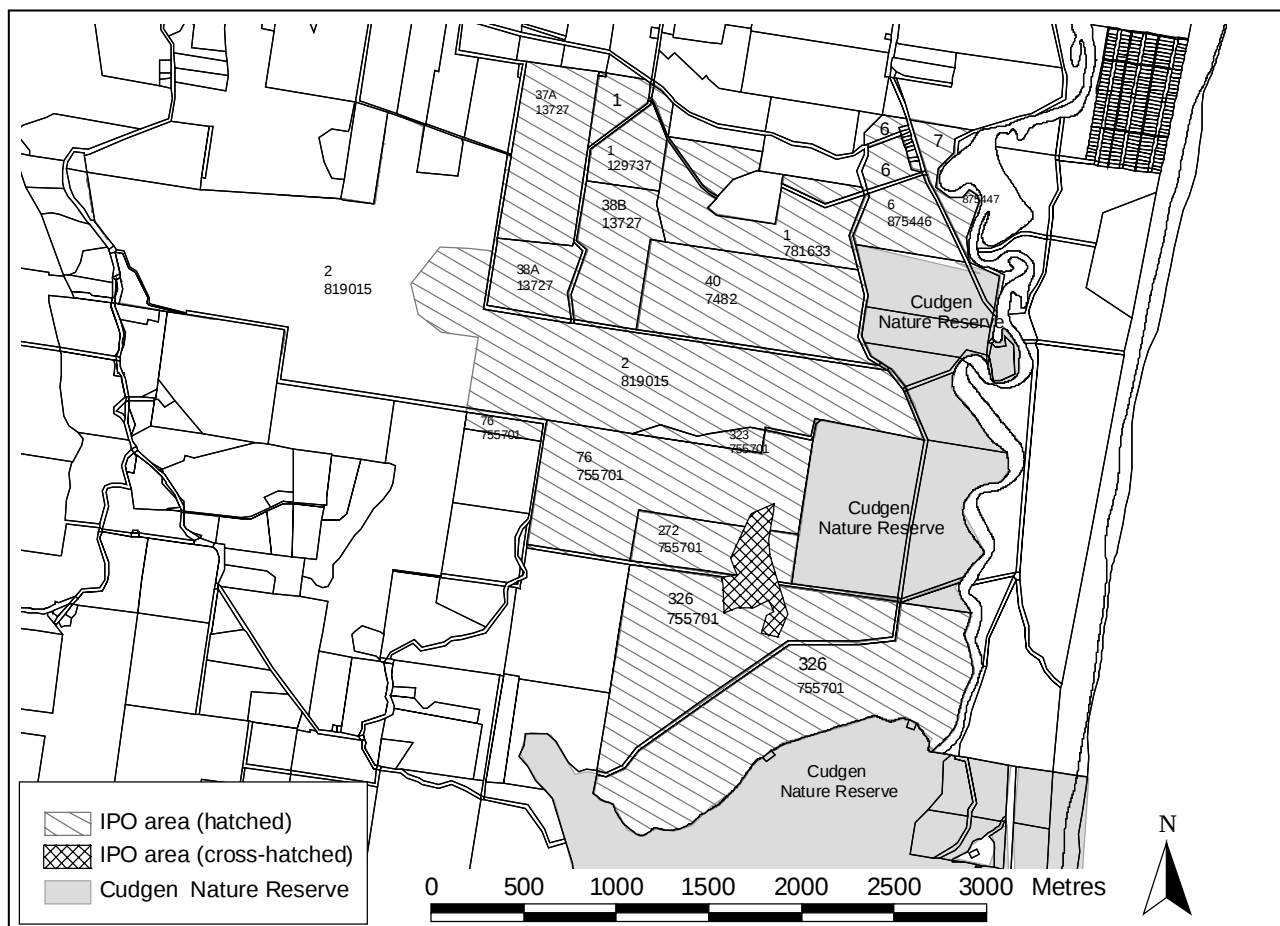
This Order does not prohibit the watering of tea trees in that area of land within part Lot 76 in DP 755701, part Lot 326 in DP 755701 and part Lot 272 in DP 755701 as indicated by crosshatching on the attached map marked "Diagram A" (that area being the same area excluded from the 17 September 2001 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 in 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

DIAGRAM "A"



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:

1 October 2002

025/7316 AUTOMATED AUDITORY BRAINSTEM RESPONSE UNITS AND ASSOC. CONSUMABLES. DOCUMENTS: \$110.00 PER SET

2 October 2002

016/7162-1 AIRBORNE REMOTE SENSING SYSTEM FOR BUSHFIRE MAPPING. DOCUMENTS: \$110.00 PER SET

3 October 2002

S02/00181 (6030) HENRY DEANE BLDG, JFG/CROWN PORTFOLIO. CATEGORY B. INSPECTION DATE & TIME: 12/09/2002 @ 10:30 AM SHARP. AREA: 10945 SQ. METERS. DOCUMENTS: \$55.00 PER SET

9 October 2002

022/7270 PROVISION OF DESIGN/CONSTRUCTION CLIENT FACILITATOR SERVICES. DOCUMENTS: \$110.00 PER SET

025/7298 TYRE DEFLATION DEVICES (ROAD SPIKES). DOCUMENTS: \$110.00 PER SET

025/7290 NEW SOUTH WALES OVERNIGHT REGIONAL DISTRIBUTION SERVICES. DOCUMENTS: \$110.00 PER SET

10 October 2002

IT02/2783 SUPPLY OF A NSW GOVERNMENT LICENSING SYSTEM (GLS). DOCUMENTS: \$1,650.00 PER SET

025/7268 OPERATOR OF HOUSEHOLD CHEMICAL WASTE COLLECTION & COORDINATION OF HCWC. DOCUMENTS: \$110.00 PER SET

15 October 2002

S0233681 SECURITY ALARM RESPONSES & PATROLS FOR (DET)SCHOOLS. DOCUMENTS: \$110.00 PER SET

17 October 2002

022/7310 CONSULTANCY ASSISTANCE FOR SHARED CORPORATE SERVICES STRATEGY. DOCUMENTS: \$110.00 PER SET

036/369 MOWERS AND OUTDOOR POWER EQUIPMENT. DOCUMENTS: \$110.00 PER SET

22 October 2002

036/920 STERILISATION CONSUMABLES. DOCUMENTS: \$110.00 PER SET

23 October 2002

025/7299 TYPE 1 PUMPER FIREFIGHTING VEHICLE. DOCUMENTS: \$110.00 PER SET

027/7322 PROCESSING AND PACKAGING OF SCHOOL MAGAZINES. DOCUMENTS: \$110.00 PER SET

022/7293 LARGE FORMAT PRINTING PRESS FOUR COLOUR. DOCUMENTS: \$110.00 PER SET

30 October 2002

S0122819 PROV.OF RANGER&SECURITY SERV.FOR THE AUSTTECH PARKPRECINCT MGT LTD. DOCUMENTS: \$165.00 PER SET

20 November 2002

025/7252 ELECTRICAL INSPECTION. DOCUMENTS: \$110.00 PER SET

27 November 2002

025/7282 NSW FIRE BRIGADE - TOTAL APPAREL MANAGEMENT. DOCUMENTS: \$110.00 PER SET

TENDER DOCUMENT FEE

Tender documents for inspection and purchase, and application forms for Expression of Interest are available at the address above. Where charges apply for tender documents, they are not refundable, cheques and credit cards (Bankcard, Mastercard and Visa) only are acceptable, payable to Department of Public Works and Services. NO CASH payments will be accepted. Documents can be Express Posted on request at an extra cost. Non attendance of mandatory site meetings will render tenders informal.

Further Information is available on the Internet (<http://www.dpws.nsw.gov.au/tenders>).

Government Printing Service
TENDERS FOR PRINTING

TENDERS will be received up to 9.30 am on the date specified for the undermentioned printing. Envelopes containing tenders must be addressed to: Government Printer Unit 5 Block V 391 Park Road REGENTS PARK NSW 2143, and have legibly endorsed upon the face thereof the items and description of the printing for which the tender is submitted.

Tender No. 31085 closing Tuesday 8th October 2002

Advertised for 2 weeks starting Friday 20th September 2002

Job No. 31085 Tenders are invited on behalf of Department of Education for the production of a Promotional Package – quantity is 100,000 packages. The package consists of ring binders, dividers, text, sheet protectors, envelopes, disk duplication and the assembly of all components to produce the completed package.

Enquiries to Peter Sparks on Phone: 9721 9834



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COUNCIL NOTICES

ALBURY CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement Over Land
THE Albury City Council declares, with the approval of Her Excellency the Governor, that the easements to drain sewage and water 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. Dated at Albury this tenth day of September 2002. M. HENDERSON, General Manager, Albury City Council, PO Box 323, Albury, NSW 2640.

SCHEDULE

Easement to drain sewage variable width over Lot 2, DP 857153 identified as S3 on DP 1030608, and easement to drain water 5 wide and easement to drain sewage 5 wide over Lot 2, DP 857153 identified as DS on DP 1030608. [0792]

BLAND SHIRE COUNCIL

Roads Act 1993

Roads (General) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

Renaming of Public Roads

NOTICE is hereby given that the Council at its meeting of 17th September, 2002 resolved to rename the roads hereunder.

<i>Description</i>	<i>New Name</i>
Barmedman – Williams Crossing Road, Barmedman from MR 57 at Barmedman to Wyalong – Quandialla Road.	Williams Crossing Road
Buralyang - Barellan Road, Barellan and Tallimba from Weethalle – Tallimba Road to Genista Road.	Sandy Creek Road
Buralyang - Moombooldool Road, Barellan and Tallimba from Buralyang – Barellan Road to John's Road.	Gunn Road
Calleen – Wyrra Road, West Wyalong from MR 57 North near Calleen to Wyrra Lane.	Younga Plains Road
Gubbatta - Burgooney Road, Kikoira from Kikoira – Naradhan Road to Tuggerabach Road.	Gubbatta Road
Jillet - Beckom Road, Ardlethan and Beckom from Richards Lane to Ardlethan – Jillet Road.	Yithan Road
Kikoira - Tullibigeal Road, Kikoira from Ungarie-Kikoira to Tuggerabach Road.	Boreamble Road

Description

New Name

Morangorell – Quandialla Road, Morangorell and Quandialla from MR 398 near Morangorell to Quandialla.	Euroka Road.
Penfolds Lane No. 2, Kikoira, Tallimba and Weethalle from Quandialla Road to East Bland Lane then south.	Burrangong Lane
Talleeban – Gubbatta Road, Kikoira, Tallimba and Weethalle from Kneales Lane to Kikoira – Naradahn Road.	Talleeban Road
Tallimba - Ardlethan Road, Ardlethan and Tallimba from Tallimba to Ardlethan.	Bygoo Road
Tallimba - Aria Park Road (East), Aria Park from Newell Highway to MR 368 near Aria Park.	Mandamah Forest Road
Tallimba - Aria Park Road (West), Mirrool and Tallimba from Tallimba to Newell Highway.	Aria Park Road
Tallimba - Buralyang Road, Tallimba from Tallimba – Ardlethan Road to Buralyang – Barellan Road.	Buralyang Road
West Wyalong By Pass, West Wyalong and Wyalong from Railway Road to Newell Highway (Wyalong).	Compton Road
Ungarie – Bena Road, Ungarie from MR 57 North to Crown Camp Road	Bena Road
Ungarie – Kikoira Road, Ungarie and Kikoira from MR 231 at Ungarie to Weethalle – Kikoira Road at Kikoira.	Kikoira Road
Minogue's Lane No. 1, West Wyalong within the Parish of Mulga, County of Gipps running east to west from Hatelys Lane to Cattles Lane, separating Portions 846, 847, 2 and 20 from Portions 46, 45, 12, 39 and 8.	Mulga Lane.

FRANK ZAKNICH, General Manager, Bland Shire Council, Council Chambers, West Wyalong, NSW 2671 [0805]

BLAND SHIRE COUNCIL

Roads Act 1993

Roads (General) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

Naming of Public Roads

NOTICE is hereby given that the Council at its meeting of 17th September, 2002 resolved to name the roads hereunder.

<i>Description</i>	<i>New Name</i>
Unnamed road alongside showground, West Wyalong within the Parish of Wyalong, County of Gipps, running north to south separating Portions 955, 455, 1038 and 439 from Portions 681 and 682.	Duffs Road
Unnamed road, West Wyalong within the Parish of Wyalong, County of Gipps, running west to east separating Portions 681, 1301, 679, 565 and 564 from Portions 682, 683, 684 and 566.	Lone Pine Road
FRANK ZAKNICH, General Manager, Bland Shire Council, Council Chambers, West Wyalong, NSW 2671 [0806]	

COFFS HARBOUR CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easements
Over Land

THE Coffs Harbour City Council declares, with the approval of Her Excellency the Governor, that the interests in and over land described in the Schedule below are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes identified in the Schedule. Dated at Coffs Harbour this 23rd day of September 2002. M. FERGUSON, General Manager, Coffs Harbour City Council, Locked Bag 155, Coffs Harbour, NSW 2450.

SCHEDULE

Easement to drain sewage 30 wide and easement to drain sewage 5 wide over Crown land being R10002970 for public recreation and coastal protection, Crown land being the area between Mean High Water Mark and Mean Low Water Mark, and Crown land being the bed of the South Pacific Ocean below Mean Low Water Mark, as shown in DP 1038207.
[0814]

GOSFORD CITY COUNCIL

Roads Act 1993

NOTICE is given that the land described in the attached Schedule is land owned by the Council of the City of Gosford. On publication this land is declared to be a public road pursuant to section 10, Roads Act 1993. Dated this 27th day of September 2002. P. WILSON, General Manager, Gosford City Council, PO Box 21, Gosford, NSW 2250.

SCHEDULE

Lot 5, DP 815762.
[0793]

KYOGLE COUNCIL

Notice of Extension of Council Water Pipe

Omagh Road Special Water Rate

NOTICE is hereby given in accordance with section 533 of the Local Government Act 1993, that a Council water pipe has been extended along Omagh Road, Geneva from the northern boundary of Lot 2, section B, DP 5080 to the northern boundary of Lot 51, DP 817000 so as to be within 225 metres of the following parcels of land: 88 Omagh Road, Geneva NSW 2474. Lot 2, section B, DP 5080; 146 Omagh Road, Geneva NSW 2474. Lot 2, DP 789015; 160 Omagh Road, Geneva NSW 2474. Lot 741, DP 841754; 168 Omagh Road, Geneva NSW 2474. Lot 11, DP 1004431; 194 Omagh Road, Geneva NSW 2474. Lot 12, DP 1004431; 202 Omagh Road, Geneva NSW 2474. Lot 11, DP 883179; 222 Omagh Road, Geneva NSW 2474. Lot 12, DP 883179; 234 Omagh Road, Geneva NSW 2474. Lot 51, DP 817000. Pursuant to section 553 (3) of the Local Government Act 1993, the above properties will become subject to the Omagh Road Special Water Rate on the day which is twenty-one (21) days after publication of this Notice. K. H. DAVIES, General Manager, Kyogle Council, PO Box 11, Kyogle, NSW 2474.
[0794]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 162

Naming of Public Roads – Tucker Close, Powell Street, Belmont Street, Parbury Place, Breeze Court and Birkwood Close

NOTICE is hereby given that Council, in pursuance of section 162 of the Roads Act No. 33 1993, has resolved that the undermentioned roads in the City be named thus:

<i>Description</i>	<i>New Name</i>
Unnamed road to Fassifern Railway Station over Lot 1, DP 1037740.	Tucker Close
Public road at Charlestown between Lot 12, DP 829574 and Lot 110, DP 881220 commencing at Charlestown Road heading in a northerly direction to meet existing Powell Street.	Powell Street
Part of Channel Street, Swansea fronting part of Lot 1, DP 1040795 (formerly Lots 4 and 5, DP 504773).	Belmont Street
Part of Parbury Road, Swansea known locally as Parbury Place. Commencing at the intersection of Northcote Avenue between Lots 1340 and 1341, DP 592683. Heading easterly and terminating at the south-eastern corner of Lot 1, DP 723217.	Parbury Place
Public road vide <i>Government Gazette</i> 10th August, 2001, Folio 5999 over Lot 6, DP 21068 off Hudson Street, Whitebridge.	Breeze Court

<i>Description</i>	<i>New Name</i>
Birkwood Street, Charlestown as shown on DP 718183.	Birkwood Close

KEN HOLT, General Manager, Lake Macquarie City Council, Box 1906 Hunter Region Mail Centre, NSW 2310. [0810]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 162

Erratum

IN the notice referring to the naming of Tucker Close, *Government Gazette* of 28th June, 2002, Folio 5042, the description provided was incorrect. The notice stated that the unnamed road to Fassifern Station was over Lot 61, DP 665345. It should have stated that the unnamed road to Fassifern Railway Station over Lot 1, DP 1037740. This notice corrects that error. KEN HOLT, General Manager, Lake Macquarie City Council, Box 1906 Hunter Region Mail Centre, NSW 2310. [0811]

NAMBUCCA SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Nambucca Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines or minerals within such land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Roads Act 1993. Dated at Macksville this 19th day of September 2002. T. PORT, General Manager, Nambucca Shire Council, PO Box 177, Macksville, NSW 2447.

SCHEDULE

Lot 13, DP 1013974. [0795]

NAMBUCCA SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Nambucca Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines or minerals within such land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Roads Act 1993. Dated at Macksville this 19th day of September 2002. T. PORT, General Manager, Nambucca Shire Council, PO Box 177, Macksville, NSW 2447.

SCHEDULE

Lots 1 and 2, DP 1038831. [0796]

SOUTH SYDNEY CITY COUNCIL

Roads Act 1993, Part 4, Division 1

Proposed Public Road Closure – Part of Wattle Street, Ultimo

PUBLIC NOTICE is hereby given that South Sydney City Council has received a request for the closure and possible lease to an adjoining land owner of part of Wattle Street adjacent to No. 129-135 Broadway, Ultimo. Full particulars of the proposal are shown on Plan No. S6-280/266 which is available at Council's Administrative Offices at 280 Elizabeth Street, Surry Hills. Any objections to the abovementioned proposal may be lodged with Council in writing within thirty (30) days of the date hereof. MICHAEL WHITAKER, General Manager, South Sydney City Council, 280 Elizabeth Street, Surry Hills, NSW 2010. (Council Papers 2027417). [0797]

TWEED SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Tweed 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 in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Roads Act 1993. Dated at Murwillumbah, 20th September, 2002. J. F. GRIFFIN, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

SCHEDULE

Lot 3 in DP 1039957. The land described in the Schedule hereto has been acquired by agreement with the landowner affected and is located in Numinbah and Nobbys Creek Roads, locality of Nobbys Creek. [0798]

TWEED SHIRE COUNCIL

Roads Act 1993, Section 10

Dedication of Lands as Public Road

NOTICE is hereby given that the Tweed Shire Council, by resolution of the Council dated 5th September, 2001, has resolved to dedicate the land described hereunder as public road pursuant to section 10 of the Roads Act 1993. J. F. GRIFFIN, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

SCHEDULE

Lot 3, DP 1039957. [0799]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of RONALD GEORGE NOFFS, late of 63 Anzac Road, The Entrance, in the State of New South Wales, who died on 5th June, 2002 must send particulars of his claim to the executor, 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 executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 11th September, 2002. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde, NSW 2114 (DX 27551, West Ryde), tel.: (02) 9858 1533. [0800]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of SHIRLEY MARGARET ISMAY, late of Artarmon, in the State of New South Wales, who died on 9th June, 2002 must send particulars of his claim to the executors, David Richard Todd and Michael Sean Mannion, c.o. A. E. Whatmore, G. C. M. Gee & Co., Solicitors, 5/46 Burns Bay Road, Lane Cove, 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 13th August, 2002. A. E. WHATMORE, G. C. M. GEE & CO., Solicitors, 5/46 Burns Bay Road, Lane Cove, NSW 2066 (DX 23306, Lane Cove), tel.: (02) 9427 0400. [0801]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of GLADYS LILLIAN EMERTON, late of Goulburn, in the State of New South Wales, who died on 29th July, 2002 must send particulars of his claim to the executrix, Marelle Robyn Dive, PO Box 431, Rose Bay, NSW 2029, 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 16th September, 2002. MARELLE DIVE, PO Box 431, Rose Bay, NSW 2029. [0802]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of HERBERT CLIFFORD CONSTANTINE, late of 124 Walpole Street, Merrylands, in the State of New South Wales, widower, who died on 12th February, 2001 must send particulars of his claim to the executors, Ross Kenneth Constantine and Wendy Joy Dalzell, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, 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 20th June, 2002. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), tel.: (02) 9682 3777. [0804]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of MAVIS LILLIAN

GEER, late of 4 Monitor Road, Merrylands, in the State of New South Wales, married woman, who died on 13th May, 2002 must send particulars of his claim to the executor, Alexander Leslie Wiseman, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 18th September, 2002. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), tel.: (02) 9682 3777. [0813]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of NORMA JOYCE MAZZITELLI, late of Southport, in the State of Queensland, widow, who died on 15th April, 2002 must send particulars of his claim to the executors, John Foley and Anthony Norman Mazzitelli, c.o. Bennett, Stewart & Shirvington, Solicitors, Level 1, 1 York Street, Sydney, 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 30th August, 2002. BENNETT, STEWART & SHIRVINGTON, Solicitors, Level 1, 1 York Street, Sydney, NSW 2000 (DX 10165, Sydney Stock Exchange), tel.: (02) 9247 5563. [0812]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of STEPHEN MAN KON SO (also known as STEPHEN MAN-KON SO), late of West Pennant Hills, in the State of New South Wales, retired music teacher, who died on 27th May, 2002 must send particulars of his claim to the executrix, Stephanie Mian Ting So, c.o. Raymond W. M. Wong & Co., Solicitors, 18 Woodville Avenue, Wahroonga, 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 17th September, 2002. RAYMOND W. M. WONG & CO., Solicitors, 18 Woodville Avenue, Wahroonga, NSW 2076 (DX 3718, Wahroonga), tel.: (02) 9489 7434. [0808]

COMPANY NOTICES

NOTICE of general meeting.—CHUSAN HOLDINGS PTY LIMITED (In voluntary liquidation), ACN 000 783 451.—Notice is hereby given in accordance with section 509 (2) of the Corporations Act 2001, that a general meeting of the abovenamed company will be held at Suite 103, Level 1, 44 Mountain Street, Broadway, NSW 2007 on 28th October, 2002 at 10.00 a.m., for the purpose of having laid before it by the liquidator an account showing how the winding up has been conducted and the property of the company disposed of and hearing an explanation of the account by the liquidator. Dated this 23rd day of September 2002. J. W. FRIEDLAND, Liquidator, c.o. Heman, Friedland and Associates, Chartered Accountants, Suite 103, Level 1, 44 Mountain Street, Broadway, NSW 2007, tel.: (02) 9281 2533. [0803]

NOTICE convening final meeting of members.—HYCRAFT AIRCONDITIONING PTY LIMITED (In Liquidation), ACN 075 934 753.—Notice is hereby given pursuant to section 509 of the Corporations Law that a final meeting of members of the abovenamed company will be held at the offices of Graeme D. F. Baldwin, Chartered Accountant, Level 1, 152–156 Argyle Street Camden, NSW 2570 on 2nd October, 2002 at 10.00 a.m., for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of and of hearing any explanations that may be given by the liquidator. Dated 25th September, 2002. G. D. F. BALDWIN, Liquidator, c.o. Baldwin & Co., Chartered Accountants, PO Box 225, Camden, NSW 2570, tel.: (02) 4655 7580. [0807]

NOTICE of general meeting of members.—PAXRIO PTY LIMITED (In liquidation), ACN 002 342 332.—Notice is hereby given in pursuance of sub-section 509 (3) and (4) of the Corporations Law that a general meeting of the members of the abovenamed company will be held on 31st October, 2002 at 10.00 a.m., at the office of Crosbie Warren Sinclair, 1 Warabrook Boulevard, Warabrook, NSW 2304 for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of and hearing any explanation that may be given by the liquidator. Dated this 25th day of September 2002. RICHARD JAMES SOUTH, Liquidator, c.o. Crosbie Warren Sinclair, Accountants, Box 29 Hunter Region Mail Centre, NSW 2310, tel.: (02) 4923 4000. [0809]



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PUBLIC SECTOR NOTICES

SENIOR EXECUTIVE SERVICE 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 that the following officers be appointed to the senior executive service positions shown, effective from the dates shown within the brackets:

Department of Land and Water Conservation

Desmond Michael CLEARY, General Manager, Water Management Act Implementation [1 December 2000].
Douglas FALCONER, General Manager, Information Management and Technology [25 February 2002].
Kim Jonathon ALVAREZ, General Manager, Water Management Systems [28 May 2002].

Environment Protection Authority

Dr Klaus KOOP, Executive Director, Environmental Science [5 July 2002].

SENIOR EXECUTIVE SERVICE APPOINTMENT UNDER SECTION 17

I, Dr Robert Smith, the Director General of the Department of Land and Water Conservation, under section 17 of the Public Sector Employment and Management Act 2002, appoint the following officers to the senior executive service positions shown, effective from the dates shown within the brackets:

Land and Water Conservation

Geoffrey Allan WISE, Regional Director, Far West Region and Western Lands Commissioner [30 October 2000].

CHIEF EXECUTIVE SERVICE APPOINTMENT UNDER SECTION 12

THE Director-General, Premier's Department, under delegation from the Premier and pursuant to the provisions of the Public Sector Employment and Management Act 2002, has appointed the officer listed below to the chief executive service position shown, effective from the date shown within the brackets:

Motor Vehicle Repair Industry Authority

Anthony Allen TARPLEE, General Manager [24 September 2002].

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 Ageing, Disability and Home Care *Hunter Area*

Lydia MEEM, Psychologist [20 May 2002].
Terry McGROREY, Enrolled Nurse [13 May 2002].
Louise CAIRNEY, Enrolled Nurse [13 May 2002].
Patricia MITCHELL, Enrolled Nurse [10 May 2002].
Hamish DUNLEVIE, Enrolled Nurse [10 May 2002].
Maira TORRES, Enrolled Nurse [8 May 2002].
Kellie LING, Enrolled Nurse [9 May 2002].
Annmarie GIBSON, Enrolled Nurse [8 May 2002].
Karen BROOKS, Enrolled Nurse [8 May 2002].
Fiona MEEHAM, Enrolled Nurse [9 May 2002].
Shelley COOPER, Enrolled Nurse [8 May 2002].

Ann WISE, Enrolled Nurse [10 May 2002].
Nicole CUNNINGHAM, Enrolled Nurse [10 May 2002].
Bruce McDONALD, Registered Nurse [27 March 2002].
Wendy DEAR, Dietitian [3 October 2001].
In CHUNG, Registered Nurse [30 March 2002].
Roland HAMMERL, Registered Nurse [28 March 2002].
Chris GUY, Assistant in Nursing [21 March 2002].
Dianne BUTLER, Assistant in Nursing [21 March 2002].
Edward RYPSTRA, Registered Nurse [28 March 2002].
Jillian HUNT, Registered Nurse [2 April 2002].
Jennifer JENKINSON, Registered Nurse [28 March 2002].
Karen TOWNSHEND, Registered Nurse [28 March 2002].
Terence OKEEFFE, Registered Nurse [2 April 2002].
Jeffrey JACKSON, Registered Nurse [27 March 2002].
Lia POTTER, Service Support Officer, Grade 2 [6 February 2002].
Sheryl DOWNEY, Service Support Officer, Grade 2 [7 January 2002].
Con ROUSSOS, Assistant in Nursing [21 March 2002].
Christopher MOYNIHAN, Assistant in Nursing [21 March 2002].
Kelly SINCLAIR, Assistant in Nursing [21 March 2002].
Amanda TOWERS, Assistant in Nursing [21 March 2002].
Sharon SHEPHERD, Assistant in Nursing [21 March 2002].
Jacqueline JOHNSTON, Service Support Officer, Grade 2 [6 February 2002].

Metropolitan South West Area

Marika ROZAKIS, Psychologist [4 February 2002].
Patricia MITCHELL, Psychologist [28 January 2002].
Larissa MILLER, Speech Pathologist [25 February 2002].
Frith MORAWITZ, Speech Pathologist [11 March 2002].
Nguyenthi TUYETNGA, Physiotherapist [10 April 2002].
Jutta WILLIAMS, Physiotherapist [11 February 2002].

Metro West Residences

Richard KEMPE, Registered Nurse [1 July 2002].
Yasmin ALI, Enrolled Nurse [24 June 2002].
Aurea ABERIN, Registered Nurse [24 June 2002].
Gregory HARRIS, Enrolled Nurse [24 June 2002].
Rita OSIFO, Enrolled Nurse [24 June 2002].
Nadia DOROC, Enrolled Nurse [24 June 2002].
Racquel AQUINO, Enrolled Nurse [24 June 2002].
Maria FONT, Enrolled Nurse [24 June 2002].
Jacob TRUEUREN, Enrolled Nurse [24 June 2002].
Anna LO, Registered Nurse [24 June 2002].
Wendy MOORE, Registered Nurse [24 June 2002].
Ling ZHOU, Registered Nurse [24 June 2002].
Dhanam RAMDOO, Registered Nurse [24 June 2002].
Rinish RAJ, Registered Nurse [24 June 2002].
Justin DE WET, Registered Nurse [24 June 2002].
Louis LAU, Registered Nurse [2 July 2002].
Mechelle RAGANAS, Enrolled Nurse [24 June 2002].
Monika KAATZKE-MCDONALD, Speech Pathologist [8 July 2002].
Josephine MANAY, Assistant in Nursing [24 June 2002].
Robert SAUNDERS, Clerical Officer [2 April 2002].
Kerrie-Ann LATHAM, Clerk [2 April 2002].
Maria VASQUEZ, Assistant in Nursing [24 June 2002].
Snigdha GUHA, Assistant in Nursing [24 June 2002].
Sharon SAMS, Assistant in Nursing [24 June 2002].
Genevieve BHUGON, Assistant in Nursing [24 June 2002].
Manjit KAUR, Assistant in Nursing [24 June 2002].
Emma CARRASCO, Assistant in Nursing [24 June 2002].
Farbod DEHGHAN, Assistant in Nursing [24 June 2002].
Josephine DOMINGUEZ, Registered nurse [24 June 2002].
Suman VENUGOPAL, Registered nurse [24 June 2002].

Fa'ofa'aki TAUKOLO, Enrolled Nurse [24 June 2002].
Karl RASMUSSEN, Enrolled Nurse [24 June 2002].
Suzanne CARTER, Enrolled Nurse [24 June 2002].
Gerald REDDY, Enrolled Nurse [24 June 2002].
Ursula DOWLING, Enrolled Nurse [24 June 2002].
Maria GONZALEZ, Enrolled Nurse [24 June 2002].
Lulu BONCATO, Enrolled Nurse [24 June 2002].
Clement RAVICHANDRAN, Enrolled Nurse [24 June 2002].
Uttra MAHARAJ, Enrolled Nurse [24 June 2002].

APPOINTMENT WITHOUT PROBATION

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of section 28 (2) of the Public Sector Management Act 1988, and upon recommendation of the appropriate Department Head, has approved the appointment without probation of the following, with effect from the date shown:

Department of Ageing, Disability and Home Care

Metropolitan South West Area

Julia DE SOUZA, Residential Support Worker [13 August 2001].
Quynh TO, Speech Pathologist [1 November 2001].
Elizabeth VALENZUELA, Residential Support Worker [17 May 2001].
Danny KAVANAGH, Residential Support Worker [7 May 2001].
Colin BROPHY, Residential Support Worker [7 May 2001].
Ngoc Cu NGUYEN, Residential Support Worker [7 May 2001].
Louise ATKINSON, Social Worker [16 October 2001].
Jennifer SCROGGINGS, Residential Support Worker [20 May 2001].
Fernando PARRA, Residential Support Worker [7 May 2001].
Paul KOSTRUBIEC, Residential Support Worker [4 June 2001].

PERMANENT APPOINTMENT OF LONG TERM TEMPORARY EMPLOYEES

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of section 38A of the Public Sector Management Act 1988, and upon recommendation of the appropriate Department Head, has approved the permanent appointment of long term temporary employees, with effect from the date shown:

Department of Ageing, Disability and Home Care

Western Area

Luciana GRZEJSZCZAK, Registered Nurse [5 December 2001].
Neville BURRIDGE, Registered Nurse [5 December 2001].
Raymond WILLIAMSON, Registered Nurse [5 December 2001].
Kathryn MASTERS, Registered Nurse [30 April 2002].
Brigitte HARDE, Registered Nurse [30 April 2002].

Metro South West Area

Tanya PINNEY, Residential Support Worker [30 December 2001].
Adrian HARRISON, Maintenance Supervisor [25 February 2002].

**PERMANENT APPOINTMENT OF LONG TERM
TEMPORARY EMPLOYEES**

HER Excellency the Governor, with the advice of the Executive Council, pursuant to the provisions of Clause 10A of the Public Sector Management Act (General) Regulation 1966, and upon recommendation of the appropriate Department Head, has approved the permanent appointment of long term temporary employees, with effect from the date shown:

Department of Ageing, Disability and Home Care
Hunter Residences

David HARVEY, Enrolled Nurse [21 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 Ageing, Disability and Home Care
Hunter Area

Marina RADIS; Sandy YATAWARA; Kate VASQUEZ; Judith McDEED; Maria PAULO; Vanessa HANSEN; Maria PAPANICOLAOU.

Metro West Area

Karenne MIDDLETON; Anna WHITTEN.

DISPENSATION OF SERVICE

HER Excellency the Governor, with the advice of the Executive Council, in pursuance of section 54 of the Public Sector Management Act 1988, has approved the dismissal of the following officers effective from the date indicated in brackets.

Department of Ageing, Disability and Home Care
Metro West Area

Daniel ROMER, Assistant Manager (Disability Services) [11 December 2001].

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:

Department of Ageing, Disability and Home Care
Hunter Residences

John HUNT, Painter [4 May 2001].
Bryan CAMERON, Mechanical Fitter [4 May 2001].
Ray HEPPLEWHITE, Trades [6 July 2001].
Keith GRAINGER, Trades [6 July 2001].
Guy THERESE, Acting Finance Officer [31 August 2001].
Michelle MILLINGTON, Acting Human Resource Officer [31 August 2001].
Shauna MORRISSEY, Clerical Officer [16 November 2001].

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>
Department of Ageing, Disability and Home Care	Community Worker, Castlereagh Learning Service, Metro West Area	LLOYD, Susan	Department of Ageing Disability and Home Care	Community Worker
	Executive Assistant, Clerk, Grade 5/6	FRAPPIER, Francine		Personal Assistant, Clerk, Grade 3/4
	Occupational Therapist, Grade 3, Schools Therapy Team	DEMPSEY, Karen	Department of Community Services	Occupational Therapist, Grade 1, Metro South West Area

BOB CARR,
Premier.

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