



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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LEGISLATION

Proclamations

Crown Lands Amendment (Compensation) Act 2001 No 8—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 2 of the *Crown Lands Amendment (Compensation) Act 2001*, do, by this my Proclamation, appoint 1 July 2001 as the day on which that Act commences.

Signed and sealed at Sydney, this 6th day of June 2001.

By Her Excellency's Command,

L.S.

RICHARD AMERY, M.P.,
Minister for Land and Water Conservation

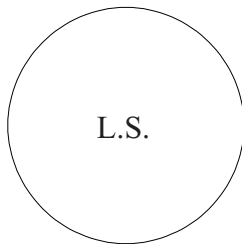
GOD SAVE THE QUEEN!

Parramatta Park Trust Act 2001 No 17—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 2 of the *Parramatta Park Trust Act 2001*, do, by this my Proclamation, appoint 1 July 2001 as the day on which that Act commences.

Signed and sealed at Sydney, this 20th day of June 2001.



By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

Regulations

Environmental Planning and Assessment Amendment (SREP 26) Regulation 2001

under the

Environmental Planning and Assessment Act 1979

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Environmental Planning and Assessment Act 1979*. (S00/00156/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Explanatory note

The object of this Regulation is to facilitate the environmental planning and development of land to which *Sydney Regional Environmental Plan No 26—City West* applies that is subject to master planning.

This Regulation is made under the *Environmental Planning and Assessment Act 1979*, including sections 80 (11), 105 and 157 (the general regulation-making power).

Clause 1 Environmental Planning and Assessment Amendment (SREP 26)
 Regulation 2001

Environmental Planning and Assessment Amendment (SREP 26) Regulation 2001

1 Name of Regulation

This Regulation is the *Environmental Planning and Assessment Amendment (SREP 26) Regulation 2001*.

2 Amendment of Environmental Planning and Assessment Regulation 2000

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

3 Notes

The explanatory note does not form part of this Regulation.

Environmental Planning and Assessment Amendment (SREP 26)
Regulation 2001

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Clause 274B

Insert after clause 274A:

274B Assessment and preparation fees for master plans under SREP 26

- (1) If a draft master plan required for land by *Sydney Regional Environmental Plan No 26—City West* is prepared and submitted to the Director-General by an owner or lessee of the land, the owner or lessee must pay the Director-General an assessment fee determined by the Director-General.
- (2) If any such draft master plan is prepared by the Director-General, the owner or lessee of the land, as specified by the Director-General, must pay the Director-General a preparation fee determined by the Director-General.
- (3) If there is more than one owner or lessee of the land to which a draft master plan prepared by the Director-General applies, the preparation fee is payable as apportioned between them by the Director-General.
- (4) An assessment fee or a preparation fee must not exceed the reasonable cost, to the Director-General and the Department, of assessing or preparing the draft master plan, carrying out any associated studies and publicly exhibiting the draft master plan.

Parramatta Park Trust Transitional Regulation 2001

under the

Parramatta Park Trust Act 2001

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

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

Explanatory note

The *Parramatta Park Trust Act 2001* revoked the reservation of Parramatta Regional Park as a regional park under the *National Parks and Wildlife Act 1974*, and established a new Trust, called the Parramatta Park Trust, to administer the park lands.

The object of this Regulation is to provide that certain provisions of the *National Parks and Wildlife Act 1974* and the *National Parks and Wildlife (Land Management) Regulation 1995* continue to apply (with some modification) to Parramatta Park for a period of 6 months after the commencement of the *Parramatta Park Trust Act 2001*.

This Regulation is made under the *Parramatta Park Trust Act 2001*, in particular section 36 (the general regulation-making power) and clause 1 of Schedule 4.

This Regulation contains matter of a transitional nature.

Parramatta Park Trust Transitional Regulation 2001

Contents

Contents

	Page
1 Name of Regulation	3
2 Commencement	3
3 Definitions	3
4 Notes	3
5 Application of applied provisions	3
6 Regulation ceases to have effect	4

Page 2

Parramatta Park Trust Transitional Regulation 2001

1 Name of Regulation

This Regulation is the *Parramatta Park Trust Transitional Regulation 2001*.

2 Commencement

This Regulation commences on 1 July 2001.

3 Definitions

(1) In this Regulation:

applied provisions means the following provisions:

- (a) sections 157–160 of the *National Parks and Wildlife Act 1974*,
- (b) Divisions 1–3 of Part 2 and Part 6 (except clauses 40 (b) and 48) of the *National Parks and Wildlife (Land Management) Regulation 1995*,
- (c) clause 3 of, and Schedule 1 to, that Regulation (to the extent that they relate to provisions referred to in paragraph (b)).

Parramatta Park means the principal trust lands.

(2) If the *National Parks and Wildlife (Land Management) Regulation 1995* is repealed under the *Subordinate Legislation Act 1989*, a reference in this Regulation to a provision of the *National Parks and Wildlife (Land Management) Regulation 1995* is taken to be a reference to a corresponding provision of any Regulation that replaces that Regulation.

4 Notes

The explanatory note and table of contents do not form part of this Regulation.

5 Application of applied provisions

(1) The applied provisions continue to apply to Parramatta Park, subject to the modifications set out in subclause (2), as if Parramatta Park continued to be reserved as a regional park under the *National Parks and Wildlife Act 1974*.

Clause 5 Parramatta Park Trust Transitional Regulation 2001

(2) In the applied provisions:

- (a) a reference to the Director-General includes a reference to the Trust, and
- (b) a reference to a park is a reference to Parramatta Park, and
- (c) a reference to a park authority is a reference to the Parramatta Park Trust, and
- (d) a reference to an *officer of the Service* or an *authorised officer* includes an authorised officer within the meaning of section 3 (1) of the *Parramatta Park Trust Act 2001*.

6 Regulation ceases to have effect

This Regulation ceases to have effect on 1 January 2002.

Road Transport (Driver Licensing) Amendment (Test Fees) Regulation 2001

under the

Road Transport (Driver Licensing) Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road Transport (Driver Licensing) Act 1998*.

CARL SCULLY, M.P.,
Minister for Roads

Explanatory note

The object of this Regulation is to prescribe the fees payable by car drivers to sit the Hazard Perception Test (which car drivers must pass before progressing from a provisional P1 licence to a provisional P2 licence) and the Driver Qualification Test (which car drivers must pass before progressing from a provisional P2 licence to an unrestricted licence).

This Regulation is made under the *Road Transport (Driver Licensing) Act 1998*, including sections 19 (the general power to make regulations) and 20.

Clause 1 Road Transport (Driver Licensing) Amendment (Test Fees)
 Regulation 2001

Road Transport (Driver Licensing) Amendment (Test Fees) Regulation 2001

1 Name of Regulation

This Regulation is the *Road Transport (Driver Licensing) Amendment (Test Fees) Regulation 2001*.

2 Amendment of Road Transport (Driver Licensing) Regulation 1999

The *Road Transport (Driver Licensing) Regulation 1999* is amended by inserting at the end of Schedule 3:

8	Hazard Perception Test	\$11
9	Driver Qualification Test	\$11

3 Notes

The explanatory note does not form part of this Regulation.

Orders

Conveyancers Licensing Amendment Order 2001

under the

Conveyancers Licensing Act 1995

I, the Minister for Fair Trading, in pursuance of section 8 of the *Conveyancers Licensing Act 1995*, make the following Order.

Signed at Sydney, this 5th day of June 2001.

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

Explanatory note

The object of this Order is to specify a policy of professional indemnity insurance that is an approved policy for the purposes of the *Conveyancers Licensing Act 1995*.

This Order is made under section 8 of the *Conveyancers Licensing Act 1995*.

Clause 1 Conveyancers Licensing Amendment Order 2001

Conveyancers Licensing Amendment Order 2001

1 Name of Order

This Order is the *Conveyancers Licensing Amendment Order 2001*.

2 Note

The explanatory note does not form part of this Order.

3 Amendment of Conveyancers Licensing Order 2000

The *Conveyancers Licensing Order 2000* is amended by inserting after clause 3 (b) the following paragraph:

- (c) the master policy of professional indemnity insurance (Number FI304753DF) of Royal and Sun Alliance Insurance Australia Limited covering the period up to 30 June 2001.

By-Law

University of Technology, Sydney, Amendment By-law 2001

under the

University of Technology, Sydney, Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has approved the following By-law made by the Council of the University of Technology, Sydney, under the *University of Technology, Sydney, Act 1989*.

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

Explanatory note

The object of this By-law is to amend the *University of Technology, Sydney, By-law 1995*:

- (a) to allow the Council of the University to designate, by resolution, officers of the University as senior officers for the purposes of that By-law and rules made under the *University of Technology, Sydney, Act 1989*, and
- (b) to remove an obsolete reference, and
- (c) to make further provision with respect to the procedure for nominating Convocation members.

This By-law is made under the *University of Technology, Sydney, Act 1989*, including section 28 (the general power to make by-laws).

Clause 1 University of Technology, Sydney, Amendment By-law 2001

University of Technology, Sydney, Amendment By-law 2001

1 Name of By-law

This By-law is the *University of Technology, Sydney, Amendment By-law 2001*.

2 Amendment of University of Technology, Sydney, By-law 1995

The *University of Technology, Sydney, By-law 1995* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this By-law.

University of Technology, Sydney, Amendment By-law 2001

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 4 Definitions

Insert after clause 4 (3) (e):

- (f) the holder of such other office in the University as the Council, by resolution, designates for the purposes of this subclause.

[2] Clause 17 Dealing with nominations of Convocation members

Omit “on the recommendation of the Warden of Convocation and with the consent of the person concerned,” from clause 17 (3).

Insert instead “following such consultation as the Council considers appropriate,”.

OFFICIAL NOTICES**Appointments****DEPARTMENT OF EDUCATION AND TRAINING**

Notification of Appointment to the NSW Community
Languages Schools Board

I, JOHN JOSEPH AQUILINA, Minister for Education and
Training, appoint the following person:

Dr Madeleine Strong CINCOTTA

as the Chair of the NSW Community Languages Schools
Board for a term of office of three years.

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

FILM AND TELEVISION OFFICE ACT 1988

Appointment of Member

Board of the New South Wales Film and Television Office

HER Excellency the Governor, with the advice of the
Executive Council, has approved, pursuant to section 6A
of the Film and Television Office Act 1988, of the following
person being appointed as member of the Board of the New
South Wales Film and Television Office from 22 June 2001
to 31 December 2002:

Sarah DOWLAND (new appointment)

BOB CARR, M.P.,
Premier and Minister for the Arts

MOTOR VEHICLE REPAIRS ACT 1980

Appointment of Members

Motor Vehicle Repair Industry Council

HER Excellency the Governor, with the advice of the
Executive Council and pursuant to section 8 (1) of the Motor
Vehicle Repairs Act 1980, has appointed the persons listed
below as members of the Motor Vehicle Repair Industry
Council for the period 26 May 2001 to 31 August 2001,
inclusive:

Margaret THOMPSON
Marjory Edna BOLLINGER
Brian Alexander GIVEN
Francis John WARD
Jim GIBBONS
Cecil BODNAR
Frank Reginald BURGESS
Garry George HINGLE
Brian MARK
Arthur JAMES

JOHN WATKINS, M.P.,
Minister for Fair Trading,
Minister for Corrective Services
and Minister for Sport and Recreation

NSW Agriculture

STOCK DISEASES ACT 1923

Notification No. 1653

Revocation of “Abbotsley”

Footrot Quarantine Area – Walcha

I, RICHARD AMERY, M.P., Minister for Agriculture, pursuant to sections 3 (2) (a) and 10 of the Stock Diseases Act 1923, revoke Stock Disease Notification No. 1500 published in *Government Gazette* No. 53 of 30 April 1999 at page 2949.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

STOCK DISEASES ACT 1923

Notification No. 1652

Revocation of “Rosebank”

Footrot Quarantine Area – Armidale

I, RICHARD AMERY MP, Minister for Agriculture, pursuant to section 3 (2) (a) of the Stock Diseases Act 1923, revoke Stock Disease Notification No. 1479 published in *Government Gazette* No. 69 of 17 April 1998.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

NSW Fisheries

FISHERIES MANAGEMENT ACT 1994

Eastern Rock Lobster Fishery Tac

I, EDWARD OBEID, Minister for Mineral Resources and Minister for Fisheries, pursuant to Division 4 of Part 2 of the Fisheries Management Act 1994, do now by this notice specify the maximum quantity of Eastern Rock Lobster that may be taken from the Eastern Rock Lobster Share Management Fishery during the period 1 July 2001 to 30 June 2002 (both dates inclusive) is 150 tonnes.

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

FISHERIES MANAGEMENT ACT 1994

Section 163

Notice of Receipt of Application for Aquaculture Lease

THE following applications for a Class 1 Aquaculture Lease has been made by:

Mr Arie Jozias DeKoeper and Mrs Klazina N DeKoeper of Medowie, for an area of 0.65 ha situated in Port Stephens – Nelson Bay, Parish of Fens, County of Gloucester at Port Stephens.

Specific details of the proposed leases can be obtained by contacting NSW Fisheries at Port Stephens.

Written submissions to the granting of the above leases may be lodged with the Aquaculture Administration Section, NSW Fisheries, Private Bag 1, Nelson Bay, NSW 2315, within thirty (30) days from the date of publication of this notice.

Department of Land and Water Conservation

Land Conservation

ARMIDALE OFFICE

Department of Land and Water Conservation
108 Faulkner Street (PO Box 199A), Armidale, NSW 2350
Phone: (02) 6772 2308 Fax (02) 6772 8782

REMOVAL FROM OFFICE OF MEMBERS OF A TRUST BOARD

PURSUANT to clause 6(4) of Schedule 3 to the Crown Lands Act 1989, the person whose name is specified in Schedule 1 hereunder, is removed from the office of member of the trust board managing the affairs of the reserve trust specified in Schedule 2, which reserve trust is trustee of the reserve referred to in Schedule 3.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 1

Reginald Stephen BLUNT; Jock Fraser KERR; Ronald William PETTIT; Raymond Leonard ZAHN.

SCHEDULE 2

Glen Innes Showground Trust.

SCHEDULE 3

Dedication No.: 510036

Public Purpose: Showground

Notified: 22nd May 1877

File Reference: AE81 R 11.

APPOINTMENT TO THE OFFICE OF ADMINISTRATOR OF RESERVE TRUST

PURSUANT to section 117 of the Crown Lands Act 1989, the person whose name is specified in Schedule 1 hereunder is appointed to the office of administrator of the reserve trust specified in Schedule 2, which is the trustee of the reserve referred to in Schedule 3.

SCHEDULE 1

Tania Maree FAINT.

SCHEDULE 2

Glen Innes Showground Reserve Trust.

SCHEDULE 3

Reserve No. 510036 for the purpose of showground at Glen Innes notified in the *Government Gazettes* of 22 May 1877 and 17 November 1972 .

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

NOTIFICATION OF CLOSING OF A ROAD

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder described are 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.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

Description

*Parish - Burra; County - Murray;
 Land District - Queanbeyan; Council - Yarrowlunla*

Lots 1 and 2 DP 1029236. File Reference GB 99 H 400 :MB

Note: On closing the land in Lots 1 and 2 DP 1029236 remains land vested in the Crown as Crown land.

GRAFTON OFFICE

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

NOTIFICATION OF CLOSING OF 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 the previously existed in relation to the road are extinguished.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

Description

Land District - Murwillumbah; Shire - Tweed

Road Closed: Lot 9 DP 1001039 (not being land under the Real Property Act) at Cudgen, Parish Cudgen, County Rous. File Reference: GF01 H108.

Note: On closing, the land within the former road remains land vested in Tweed Shire Council as operational land.

NOTIFICATION OF CLOSING OF PUBLIC ROAD

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

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

Description

Land District — Casino; Shire — Kyogle

Road closed: Lot 1, DP 1027809, at Grevillia, Parish Findon, County Rous (not being land under the Real Property Act).

File No.: GF00 H 180.

Note: On closing, the land within lot 1 remains vested in the State of New South Wales as Crown land.

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

NOTIFICATION OF CLOSING OF A ROAD

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

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

Description

Land District - Lake Cargelligo;
Local Government Area - Bland

Lot 2 DP 1023338, Parish Kikaira, County Dowling,
(not being land under the Real Property Act).

Note: On closing, the land within Lot 2 becomes vested
in the State of New South Wales as Crown land.
Council's reference: 43.32.

File: GH00H 49.

HAY OFFICE
Department of Land and Water Conservation
126 Lachlan Street (PO Box 182), Hay, NSW 2711
Phone: (02) 6993 1306 Fax: (02) 6993 1135

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

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

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2
Berrigan Council Crown Reserves Reserve Trust Established 27th January, 1995	Reserve No: 1003004 Public Purpose: Environmental Protection Notified: This Day Parish: Gereldery County: Denison Lot Sec D.P. No 7002 * 1026035 # File Reference: HY01R2

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

RESERVATION OF CROWN LAND

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedule hereunder is reserved as specified opposite thereto in Column 2 of the Schedule.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2
Land District: Deniliquin Local Government Area: Berrigan Council Parish: Gereldery County: Denison Locality: Berrigan Lot Sec D.P. No 7002 * 1026035 # Area: 18.6 hectares File Reference: HY01R2	Reserve No: 1003004 Public Purpose: Environmental Protection

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

APPOINTMENT OF TRUST BOARD MEMBERS

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Howard James MARTIN (re-appointment) Gerard Kevin MCCARTHY (re-appointment) Andrew James GORMAN (new appointment) Raymond John BURWOOD (re-appointment) Peter Charles FOX (re-appointment) Edith Margaret SALTER (new appointment)	Berrigan Racecourse Trust	Reserve No: 27352 Public Purpose: Racecourse Notified: 5 March 1898 Locality: Berrigan File Reference: HY81R14

For a term commencing 30 September 2000 and expiring on 30 September 2005.

ADDITION TO RESERVES CROWN LAND

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

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

SCHEDULE 1

COLUMN 1	COLUMN 2
Land District: Deniliquin Local Gov. Area: Berrigan Council Parish: Langunya County: Denison Locality: Tocumwal Lot DP No. 25 752288 Area: 10.26 hectares File No: HY81R34	Reserve No: 89393 Public Purpose: Public Recreation Notified: 7 March 1975 Lot DP No. Parish County 68 752288 Langunya Denison New Area: 18.612 hectares

(Note: Quarry Reserve 7295 is revoked by this notice.)

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

ra223

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.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 Minister for Land and Water Conservation

SCHEDULE 1

*Parish - Melbourne; County - Brisbane;
 Land District - Scone; Local Government Area - Scone*

That part of the most northern Crown public road 20.115 metres wide and variable width within Lot 22 DP 616665 and extending in a north westerly direction through Lot 1, DP 430975 to the southern boundary of Lot 127, DP 750941.

Note: Enclosure Permit 51048 is partly affected by this notice.

SCHEDULE 2

Roads Authority: Scone Shire Council

File No: MD01 H 74

Council's Reference: 23/005.

RESERVATION OF CROWN LAND

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown land specified in Column 1 of the Schedules hereunder is reserved as specified opposite thereto in Column 2 of the Schedule.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 1**COLUMN 1**

Land District: Gosford
 Local Government Area:
 Wyong Shire Council
 Parish: Tuggerah
 County: Northumberland
 Locality: Tuggerah and
 Chittaway Point
 Lots 3 & 8 DP 9463, lot 5
 DP 21536, lots 6 & 7
 DP 26100, lots 11 to 24 and
 26 to 33 DP 28400, lots 57 to
 62 DP 30812, lots 63 to 72
 DP 30813, lot 1 DP 106551,
 lot 1 DP 206598, lots 1 & 2
 DP 456235, lots 5 to 7
 DP 456236, lot 3 DP 543729,
 lot 3 DP 573978, lot 1
 DP 585323, lot 11 DP 585324,
 lot 4 DP 653490 and lots 25,
 27, 43, 63 & 64 DP 755263
 exclusive of those parts of
 lot 1 DP 206598, lot 11
 DP 585324 and lot 25
 DP 755263 which embrace
 Reserve No. 1003003 for
 future public requirements
 notified this day.
 Area: About 427 hectares
 File Reference: D01/3407

COLUMN 2

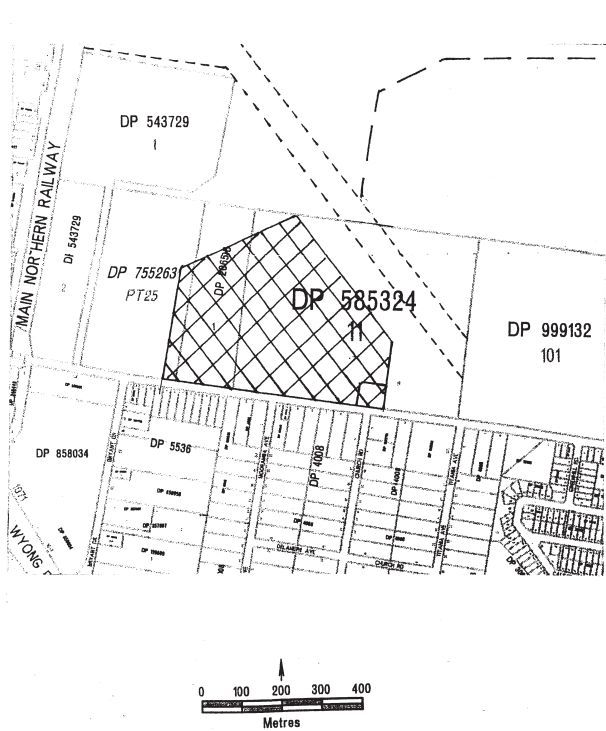
Reserve No. 1003002
 Public Purpose: Public Recreation
 and Coastal Environmental
 Protection

SCHEDULE 2**COLUMN 1**

Land District: Gosford
 Local Government Area:
 Wyong Shire Council
 Parish: Tuggerah
 County: Northumberland
 Locality: Tuggerah
 Those parts of lot 1
 DP 206598, lot 11 DP 585324
 and lot 25 DP 755263 shown
 by cross hatching on diagram
 hereunder.
 Area: About 15 hectares
 File Reference: D01/3407

COLUMN 2

Reserve No. 1003003
 Public Purpose: Future Public
 Requirements



APPOINTMENT OF ADMINISTRATOR

PURSUANT to section 117 of the Crown Lands Act 1989, the person whose name is specified in Column 1 of the Schedule hereunder is appointed, for the term of office specified in that Column, as administrator of the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Graham John Taylor For a period of three months from the date of this notification.	Tuggerah Lake (R1003002) Reserve Trust	Reserve No. 1003002 for the public purpose of Public Recreation and Coastal Environmental Protection notified in today's <i>Government Gazette</i> . File No.: D01/3407

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.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE

COLUMN 1	COLUMN 2
Tuggerah Lake (R1003002) Reserve Trust	Reserve No. 1003002 for the public purpose of Public Recreation and Coastal Environmental Protection notified in today's <i>Government Gazette</i> File No.: D01/3407

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

**NOTIFICATION UNDER THE ROADS ACT 1993,
OF THE ACQUISITION OF LANDS FOR ROADS,
ACQUISITION OF SEVERED LANDS, OF SETTING
ASIDE OF UNOCCUPIED CROWN LANDS AS
ROAD, OF DECLARATION OF ROADS TO BE
PUBLIC ROADS AND OF CLOSING OF ROADS**

IN pursuance of the provisions of the Roads Act 1993 the lands hereunder are acquired for the purpose of road, such parts are opened as public road, the unoccupied Crown Lands specified are set aside as road and, together with the additional roads particularised hereunder, are dedicated as public roads and dedicated to the public accordingly (except where otherwise stated), and the roads specified are hereby closed (to be granted in compensation).

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

Description

*Parish - Conjola; County - St Vincent;
Land District - Nowra;
Local Government Area - Shoalhaven City*

Opening of a road at Yattayattah, DP1025204. File No.: NA94H165.

Land acquired for road: Lots 1 and 5 DP1025204.

Title affected and area acquired: C/F 62/755023 being 1.093 hectares and C/F 164/755923 being 8644 square metres.

Road closed: Lots 2 and 6 DP1025204.

Notes:

1. Lots 2 and 6 DP1025204 is vested in the State of New South Wales as Crown land.
2. Lots 1 and 5 DP1025204 is declared to be a Council road.
3. Roads variable width and designated (C) on DP1025204 are herewith transferred to Shoalhaven City Council as "roads authority".

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

CROWN LANDS ACT 1989

DECLARATION OF LAND TO BE CROWN LAND

PURSUANT to section 138 of the Crown Lands Act 1989, the land described in the Schedule hereunder, is hereby declared to be Crown land within the meaning of that Act.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE

*Land District - Bathurst; Shire - Oberon;
 Parish - Oberon; County - Westmoreland*

The land situated at Carrington Street, Oberon and being Lots 35 and 36, Section B, DP 2364 of 2162 square metres. File No.: OE01 H 18.

**REMOVAL AND APPOINTMENT OF AN
 ADMINISTRATOR TO MANAGE A RESERVE
 TRUST**

PURSUANT to Section 119, Crown Lands Act, 1989, the person specified in Schedule 1 hereunder is removed from the office of administrator and the person specified in Schedule 2 is appointed administrator of the reserve trust specified in Schedule 3 which is trustee of the reserve specified in Schedule 4.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 1

Ian Charles NEIST

SCHEDULE 2

Jon Robert GUYVER

SCHEDULE 3

Central Tablelands Heritage Lands Trust

SCHEDULE 4

Reserve No. 190027

Public Purpose: Public Recreation

Notified: 30 January 1987

Term: Commencing this day and expiring 21 June 2004.

File Reference: OE91R23.

**REMOVAL AND APPOINTMENT OF AN
 ADMINISTRATOR TO MANAGE A
 RESERVE TRUST**

PURSUANT to Section 119, Crown Lands Act 1989, the person specified in Schedule 1 hereunder is removed from the office of administrator and the person specified in Schedule 2 is appointed administrator of the reserve trust specified in Schedule 3 which is trustee of the reserve specified in Schedule 4.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

SCHEDULE 1

Ian Charles NEIST.

SCHEDULE 2

Jon Robert GUYVER.

SCHEDULE 3

Central Tablelands Heritage Lands Trust.

SCHEDULE 4

Reserve No. 190027

Public Purpose: Public Recreation

Notified: 30 January 1987

Term: Commencing this day and expiring 21 June 2004.

File Reference: OE91R23.

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

NOTIFICATION OF CLOSING OF ROADS

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.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

—
 Descriptions

Land District - Metropolitan; L.G.A. - Baulkham Hills

Lot 500, DP 1029700 at Rouse Hill, Parish Castle Hill (Sheet 1), County Cumberland (not being land under the Real Property Act).

MN99H168.

Notes: On closing, titles for the land in lot 500 remains vested in Baulkham Hills Shire Council as operational land.

TAMWORTH OFFICE
Department of Land and Water Conservation
25-27 Fitzroy Street (PO Box 535), Tamworth, NSW 2340
Phone: (02) 6764 5100 Fax: (02) 6766 3805

APPOINTMENT OF TRUST BOARD MEMBER

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed for the terms of office specified in that column, as members of the trust board for the reserve trust specified 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.

RICHARD AMERY, M.P.,
 Minister for Agriculture
 and Minister for Land and Water Conservation

—
 SCHEDULE

Column 1	Column 2	Column 3
Ian William WORLEY (new member) in place of Pam CLARKE (resigned)	Bowling Alley Point Recreation Reserve Trust	Reserve No. 96586 Public Purpose: Public Recreation Notified: 28 January 1983 Locality: Bowling Alley Point File No. TH89 R 16/2

For a term commencing this day and expiring on 12 June 2003.

WAGGA WAGGA REGIONAL OFFICE
Department of Land and Water Conservation
Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga, NSW 2650
Phone: (02) 6921 2503 Fax: (02) 6921 1851

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

IN pursuance of the provisions of Section 151, Roads Act 1993, the Crown public 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 public road.

RICHARD AMERY, M.P.,
Minister of Agriculture
and Minister for Land and Water Conservation

—————
Parish - Jindera; County - Goulburn;
Land District - Albury; Shire - Hume

SCHEDULE 1

Crown Public Road 20.115 metres wide comprising the road west of Portion 204.

SCHEDULE 2

Roads Authority: Hume Shire Council.

File No: WA00H233.

Water Conservation

WATER ACT 1912

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 has been received as follows:

Murray River Valley

David MANN for a pump on unnamed watercourses, Lot 2/747855 and Lot 2/524221, Parish of Munderoo, County of Selwyn for water supply for irrigation purposes (replacement licence due to additional pumpsite — no increase in entitlement). (GA2:470046) (Ref:50SL075436).

John Athol WHITEHEAD for a pump on Taylors Creek, Lot 120/755865, Parish of Greg Greg, County of Selwyn for irrigation of 10 hectares and water supply for stock purposes. (GA2: 470047) (Ref: 50SL075281).

Any enquiries regarding the above should be directed to the undersigned (tel: (02) 60416777).

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 July 2001.

A.C. LATTA ,
Licensing Officer
Murray Region (02) 6041 6777

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

WATER ACT 1912

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

Application for an Authority, under section 20 of Part 2 of the Water Act 1912 has been received as follows:

Murray River Valley

Andrew David WALLACE for two pumps on the Billabong Creek, on Lots 6 and 97, DP 756247, Parish of Belmore, County of Townsend, for water supply for stock and domestic purposes and irrigation of 324 hectares (replacement authority due to additional pumpsite — no increase in entitlement or area). (GA2: 504506) (Ref: 57SA7508).

Any enquiries regarding the above should be directed to the undersigned (Tel: [03] 5881 2122).

Written objections to the application specifying the grounds thereof may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged at the Department's Office at Deniliquin within twenty-eight (28) days of the date of this publication.

L. J. HOLDEN,
A/Senior Natural Resource Officer
Murray Region

Department of Land and Water Conservation
PO Box 205
DENILIQUIN NSW 2710.

WATER ACT 1912

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

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

Murrumbidgee Valley

T. A. FIELD ESTATES PTY LIMITED, for a pump on the Murrumbidgee River, Lot 14, DP 753621, Parish of Jugiong, County of Harden, for irrigation of 55 hectares (fodder and cash crops (replacement licence — increase of 30 megalitres of allocation by way of permanent water transfer). (Reference: 40SL70675).

Any enquiries regarding the above should be directed to the undersigned (tel: (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,
Water Access Manager
Murrumbidgee Region

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

Department of Mineral Resources

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T01-0132)

No. 1770, RONALD NORMAN LEES AND SUSAN NICOLA BORDER, area of 5 units, for Group 1, dated 12 June 2001. (Orange Mining Division).

(T01-0134)

No. 1772, GREENSHIRE PTY LIMITED (ACN 006 790 325), area of 18 units, for Group 1, dated 15 June 2001. (Broken Hill Mining Division).

MINING LEASE APPLICATION

(C01-0298)

No. 177, NARDELL COAL CORPORATION PTY LIMITED (ACN 067 791 646), area of about 8 hectares, for the purpose of dumping or depositing coal, dated 28 May 2001. (Singleton Mining Division).

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

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

(T97-1201)

Exploration Licence No. 5323, NORTH MINING LIMITED (ACN 000 081 434), area of 86 units. Application for renewal received 15 June 2001.

(T97-1215)

Exploration Licence No. 5330, PLATSEARCH NL (ACN 003 254 395), area of 140 units. Application for renewal received 12 June 2001.

(T99-0053)

Exploration Licence No. 5591, PASMINCO AUSTRALIA LIMITED (ACN 004 074 962), area of 49 units. Application for renewal received 12 June 2001.

(T00-0615)

Mining Lease No. 945 (Act 1973), NEW ENGLAND ANTIMONY MINES NL (ACN 005 482 940), area of 18.53 hectares. Application for renewal received 8 June 2001.

(T00-0577)

Mining Purposes Lease No. 106 (Act 1973), RONHA MINERALS PTY LIMITED (ACN 005 244 137), area of 5.75 hectares. Application for renewal received 14 June 2001.

(T01-0366)

Mining Purposes Lease No. 393 (Act 1906), BORAL LIMITED (ACN 008 421 761), area of 6.121 hectares. Application for renewal received 12 June 2001.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(M81-0400)

Authorisation No. 287, ANGLO COAL (BYLONG) PTY LTD (ACN 075 361 769), Map Sheet (8933), area of 8900 hectares, for a further term until 27 July 2003. Renewal effective on and from 12 June 2001.

(M84-0071)

Authorisation No. 342, ANGLO COAL (BYLONG) PTY LTD (ACN 075 361 769), County of Phillip, Map Sheet (8932, 8933), area of 3700 hectares, for a further term until 27 July 2003. Renewal effective on and from 12 June 2001.

(T89-1453)

Exploration Licence No. 3685, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), Map Sheet (8532), area of 5 units, for a further term until 18 November 2002. Renewal effective on and from 6 June 2001.

(T93-0617)

Exploration Licence No. 4620, NEWCREST OPERATIONS LIMITED (ACN 009 221 505) and JERVOIS MINING NL (ACN 007 626 575), County of Bathurst, Map Sheet (8731), area of 10 units, for a further term until 18 November 2002. Renewal effective on and from 5 June 2001.

(C94-0193)

Exploration Licence No. 4699, WHITEHAVEN COAL MINING PTY LIMITED (ACN 086 426 253), Map Sheet (8936), area of 3150 hectares, for a further term until 22 September 2005. Renewal effective on and from 12 June 2001.

(T80-1012)

Exploration (Prospecting) Licence No. 892, AJAX JOINERY PTY LIMITED (ACN 000 195 228) and GOLDRIM INVESTMENTS PROPRIETARY LIMITED (ACN 004 803 203), County of Bathurst, Map Sheet (8730), area of 2 units, for a further term until 30 November 2001. Renewal effective on and from 5 June 2001.

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

WITHDRAWAL OF APPLICATIONS FOR RENEWAL

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

(T91-0173)

Exploration Licence No. 4051, DELTA GOLD EXPLORATION PTY LTD (ACN 002 504 501), County of Mouramba, Map Sheet (8134), area of 16 units. The authority ceased to have effect on 13 June 2001.

(T95-0249)

Exploration Licence No. 4919, DELTA GOLD EXPLORATION PTY LTD (ACN 002 504 501), County of Mouramba, Map Sheet (8134), area of 5 units. The authority ceased to have effect on 13 June 2001.

(T96-1097)

Exploration Licence No. 5105, DELTA GOLD EXPLORATION PTY LTD (ACN 002 504 501), County of Mouramba, Map Sheet (8134), area of 17 units. The authority ceased to have effect on 13 June 2001.

(T96-1284)

Exploration Licence No. 5296, DELTA GOLD EXPLORATION PTY LTD (ACN 002 504 501), County of Mouramba, Map Sheet (8133, 8134), area of 100 units. The authority ceased to have effect on 13 June 2001.

(T97-1173)

Exploration Licence No. 5329, DELTA GOLD EXPLORATION PTY LTD (ACN 002 504 501), County of Mouramba, Map Sheet (8134), area of 27 units. The authority ceased to have effect on 13 June 2001.

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:

(T95-0137)

Exploration Licence No. 5054, STRAITS EXPLORATION (AUSTRALIA) PTY LTD (ACN 061 614 695), County of Cowper, County of Robinson and County of Yanda, Map Sheet (8035, 8036), area of 43 units. Cancellation took effect on 7 June 2001.

(T99-0096)

Exploration Licence No. 5624, NORTHEX PTY LIMITED (ACN 087 740 645), County of Cowper, Map Sheet (8237), area of 75 units. Cancellation took effect on 7 June 2001.

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

MINING ACT 1992

Order under section 368

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, in pursuance of section 368 of the Mining Act 1992, by my Order, revoke Crookwell Mineral Allocation Area constituted by Order published in the *Government Gazette* dated 16 July 1999.

(T99/0578)

Signed at Sydney, this twenty third day of May, 2001.

By Her Excellency's Command.

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

Department of Urban Affairs and Planning

State Environmental Planning Policy No 4—Development Without Consent (Amendment No 13)

under the

Environmental Planning and Assessment Act 1979

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

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 State Environmental Planning Policy No 4—Development Without Consent
(Amendment No 13)

State Environmental Planning Policy No 4— Development Without Consent (Amendment No 13)

1 Name of Policy

This Policy is *State Environmental Planning Policy No 4—Development Without Consent (Amendment No 13)*.

2 Principal Policy

In this Policy, *State Environmental Planning Policy No 4—Development Without Consent* is referred to as the Principal Policy.

3 Aims, objectives etc

This Policy aims to amend the Principal Policy:

- (a) to provide for the regulation, as complying development throughout the State, of:
 - (i) the conversion of fire alarm systems from connection with the alarm monitoring system of New South Wales Fire Brigades to connection with the alarm monitoring system of a private service provider, and
 - (ii) the conversion of fire alarm systems from connection with the alarm monitoring system of a private service provider to connection with the alarm monitoring system of another private service provider, and
 - (iii) the conversion of fire alarm systems from connection with the alarm monitoring system of a private service provider to connection with a different alarm monitoring system of the same private service provider, and
- (b) to extend the period during which the making of a connection of a subscriber's premises by means of aerial cabling to an existing aerial street telecommunications network is permissible without development consent from 1 July 2001 to 1 July 2002.

4 Amendment of Principal Policy

The Principal Policy is amended as set out in Schedule 1.

State Environmental Planning Policy No 4—Development Without Consent
(Amendment No 13)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 1 Name of Policy

Insert “*and Miscellaneous Complying Development*” after “*Consent*”.

[2] Clause 2 Definitions

Insert in alphabetical order in clause 2 (1):

private service provider means a person or body that has entered into an agreement with New South Wales Fire Brigades to monitor fire alarm systems.

[3] Clause 2 (4) (d)

Insert “, except as provided by clause 13” after “the Act”.

[4] Clause 2 (6)

Insert “and clause 13 in the case of land described in paragraph (b) or (c) of this subclause,” after “11E,”.

[5] Clause 3 Aims, objectives etc

Insert at the end of the clause:

- (2) This Policy is also designed to regulate, as complying development throughout the State:
 - (a) the conversion of fire alarm systems from connection with the alarm monitoring system of New South Wales Fire Brigades to connection with the alarm monitoring system of a private service provider, and
 - (b) the conversion of fire alarm systems from connection with the alarm monitoring system of a private service provider to connection with the alarm monitoring system of another private service provider, and

State Environmental Planning Policy No 4—Development Without Consent
(Amendment No 13)

Schedule 1 Amendments

- (c) the conversion of fire alarm systems from connection with the alarm monitoring system of a private service provider to connection with a different alarm monitoring system of the same private service provider.

[6] Clause 4 Application of Policy

Omit “and 11E” from clause 4 (2). Insert instead “, 11E and 13”.

[7] Clause 5B Aerial subscriber connections to telecommunications distribution lines

Omit “1 July 2001” from clause 5B (6) and (7) wherever occurring.
Insert instead “1 July 2002”.

[8] Clause 13

Insert after clause 12:

13 Conversion of fire alarms

- (1) This clause applies to a fire alarm system that can be monitored by New South Wales Fire Brigades or a private service provider.
- (2) A person must not:
 - (a) convert a fire alarm system from connection with the alarm monitoring system of New South Wales Fire Brigades to connection with the alarm monitoring system of a private service provider, or
 - (b) convert a fire alarm system from connection with the alarm monitoring system of a private service provider to connection with the alarm monitoring system of another private service provider, or
 - (c) convert a fire alarm system from connection with the alarm monitoring system of a private service provider to connection with a different alarm monitoring system of the same private service provider,except with development consent.

State Environmental Planning Policy No 4—Development Without Consent
(Amendment No 13)

Amendments

Schedule 1

- (3) Development to which subclause (2) (a), (b) or (c) applies is complying development if it consists only of:
 - (a) internal alterations to a building, or
 - (b) internal alterations to a building together with the mounting of an antenna, and any support structure, on an external wall or roof of a building so as to occupy a space of not more than 450mm x 100mm x 100mm.
- (4) A complying development certificate issued in respect of complying development under subclause (3) is subject to a condition that any building work may only be carried out between 7.00 am and 6.00 pm on Monday to Friday and between 7.00 am and 5.00 pm on Saturday, and must not be carried out on a Sunday or a public holiday.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(P98/00399/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

1 Name of plan

This plan may be called *Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)*.

2 Aims, objectives etc

This plan aims to amend *Baulkham Hills Local Environmental Plan 1991* by:

- (a) making provision for exempt and complying development,
- (b) introducing a number of new definitions and amending several existing definitions, and
- (c) replacing certain provisions relating to advertised development, in accordance with changes to the *Environmental Planning and Assessment Act 1979*.

3 Land to which plan applies

This plan applies to all land to which *Baulkham Hills Local Environmental Plan 1991* applies.

4 Amendment of environmental planning instruments

- (1) This plan amends *Baulkham Hills Local Environmental Plan 1991* as set out in Schedule 1.
- (2) This plan amends *State Environmental Planning Policy No 4—Development Without Consent* by inserting the following words in alphabetical order in Schedule 2 (Land excepted from clauses 6–10):
Baulkham Hills local government area

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4 (1))

[1] Clause 5 Definitions

Omit clause 5 (1). Insert instead:

(1) In this plan:

additions and alterations related to an existing dwelling means additions or alterations to a dwelling-house lawfully erected, including garages, swimming pools and outbuildings or structures incidental to a dwelling-house, but not including tennis courts, squash courts and the like.

advertisement means a sign, notice, device or representation in the nature of an advertisement visible from any public place or public reserve or from any navigable water.

advertising structure means a structure used or to be used principally for the display of an advertisement.

agricultural products establishment means a building or place used for the sale of goods or materials used in agricultural production, but does not include a building or place elsewhere specifically defined in this clause.

agriculture includes horticulture and the use of land for any purpose of husbandry, including the keeping or breeding of livestock, poultry or bees, and the growing of fruit, vegetables and the like, but not for the purpose of poultry farming establishments, pig keeping establishments, intensive animal industries or intensive horticulture establishments.

airline terminal means a building or place used for the assembly of passengers and goods prior to the transport of those passengers and goods either to or from an airport or an aerodrome.

alter, in relation to a heritage item or to a building or work within a conservation area, means:

- (a) make structural changes to the outside of the heritage item, building or work, or

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

- (b) make non-structural changes to the detail, fabric, finish or appearance of the outside of the heritage item, building or work, not including changes resulting from maintenance of the existing detail, fabric, finish or appearance of the outside of the heritage item, building or work.

amusement park means a place where amusements or mechanical or electronic entertainments are permanently situated.

apartment building means a building containing 3 or more dwellings.

appointed day means 1 March 1991.

aquaculture means the cultivation of plants or rearing of fish or other organisms (including crustaceans and oysters) in water.

attached dual occupancy means the erection of two dwellings, or the modification of an existing dwelling to create a second dwelling, under a common roof on a single allotment of land.

bed and breakfast establishment means an establishment in an existing dwelling house which:

- (a) has the owner as a permanent resident living in the dwelling-house, and
- (b) provides temporary accommodation, up to a maximum of 1 month, for the short term traveller, and
- (c) offers no more than three guest rooms, and accommodation for no more than 6 guests, at any one time, and
- (d) provides one off-street parking space per guest room,
- (e) offers meals for guests only served with non-alcoholic beverages, and
- (f) does not contain cooking facilities in guest rooms for preparation of meals by guests, and
- (g) exhibits a notice, advertisement or sign which does not exceed 0.6m², and is located adjacent to the front property boundary, and
- (h) complies with all relevant requirements of the *Building Code of Australia*, and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

-
- (i) provides a smoke detection system in the building in accordance with requirements of AS 3786 which is:
 - (i) connected to a permanent 240V power supply,
 - (ii) provided with a battery backup to activate the alarm unit in the event of failure of the permanent power supply, and
 - (j) provides a fire extinguisher and a fire blanket in the kitchen.

bulky goods retailing means the retailing of large goods which are, in the opinion of the Council, of such a size and shape as to require:

- (a) a large area for handling, storage or display, and
- (b) easy and direct vehicular access to enable the goods to be collected by customers after sale,

but does not include the retailing of food, clothing, books or the like.

bus depot means a building or place used for the servicing, repair and garaging of buses and other vehicles used for the purposes of a bus transport undertaking.

bus station means a building or place used as a terminal for the assembly and dispersal of passengers travelling by bus.

bushfire fighting establishment means a building appurtenant to the operation of a bush fire brigade formed or organised under the *Rural Fires Act 1997*, unless elsewhere specifically defined in this clause.

bushfire hazard reduction means a reduction or modification (by controlled burning, or by mechanical or manual means) of material that constitutes a bushfire hazard.

car repair station means a building or place used for the purpose of carrying out repairs to motor vehicles or agricultural machinery, not being motor body manufacture and repair.

caravan park means land (including a camping ground) on which caravans (or other moveable dwellings) are, or are to be, installed or placed.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

caretaker's dwelling means a dwelling occupied by a person employed by the Council for the purpose of providing security or maintenance services to the land on which the dwelling stands.

child care centre means a building or place used to provide a child care service within the meaning of the *Children (Care and Protection) Act 1987*.

civic centre means a building or place:

- (a) that is owned and controlled by the Council, and
- (b) that is used for the benefit of the community, and
- (c) that may include commercial premises, community facilities, educational establishments, entertainment centres and reception establishments,

and includes a building or place that is owned and controlled by the Council and is used by the Council as an administrative centre.

classified road means a road or work, or a proposed road or work, declared under the *Roads Act 1993* to be:

- (a) a main road, or
- (b) a secondary road, or
- (c) a State highway, or
- (d) a tourist road, or
- (e) a State work, or
- (f) a freeway, or
- (g) a controlled access road,

and shown on the map by a continuous blue centre-line.

club means a building used by persons associated, or by a body incorporated, for social, literary, political, sporting, athletic or other lawful purposes, whether of the same or a different kind, and whether or not the whole or a part of the building is the premises of a club registered under the *Registered Clubs Act 1976*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

commercial premises means a building or place used as an office or for other business or commercial purposes, but does not include a building or place elsewhere specifically defined in this clause or a building or place used for a land use elsewhere specifically defined in this clause.

community facility means a building or place owned or controlled by the Council and used for the purpose of providing facilities comprising or relating to any one or more of the following:

- (a) a public library,
- (b) public health services,
- (c) rest rooms,
- (d) meeting rooms,
- (e) indoor recreation,
- (f) child minding,
- (g) a public building,
- (h) a restaurant,

or used for any other like purpose.

conservation area means the land edged heavy black and marked "Conservation Area" on the map.

convenience store means a shop which, at the appointed day, was a service station and at which:

- (a) a variety of goods, including foodstuffs, personal care products, household cleaning products and small items of hardware are sold, and
- (b) petrol, oil and petroleum products are sold (whether or not other goods are also sold), and
- (c) other goods may be made available for hire within an ancillary area.

Council means the Council of the Shire of Baulkham Hills.

dam means a barrier, embankment or excavated earth structure used to retain water for agricultural, domestic or commercial purposes.

demolition means the damaging, defacing, destruction, pulling down or removal of a building or work, in whole or in part.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

detached dual occupancy means the erection of two free-standing dwellings or the erection of a second free-standing dwelling on a single allotment of land.

dwelling means a room or suite of rooms occupied or used, or so constructed or adapted as to be capable of being occupied or used, as a separate domicile.

dwelling-house means a building containing one, but not more than one, dwelling.

educational establishment means a building used as a school, college, technical college, academy, lecture hall, gallery or museum, but does not include a building used wholly or principally as an institution or child care centre.

environmentally integrated housing means development consisting of:

- (a) the subdivision of land, and
- (b) the erection of three or more dwellings of any type on the land so subdivided,

being development that incorporates and protects (normally as common or neighbourhood property) substantial environmentally significant or sensitive areas of that land, including natural drainage channels, important vegetative and topographic features, geotechnical hazard areas and the like.

exhibition home means an unoccupied dwelling-house used for display purposes.

existing holding means an allotment, portion or parcel of land as it was in existence at 6 May 1988.

extractive industry means:

- (a) the winning of extractive material, or
- (b) an industry or undertaking, not being a mine, which depends for its operations on the winning of extractive material from the land on which it is carried on.

extractive material means sand, gravel, clay, turf, soil, rock, stone or any similar substance.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

filling of land means filling of land by raising the natural ground level through deposition of clean (uncontaminated) excavated natural, earthy material, such as topsoil, lime, clay or sand, above the natural or pre-existing ground level, in association with a land use for which consent has been granted, where the landfill deposited exceeds one metre in depth or a total area of 100m², but does not include top dressing to an average depth of 50mm or less.

firewood establishment means a building or place used for the sale of firewood (or for the splitting of firewood, if firewood is sold from the building or place).

forestry includes arboriculture, silviculture, forest protection, the cutting, dressing and preparation (otherwise than in a sawmill) of wood and other forest products and the establishment of roads required for the removal of wood and forest products or for forest protection.

generating works means a building or place used for the purpose of making or generating gas, electricity or other forms of energy.

gross floor area means the sum of the areas of each floor of a building, where the area of each floor is taken to be the area within the outer face of the external enclosing walls measured at a height of 1,400 millimetres above each floor level, but does not include:

- (a) columns, fin walls, sun control devices and any elements, projections or works outside the general lines of the outer face of the external wall, or
- (b) lift towers, cooling towers, machinery and plant rooms and ancillary storage space and vertical air-conditioning ducts, or
- (c) car-parking needed to meet any requirements of the Council and any internal access thereto, or
- (d) space for the loading and unloading of goods.

guest house means a building or place (not being licensed to sell liquor), where accommodation, together with meals and laundry facilities, is provided, but only to residents of the guest house.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

health care premises means a room or a number of rooms forming either the whole or part of, or attached to or within the curtilage of, an existing dwelling-house comprised of not more than 3 practice rooms to be used only by legally qualified:

- (a) medical practitioners, or dentists within the meaning of the *Dentists Act 1989*, or
- (b) health care professionals,

who practise therein the profession of medicine, dentistry or health care, respectively, and used by not more than 3 such persons in total who employ a total of not more than 3 employees in connection with all of the practices at any one time.

health care professional means a person who renders professional health services to members of the public, and is:

- (a) a registered podiatrist within the meaning of the *Podiatrists Act 1989*, or
- (b) a chiropractor or an osteopath, or a chiropractor and an osteopath, registered under the *Chiropractors and Osteopaths Act 1991*, or
- (c) a physiotherapist registered under the *Physiotherapists Registration Act 1945*, or
- (d) an optometrist registered under the *Optometrists Act 1930*, or
- (e) any other person professionally registered, pursuant to an Act of Parliament, to dispense health care.

height, in relation to a building, means the greatest distance measured vertically from any point on the ceiling of the topmost floor of the building to the natural ground level immediately below that point.

helipad means an area or place not open to public use which is set apart for the taking off and landing of helicopters.

heliport means an area or place open to public use which is set apart for the taking off and landing of helicopters, and includes terminal buildings and facilities for the parking, servicing and repair of helicopters.

Heritage Council means the Heritage Council of New South Wales constituted under the *Heritage Act 1977*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

heritage item means a building, work, relic or place described in Schedule 1.

heritage significance means historic, scientific, cultural, social, archaeological, architectural, natural or aesthetic significance.

home activity means any activity or occupation (excluding health care) carried on for trade, sale or other gain in a building or a room or a number of rooms forming part of, or ancillary to, a dwelling where:

- (a) the activity or occupation does not occupy a total floor area of more than 50 square metres, and
- (b) the dwelling situated on the land is principally used as a domicile, and
- (c) the activity or occupation does not:
 - (i) interfere with the amenity of the locality by reason of pollution, or
 - (ii) involve exposure to view from any public place of any unsightly matter, or
 - (iii) require the provision of any essential service main of a greater capacity than that available in the locality, or
 - (iv) involve the employment of persons other than residents of the dwelling, or
 - (v) involve the exhibition of any notice, advertisement or sign (other than a non-illuminated notice or sign, which would fit within a rectangular figure 1.2 metres in length and 0.6 metres in height, that is exhibited on that dwelling or land to indicate the names and occupations of the residents of the dwelling), or
 - (vi) result in a significant increase in traffic, and
- (d) the goods made or produced, as a result of the activity or occupation, are not displayed or sold from the property, and
- (e) a minimum of one off-street car parking space is provided per activity or occupation carried on if the property is in an urban area, and
- (f) there is a maximum of one such activity or occupation per dwelling.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

home business means a business (excluding health care) carried out, or partly carried out, in a dwelling or within the site area of a dwelling, by the permanent residents of the dwelling, where:

- (a) the business involves employment of not more than one person, at any one time, in addition to the permanent residents, and
- (b) the business does not occupy a total floor area of more than 50m², and
- (c) the business does not:
 - (i) interfere with the amenity of the locality by reason of pollution, or
 - (ii) involve exposure to view from any public place of any unsightly matter, or
 - (iii) require the provision of any essential service main of a greater capacity than that available in the locality, or
 - (iv) involve the exhibition of any notice, advertisement or sign (other than a non-illuminated notice or sign, which would fit within a rectangular figure 1.2m in length and 0.6m in height, that is exhibited on that dwelling or land to indicate the names and occupations of the residents of the dwelling), or
 - (v) result in a significant increase in traffic, and
- (d) the goods made or produced in the building, room or rooms, as a result of the business are not displayed or sold from the property, and
- (e) there is a maximum of one home business per dwelling.

home industry means a industry (excluding health care premises) carried out in a building within the site area of a dwelling, by the permanent residents of the dwelling where:

- (a) the industry involves the employment of not more than 2 persons, at any one time, in addition to the permanent residents, and
- (b) the industry does not occupy a total floor area of more than 100m², and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

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- (c) the industry does not:
- (i) interfere with the amenity of the locality by reason of pollution, or
 - (ii) involve exposure to view from any public place of any unsightly matter, or
 - (iii) require the provision of any essential service main of a greater capacity than that available in the locality, or
 - (iv) involve the exhibition of any notice, advertisement or sign (other than a non-illuminated notice or sign which would fit within a rectangular figure 1.2 metres in length and 0.6 metre in height) and exhibited on that dwelling or land to indicate the names and occupations of the residents of the dwelling, or
 - (v) result in a significant increase in traffic,
- (d) there is a maximum of one such business per property.

hospital means a building or place used for the purpose of providing professional health services (including preventative care, diagnosis, medical or surgical treatment and counselling) to people admitted as inpatients of the hospital, whether or not outpatients are also cared for or treated there.

hotel means any premises specified in a hotelier's licence granted under the *Liquor Act 1982*.

industry means any manufacturing process within the meaning of the *Factories, Shops and Industries Act 1962*.

institution means:

- (a) a building used wholly or principally as a home or other establishment for developmentally disabled persons, or
- (b) a hospital within the meaning of the *Mental Health Act 1990*, or
- (c) a penal or reformatory establishment.

intensive animal industry means agricultural animal production where cattle, horses, goats, poultry or other livestock are held in buildings or in a confined area for feeding and, without limiting the generality of the above, may involve the use of:

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

-
- (a) a beef cattle feedlot, or
 - (b) a dairy farm, or
 - (c) a horse training and boarding establishment, or
 - (d) a piggery, including a free range piggery, or
 - (e) a poultry farm, including a free range poultry farm, or
 - (f) a worm farm, or
 - (g) a building or place used for fish farming (which may consist of or include farming crustaceans),

but does not include use of a building or place for keeping livestock intended solely for personal consumption or enjoyment by the owner or occupier of the building or place.

intensive horticulture establishment means a place used for horticulture production at which plants or fungi are grown using an intensive agricultural system, such as hydroponics, housing, a climate control system, a crop protection system or equipment and, without limiting the generality of the above:

- (a) may consist of or include a shed, greenhouse or poly housing, and
- (b) may involve automated heating, irrigation or sprinkler systems, or the use of shade cloth, hail netting or animal scaring devices,

but does not include a place used to grow produce for personal household consumption or enjoyment.

landscape supply establishment means a building or place used for both the storage and sale of a range of materials used for landscaping purposes.

leisure facility means a building or place used as a health farm, religious retreat house, rest home, youth camp or the like, but does not include a building or place elsewhere specifically defined in this clause.

light industry means an industry, not being an offensive or hazardous industry or home industry, in which the processes carried on, the transportation involved or the machinery or materials used do not significantly adversely affect the environment or the amenity of the neighbourhood.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

liquid fuel depot means a depot or place used for the bulk storage of petrol, oil, petroleum or other inflammable liquid for wholesale distribution.

medical practitioners' surgery means a building or place used by not more than three legally qualified medical practitioners who may employ ancillary staff at the building or place in connection with their practice.

medium density housing means 3 or more dwellings where each dwelling has access to private open space for the exclusive use of its occupants, and may take the form of villas, terraces, town-houses or cluster housing and the like.

mine means any place, open cut, shaft, tunnel, pit, drive, level or other excavation, drift, gutter, lead, vein, lode or reef on, in or by which any operation is carried on for or in connection with the purpose of obtaining any metal or mineral by any mode or method, and includes any place on which any product of the mine is stacked, stored, crushed or otherwise treated, but does not include a quarry.

motel means a building or buildings used for the short term accommodation of travellers, whether or not the building or buildings are also used in the provision of meals to those travellers or the general public.

motor showroom means a building or place used for the display or sale of motor vehicles, caravans or boats, whether or not accessories for motor vehicles, caravans or boats are sold or displayed there.

motor vehicle servicing means a building or place used for the servicing, repair or maintenance of motor vehicles, and includes a place used for tyre servicing, muffler repairs, auto electrical repairs and the like.

offensive or hazardous industry means an industry which, by reason of the processes involved or the method of manufacture or the nature of the materials used or produced, requires isolation from other buildings.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

place of assembly means a public hall, theatre, cinema, music hall, concert hall, dance hall, open air theatre, drive-in theatre, music bowl, dance party venue, or any other building or place of a like character used as such and whether used for the purposes of gain or not, but does not include a building or place elsewhere specifically defined in this clause.

place of worship means a place used for the purposes of public religious worship, whether or not the building or place is also used for counselling, social events or religious training by a congregation or religious group.

plant and building equipment hire means a building or place where plant and equipment are stored, displayed and hired out or leased to persons for intermittent use, but does not include premises used for the purposes of hiring home entertainment equipment, such as stereo sound systems, televisions, video cassette recorders, video tapes and the like.

prescribed materials, in relation to a site, means materials of low reflective quality that blend with the landscape of the site and its surroundings.

public building means a building used as offices or for administrative or other like purposes by the Crown, a statutory body, the Council or an organisation established for public purposes.

public utility undertaking means any of the following undertakings carried on or permitted or suffered to be carried on by or by authority of any Government department or under the authority of or in pursuance of any Commonwealth or State Act:

- (a) railway, road transport, water transport, air transport, wharf or river undertakings, or
- (b) undertakings for the supply of water, hydraulic power, electricity or gas or the provision of sewage or drainage services,

and a reference to a person carrying on a public utility undertaking shall be construed as including a reference to a council, county council, Government department, corporation, firm or authority carrying on the undertaking.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

reception establishment means a building or place used for the purpose of wedding receptions, birthday parties and the like, where admission is by private invitation, but does not include a use elsewhere specifically defined in this clause.

recreation area means:

- (a) a children's playground, or
- (b) an area used for sporting activities or sporting facilities, or
- (c) an area used to provide facilities for recreational activities which promote the physical, cultural or intellectual welfare of persons within the community, being facilities provided by:
 - (i) the Council, or
 - (ii) a body of persons associated together for the purposes of the physical, cultural or intellectual welfare of persons within the community,

but does not include a racecourse or a showground.

recreation facility means a building or place used for sporting activities, recreation or leisure activities, whether or not operated for the purpose of gain, but does not include a building or place elsewhere specifically defined in this clause.

relic means any deposit, object or material evidence relating to the settlement (excluding Aboriginal habitation) of the local government area of Baulkham Hills which is 50 or more years old.

research establishment means a laboratory or other place where scientific or technological development or research is carried out.

restaurant means a building or place the principal purpose of which is the provision of food to people for consumption on the premises.

restricted development area has the same meaning as in clause 33.

retail plant nursery means a building or place used for both the growing and retail selling of plants, whether or not ancillary products are also sold there, but does not include a wholesale plant nursery.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

road means a public thoroughfare used for the passage of vehicles, pedestrians or animals.

road transport terminal means a building or place used for the principal purpose of the bulk handling of goods for transport by road, including facilities for the loading and unloading of vehicles used to transport those goods and for the parking, servicing and repair of those vehicles.

roadside stall means a building or place (not exceeding 20 square metres in floor space or area, respectively) where only primary products produced on the property on which the building or place is situated are exposed or offered for sale or sold by retail.

rural industry means handling, treating, processing or packing of primary products, and includes the servicing in a workshop of plant or equipment used for rural purposes in the locality.

rural worker's dwelling means a dwelling-house which is situated on land on which there is already erected a dwelling-house and which is occupied by a person who is engaged in the use of the land for the purposes of agriculture, aquaculture or horticulture.

sawmill means a mill handling, cutting and processing timber from logs or baulks.

service station means a building or place used for the fuelling of motor vehicles and involving the sale by retail of petrol, oil and other petroleum products and the ancillary sale of a limited range of food items for the convenience of patrons, providing the building or place is also used for any one or more of the following purposes:

- (a) the sale by retail of spare parts and accessories for motor vehicles,
- (b) the washing and greasing of motor vehicles,
- (c) the installation of accessories for motor vehicles,
- (d) the repairing and servicing of motor vehicles (other than repairing and servicing which involves body building, panel beating or spray painting).

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

shop means a building or place used for the purpose of selling, whether by retail or auction, or hiring of, or displaying for the purpose of the selling or hiring of, items (whether goods or materials), but does not include a building or place elsewhere specifically defined in this clause.

stock and sale yard means a building or place used for the purpose of offering animals for sale, and includes a public cattle market.

telecommunications facility means:

- (a) any part of the infrastructure of a telecommunications network (such a network being a system, or series of systems, that carries or is capable of carrying communications by means of unguided electromagnetic energy), or
- (b) any line, equipment, apparatus, tower, antenna, tunnel, duct, hole, pit or other structure or thing used, or intended for use, in or in connection with a telecommunications network,

but does not include:

- (c) facilities listed in the Schedule to the *Telecommunications (Low-impact Facilities) Determination 1997* of the Commonwealth, or
- (d) facilities used for an activity that a carrier may engage in despite a law of a State or Territory pursuant to the *Telecommunications Act 1997* of the Commonwealth.

the Act means the *Environmental Planning and Assessment Act 1979*.

the map means the map marked "Baulkham Hills Local Environmental Plan 1991" as amended by the maps marked as follows:

Baulkham Hills Local Environmental Plan 1991 (Amendment No 1),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 2),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 3),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Baulkham Hills Local Environmental Plan 1991 (Amendment No 4),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 6),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 7),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 8),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 9),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 13),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 15),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 17),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 18),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 19),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 22),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 25),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 26),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 27),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 29),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 31),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 32),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Baulkham Hills Local Environmental Plan 1991 (Amendment No 33),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 35),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 36),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 38),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 40),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 41),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 42),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 43),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 44),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 45),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 46),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 51),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 52),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 54),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 57),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 58),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 61),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Baulkham Hills Local Environmental Plan 1991 (Amendment No 63),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 64),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 65),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 66),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 68),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 72),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 73),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 75),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 77),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 78),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 79),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 80),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 81),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 82),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 86),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 87),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Baulkham Hills Local Environmental Plan 1991 (Amendment No 90),

Baulkham Hills Local Environmental Plan 1991 (Amendment No 94).

tourist facility means an establishment providing facilities for holiday accommodation or recreation, and may include a boat shed, boat landing facilities, camping ground, caravan park, holiday cabins, hotel, house boat, marina, motel, playground, restaurant, water sport facilities or a club used in conjunction with any such activity.

transport terminal means a building or place used as an airline terminal, a road transport terminal, a bus station or a bus depot.

tree means a perennial plant with a self-supporting woody stem which has a spread of more than 3 metres or a height of more than 5 metres.

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

veterinary establishment means a building or place used for the purpose of the medical or surgical treatment of animals.

warehouse means a building or place used for the storage of goods, merchandise or materials, including those intended for sale and distribution to persons engaged in the retail trade.

wholesale plant nursery means a building or place used for both the growing and wholesaling of plants.

[2] Clause 5 (3)

Insert after clause 5 (2):

- (3) Any explanatory notes to this plan are intended to assist the reader to understand this plan but do not form part of this plan.

[3] Clause 7 Consent authority

Insert “, subject to the Act” at the end of the clause.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

[4] Clause 9

Omit the clause and the Table to the clause. Insert instead:

9 Zone objectives and zoning controls

- (1) The objectives of a zone are set out in the Table to this clause under the heading “**Objectives of zone**” appearing in the matter relating to the zone.
- (2) Except as otherwise provided by this plan, consent must not be granted for development unless the consent authority is satisfied that the development is consistent with one or more of the aims and objectives of this plan or one or more of the objectives of the zone within which it will be carried out.
- (3) The Table to this clause lists, for land within each zone:
 - (a) development that may be carried out without development consent, under the heading “**Development allowed without consent**”, and
 - (b) development that may be carried out only with development consent, under the heading “**Development allowed only with consent**”, and
 - (c) development that is prohibited, under the heading “**Prohibited development**”.
- (4) If exempt development is allowed to be carried out in a zone, the kinds of exempt development that may be carried out and the conditions subject to which it may be carried out are set out in clause 9A and Schedule 3A.
- (5) Development that may be carried out within a zone only with development consent, and is not carried out as complying development, is required to be advertised in accordance with clause 35 if it is listed in the Table to this clause as *advertised development* for the zone. However, it is not identified by this plan as “advertised development” for the purposes of section 79A of the Act.
- (6) Local development that may be carried out within a zone only with development consent is complying development for the zone if it is listed in the Table to this clause as *complying development* for the zone, subject to clause 9B.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

- (7) Development within a zone specified in the Table to this clause may also be affected by the provisions of this plan referred to under the heading “**Related special provisions**” appearing in the matter relating to the zone.
- (8) The omission of a reference to a provision of this plan under the heading “**Related special provisions**” appearing in any such matter does not prevent that provision applying to land within that zone.

Table

Rural 1 (a) Zone

1 Objectives of zone

The objectives are:

- (a) to ensure that existing or potentially productive agricultural land is not withdrawn prematurely from agricultural production, and
- (b) to ensure that development is carried out in a manner that minimises risks from natural hazards and does not unreasonably increase demand for public services and public facilities, and
- (c) to provide for urban support functions, and
- (d) to ensure that development of land within the zone does not hinder the proper and orderly development of any future urban lands.

2 Development allowed without consent

Development for the purpose of the following:

agriculture (other than aquaculture or dams); bed and breakfast establishments; bushfire hazard reduction; home activities.

Exempt development.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

3 Development allowed only with consent

Development for the purpose of the following:

advertising structures; agricultural products establishments; bushfire fighting establishments; cemeteries; child care centres; community facilities; dams; dwelling-houses; exhibition homes; health care premises; filling of land; firewood establishments; home businesses; home industries; intensive animal industries; intensive horticulture establishments; landscape supply establishments; leisure facilities; places of worship; poultry farming establishments; public buildings; recreation areas; recreation facilities; retail plant nurseries; roads; roadside stalls; rural industries (other than poultry processing); rural workers' dwellings; sheds; stables; stock and sale yards; tennis courts in association with a dwelling; utility installations (other than gas holders or generating works); veterinary establishments; wholesale plant nurseries.

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

aquaculture; attached dual occupancies; clubs; educational establishments; hospitals, institutions; reception establishments; research establishments; telecommunications facilities.

Included in this item is the following *complying development*:

additions and alterations to an existing dwelling-house; erection of sheds between 50m² and 100m² in gross floor area.

4 Prohibited development

Any development not included in item 2 or 3.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

5 Related special provisions

- Clause 10—Subdivision generally
- 11—Services
- 12—Subdivision in Zones Nos 1 (a), 1 (b), 1 (c), 1 (d) and 7 (a)
- 14—Classified roads—special land use controls
- 15—Minor variations to zone boundaries
- 16—Development of flood liable land
- 17—Land subject to bushfire hazards
- 18–23—Conservation of heritage items
- 30—Preservation of trees
- 32—Advertising structures and advertisements

Rural 1 (b) Zone

1 Objectives of zone

The objectives are:

- (a) to ensure that existing or potentially productive agricultural land is not withdrawn unnecessarily from agricultural production, and
- (b) to ensure that development is carried out in a manner that minimises risks from natural hazards and does not unreasonably increase demand for public services and public facilities, and
- (c) to provide for urban support functions, and
- (d) to protect and enhance those areas of particular scenic and environmental value, and
- (e) to maintain the rural character of the locality without adversely affecting the carrying out of agricultural activities, and
- (f) to make provision for tourist facilities in appropriate locations.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

2 Development allowed without consent

Development for the purpose of the following:

agriculture (other than aquaculture or dams); bed and breakfast establishments; bushfire hazard reduction; home activities.

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:

advertising structures; agricultural products establishments; bushfire fighting establishments; cemeteries; child care centres; clubs; community facilities; convenience stores; dams; dwelling-houses; exhibition homes; firewood establishments; filling of land; health care premises; helipads; heliports; home businesses; home industries; intensive animal industries; intensive horticulture establishments; landscape supply establishments; leisure facilities; pig keeping establishments; places of worship; poultry farming establishments; public buildings; recreation areas; recreation facilities; restaurants; retail plant nurseries; roads; roadside stalls; rural industries; rural workers' dwellings; sawmills; sheds; stables; stock and sale yards; tennis courts in association with a dwelling; utility installations (other than gas holders or generating works); veterinary establishments; wholesale plant nurseries.

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

aquaculture; attached dual occupancies; caravan parks; educational establishments; extractive industries or industries directly associated with, or dependent upon, extractive industries; guest houses; hospitals; institutions; liquid fuel depots; motels; reception establishments; research establishments; service stations; telecommunications facilities; tourist facilities.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Included in this item is the following *complying development*:

additions and alterations related to an existing dwelling-house; erection of sheds between 50m² and 100m² in gross floor area.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

- Clause 10—Subdivision generally
- 11—Services
- 12—Subdivision in Zones Nos 1 (a), 1 (b), 1 (c), 1 (d) and 7 (a)
- 13—Development near the Hawkesbury River
- 14—Classified roads—special land use controls
- 15—Minor variations to zone boundaries
- 16—Development of flood liable land
- 17—Land subject to bushfire hazards
- 18–23—Conservation of heritage items
- 30—Preservation of trees
- 32—Advertising structures and advertisements
- 33—Restricted development areas
- 34—Extractive industries

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Rural 1 (c) Zone

1 Objectives of zone

The objectives are:

- (a) to accommodate rural-residential development that is sympathetic with the environment and minimises risks from natural hazards, and
- (b) to provide for a range of activities which are compatible with the rural residential character of the locality, and
- (c) to ensure that development in the area does not unreasonably increase demand for public services and public facilities, and
- (d) to encourage the preservation of suitable areas for open space purposes.

2 Development allowed without consent

Development for the purpose of the following:

agriculture (other than aquaculture or dams); bed and breakfast establishments; bushfire hazard reduction; home activities.

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:

advertising structures; bushfire fighting establishments; cemeteries; child care centres; community facilities; dams; dwelling-houses; exhibition homes; filling of land; health care premises; home businesses; home industries; intensive animal establishments; intensive horticulture establishments; landscape supply establishments; leisure facilities; places of worship; public buildings; recreation areas; recreation facilities; retail plant nurseries; roads; roadside stalls; rural industries (other than poultry processing); rural workers' dwellings; sheds; stables; tennis courts in

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

association with a dwelling; utility installations (other than gas holders or generating works); veterinary establishments; wholesale plant nurseries.

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

aquaculture; attached dual occupancies; clubs; educational establishments; hospitals; restaurants; research establishments; telecommunications facilities.

Included in this item is the following *complying development*:

additions and alterations related to an existing dwelling-house; erection of sheds between 50m² and 100m² in gross floor area.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

- Clause 10—Subdivision generally
- 11—Services
- 12—Subdivision in Zones Nos 1 (a), 1 (b), 1 (c), 1 (d) and 7 (a)
- 14—Classified roads—special land use controls
- 15—Minor variations to zone boundaries
- 16—Development of flood liable land
- 17—Land subject to bushfire hazards
- 18–23—Conservation of heritage items
- 30—Preservation of trees
- 32—Advertising structures and advertisements

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Rural 1 (d) Zone

1 Objectives of zone

The objectives are:

- (a) to accommodate rural-residential development that is sympathetic with the environment and minimises risks from natural hazards, and
- (b) to ensure that development is compatible with the rural residential character of the locality, and
- (c) to preserve environmentally sensitive locations, natural areas and the scenic quality of the area, and
- (d) to ensure that development in the area does not unreasonably increase demand for public services and public facilities, and
- (e) to facilitate the creation of a range of lot sizes to provide variety and choice for housing compatible with the environmental quality and rural character of the locality and the protection of development from the hazards of bushfires.

2 Development allowed without consent

Development for the purpose of the following:

bed and breakfast establishments; bushfire hazard reduction; home activities.

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:

advertising structures; agriculture (other than aquaculture); bushfire fighting establishments; child care centres; community facilities; dams; dwelling-houses; filling of land; home businesses; home industries; places of worship; recreation areas; recreation facilities; roads; roadside stalls; sheds; stables; tennis courts in association with a dwelling; utility installations (other than gas holders or generating works); veterinary establishments.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

attached dual occupancies; educational establishments; research establishments; telecommunications facilities.

Included in this item is the following complying development:

additions and alterations related to an existing dwelling-house; erection of sheds between 50m² and 100m² in gross floor area.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

- | | |
|--------|--|
| Clause | 10—Subdivision generally |
| | 11—Services |
| | 12—Subdivision in Zones Nos 1 (a), 1 (b), 1 (c), 1 (d) and 7 (a) |
| | 15—Minor variations to zone boundaries |
| | 17—Land subject to bushfire hazards |
| | 18–23—Conservation of heritage items |
| | 30—Preservation of trees |
| | 32—Advertising structures and advertisements |

Residential 2 (a) Zone

1 Objectives of zone

The objectives are:

- (a) to make general provision for land to be used for the purposes of housing and associated facilities, and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

- (b) to provide for development for medium-density housing forms (including town houses, villas, cluster housing, semi-detached housing and the like) in locations close to the main activity centres of the area of Baulkham Hills, and
- (c) to allow people to carry out a reasonable range of activities from their homes, where such activities are not likely to adversely affect the living environment of neighbours, and
- (d) to allow a range of development, ancillary to residential uses, which:
 - (i) is capable of visual integration with the surrounding environment, and
 - (ii) serves the needs of the surrounding population without conflicting with the residential intent of the zone, and
 - (iii) does not place demands on services beyond the level reasonably required for residential use.

2 Development allowed without consent

Development for the purpose of the following:
home activities.
Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

apartment buildings; attached dual occupancies; convenience stores; detached dual occupancies; environmentally integrated housing; medium density housing; telecommunications facilities.

Any other development not included in item 2 or 4.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Included in this item is the following *complying development*:

additions and alterations related to an existing dwelling-house, being an addition to the ground floor only, with not more than 1 metre cut or 0.6 metre fill; erection of single storey dwelling-houses with not more than 1 metre cut or 0.6 metre fill.

4 Prohibited development

Development for the purpose of the following:

bed and breakfast establishments; home industries; land uses specified in Schedule 2; places of assembly.

5 Related special provisions

- Clause 10—Subdivision generally
11—Services
15—Minor variations to zone boundaries
17—Land subject to bushfire hazards
18–23—Conservation of heritage items
30—Preservation of trees
33—Restricted development areas

Residential 2 (b) Zone

1 Objectives of zone

The objectives are:

- (a) to make general provision for land to be used for the purposes of housing and associated facilities, and
- (b) to identify residential areas of a predominantly single dwelling character, and to maintain that character, and
- (c) to allow people to carry out a reasonable range of activities from their homes, where such activities are not likely to adversely affect the living environment of neighbours, and

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

- (d) to allow a range of development, ancillary to residential uses, which:
- (i) is visually integrated with development carried out on the land and in the surrounding area, and
 - (ii) serves the needs of the surrounding population without conflicting with the residential intent of the zone, and
 - (iii) does not place excessive demand on services.

2 Development allowed without consent

Development for the purpose of the following:
home activities.
Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

attached dual occupancies; convenience stores; detached dual occupancies; telecommunications facilities.

Any other development not included in item 2 or 4.

Included in this item is the following *complying development*:

additions and alterations related to an existing dwelling-house, being an addition to the ground floor only, with not more than 1 metre cut or 0.6 metre fill; erection of single storey dwelling-houses with not more than 1 metre cut or 0.6 metre fill.

4 Prohibited development

Development for the purpose of the following:

apartment buildings; bed and breakfast establishments; environmentally integrated housing; home industries; medium density housing; land uses specified in Schedule 2; places of assembly.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

5 Related special provisions

- Clause 10—Subdivision generally
11—Services
15—Minor variations to zone boundaries
17—Land subject to bushfire hazards
18–23—Conservation of heritage items
30—Preservation of trees
33—Restricted development areas

Residential 2 (c) (Tourist Village) Zone

1 Objectives of zone

The objectives are:

- (a) to make general provision for land to be used for the purposes of housing, and
- (b) to provide for a range of uses serving the needs of the residents and complementary to the scale of neighbouring land uses, and
- (c) to allow people to carry out a reasonable range of activities from their homes, where such activities are not likely to adversely affect the living environment of neighbours, and
- (d) to allow a range of development, ancillary to residential uses, which:
 - (i) is capable of visual integration with the surrounding environment, and
 - (ii) serves the needs of the surrounding population without conflicting with the residential intent of the zone, and
 - (iii) does not place excessive demands on services, and
- (e) to provide for tourist orientated activities that are appropriately located in the village setting.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

2 Development allowed without consent

Development for the purpose of the following:
bed and breakfast establishments; home activities.
Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:
additions or alterations to existing dwellings;
advertising structures; agriculture (other than aquaculture or dams); bushfire hazard reduction;
bushfire fighting establishments; bus stations;
cemeteries; child care centres; commercial premises;
community facilities; convenience stores;
dwelling-houses; educational establishments; filling of land;
health care premises; home businesses; places of worship;
public buildings; recreation areas; recreation facilities;
research establishments; restaurants; retail plant nurseries;
roads; service stations; shops; tennis courts in association with a dwelling;
utility installations (other than gas holders or generating works);
veterinary establishments.

Demolition of existing structures.

Strata subdivision of buildings consented to or approved by the Council.

Development for the purpose of the following (which is *advertised development*):

apartment buildings; attached dual occupancies; car repair stations; caravan parks; clubs; detached dual occupancies; environmentally integrated housing; guest houses; hospitals; hotels; medium density housing; motels; reception establishments; telecommunications facilities; tourist facilities.

Included in this item is the following *complying development*:

additions and alterations related to an existing dwelling-house, being an addition to the ground floor only, with not more than 1 metre cut or 0.6 metre fill

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

(that do not increase the number of the storeys in the dwelling); erection of single storey dwelling-houses with not more than 1 metre cut or 0.6 metre fill.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

- Clause 10—Subdivision generally
11—Services
15—Minor variations to zone boundaries
16—Development of flood liable land
17—Land subject to bushfire hazards
18–23—Conservation of heritage items
30—Preservation of trees
33—Restricted development areas

Residential 2 (d) (Protected) Zone

1 Objectives of zone

The objectives are:

- (a) to provide for the residential development of land within the zone having regard to the special development constraints of that land, and
- (b) to provide for the preservation of the vegetative, landscape, drainage, scenic and environmental qualities of the land within the zone, and
- (c) to make provision for the carrying out of necessary environmental protection works to support residential development of the land within the zone.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

2 Development allowed without consent

Development for the purpose of the following:
home activities.
Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:
additions and alterations related to an existing dwelling;
advertising structures; bushfire fighting establishments;
bushfire hazard reduction; child care centres;
community facilities; dwelling-houses; exhibition
homes; filling of land; home businesses; roads; tennis
courts in association with a dwelling; utility installations
(other than gas holders or generating works).

Demolition of existing structures.

Development for the purpose of the following (which is
advertised development):

attached dual occupancies; environmentally integrated
housing; telecommunications facilities.

Included in this item is the following *complying
development*:

additions and alterations related to an existing
dwelling-house, being an addition to the ground floor
only, with not more than 1 metre cut or 0.6 metre fill.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

- Clause 10—Subdivision generally
- 11—Services
- 15—Minor variations to zone boundaries
- 17—Land subject to bushfire hazards
- 18–23—Conservation of heritage items

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

30—Preservation of trees

33—Restricted development areas

General Business 3 (a) Zone

1 Objectives of zone

The objectives are:

- (a) to encourage appropriate development for accommodating the retail, commercial and social needs of the community, and
- (b) to encourage the development and expansion of business activities which will contribute to the economic growth of, and the creation of, employment opportunities within the area of Baulkham Hills, and
- (c) to encourage a wide range of retail, commercial and entertainment facilities in the major business centres of that area, and
- (d) to accommodate the establishment of retail, commercial and professional services for local residents in conveniently located centres within the residential precincts where the scale and type of business development is compatible with the amenity of the surrounding areas, and
- (e) to provide for limited residential development in conjunction with retail, commercial and professional services.

2 Development allowed without consent

Development for the purpose of the following:

home activities.

Exempt development.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

apartment buildings; hotels; medium density housing; motels; telecommunications facilities.

Any other development not included in item 2 or 4.

Included in this item is the following *complying development*:

different shop use resulting from change of use of a shop; different commercial premises use resulting from change of use of commercial premises; internal alterations related to existing commercial premises; internal alterations related to an existing shop.

4 Prohibited development

Development for the purpose of the following:

airline terminals; amusement parks; attached dual occupancies; bus depots; caravan parks; detached dual occupancies; dwelling-houses; exhibition homes; extractive industries; gas holders; generating works; helipads; heliports; home industries; industries; institutions; junk yards; liquid fuel depots; mines; offensive or hazardous industries; roadside stalls; road transport terminals; sawmills; stock and sale yards; waste disposal.

5 Related special provisions

- Clause 10—Subdivision generally
11—Services
15—Minor variations to zone boundaries
18–23—Conservation of heritage items
30—Preservation of trees

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Special Business 3 (b) Zone

1 Objectives of zone

The objectives are:

- (a) to support general retail and commercial development of land within Zone No 3 (a) in identified centres by providing land for commercial office development and employment in close proximity to the centres, and
- (b) to support general retail and commercial development of land within Zone No 3 (a) in identified centres by providing land for uses which service the needs of activities carried on in those centres, and
- (c) to provide for commercial development complementary to other development within the area, and
- (d) to facilitate a range of business and commercial development using and developing advanced technology products and processes, and
- (e) to provide additional land adjacent to existing commercial centres where a mix of professional, commercial and residential uses can be carried out, and
- (f) to provide a buffer between land within Zone No 3 (a) and adjacent residential areas.

2 Development allowed without consent

Development for the purpose of the following:

home activities.

Exempt development.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

apartment buildings; clubs; medium density housing; telecommunications facilities.

Any other development not included in item 2 or 4.

Included in this item is the following *complying development*:

different commercial premises use resulting from a change of use of commercial premises; internal alterations related to existing commercial premises.

4 Prohibited development

Development for the purpose of the following:

airline terminals; amusement parks; attached dual occupancies; bulky goods retailing; bus depots; bus stations; car repair stations; caravan parks; detached dual occupancies; dwelling-houses; extractive industries; generating works; helipads; heliports; home industries; hotels; industries (other than home activities); institutions; junk yards; liquid fuel depots; mines; motor vehicle servicing; offensive or hazardous industries; road transport terminals; roadside stalls; sawmills; shops; stock and sale yards; warehouses; waste disposal.

5 Related special provisions

Clause 10—Subdivision generally

11—Services

15—Minor variations to zone boundaries

18–23—Conservation of heritage items

30—Preservation of trees

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Light Industry 4 (b) Zone

1 Objectives of zone

The objectives are:

- (a) to encourage activity that will contribute to the economic and employment growth in the area of Baulkham Hills, and
- (b) to allow a wide range of industrial, warehousing and manufacturing activities requiring a range of floor areas, together with ancillary uses, the opportunity to locate within that area, and
- (c) to provide for associated uses to service the convenience needs of the local workforce, and
- (d) to encourage a high standard of industrial development which is aesthetically pleasing, functional and relates sympathetically to nearby and adjoining development, and
- (e) to protect the viability of commercial centres by enabling development for the purpose of commercial offices only where it is associated with and ancillary to industrial, manufacturing, warehousing or like land uses on the same land, and
- (f) to permit generally large-scale retail and display activities which require extensive site areas, which generate a low return per unit of floor area or which require a relatively free-standing location to facilitate the loading and unloading of goods, provided that such activities cannot appropriately be located in, or would not adversely affect the viability of services offered in Zone No 3 (a), and
- (g) to encourage innovative and imaginative design with particular emphasis on the integration of buildings and landscaped areas.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

2 Development allowed without consent

Development for the purpose of the following:
home activities.
Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

bulky goods retailing; educational establishments; hotels; motels; telecommunications facilities; waste disposal.

Any other development not included in item 2 or 4.

Included in this item is the following *complying development*:

different use of an industrial unit resulting from a change of one industrial use to another involving less than 500m² in gross floor area; internal alterations related to an existing industrial unit or industrial building (except where gross floor area is increased).

4 Prohibited development

Development for the purpose of the following:

airline terminals; amusement parks; apartment buildings; attached dual occupancies; caravan parks; commercial premises (other than banks, timber yards and those associated with industries); detached dual occupancies; dwellings (other than those ancillary to industry and situated on land on which such industry is conducted); dwelling-houses; exhibition homes; extractive industries; guest houses; health care premises; hospitals; industries (other than light industries); institutions; junk yards; liquid fuel depots; medium density housing; mines; offensive or hazardous industries; places of assembly; public buildings (other than motor registries); reception establishments; retail

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

plant nurseries; road transport terminals; roadside stalls; sawmills; shops (other than those listed in Schedule 3); stock and sale yards; tourist facilities.

5 Related special provisions

- Clause 10—Subdivision generally
11—Services
15—Minor variations to zone boundaries
18–23—Conservation of heritage items
30—Preservation of trees

Special Uses 5 (a) (Existing and Proposed) Zone

1 Objectives of zone

The objectives are:

- (a) to identify land to be or currently used by public authorities, private organisations and the Council to provide urban support facilities and services, and
- (b) to identify land reserved for future acquisition by the Council for a range of community facilities and services, and
- (c) to identify land which has been reserved at the request of public authorities for their future acquisition to provide a range of urban support facilities and services, and
- (d) to identify land which has been acquired by private organisations to provide a range of urban support facilities and services (such as educational establishments), and
- (e) to permit land that is not immediately required for Special Use purposes to be used for purposes permissible in adjoining zones where that use is compatible with the existing use or likely future use of the land.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

2 Development allowed without consent

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:

- (a) in relation to land set aside for a particular land use (as indicated by black lettering on the map) other than railways:

the particular land use for which the land has been set aside; bushfire hazard reduction; community facilities; open space; public buildings; recreation areas; roads; utility installations (other than gas holders or generating works); any other land uses normally associated with and ancillary to the particular use for which the land has been set aside, or

- (b) in relation to land set aside for use for railways (as indicated by the word "Railways" on the map):

railways; open space; roads; utility installations; any other land uses normally associated with and ancillary to railways.

Development for the purpose of the following (which is *advertised development*):

any land use specified in item 3 of the matter in this Table relating to any other zone in which land adjacent to the land concerned is situated; telecommunications facilities.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

Clause 10—Subdivision generally

11—Services

15—Minor variations to zone boundaries

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

18–23—Conservation of heritage items

25—Acquisition of certain land

25A—Acquisition and development of land reserved for public transport corridor

25B—Development along public transport corridors

26A—Acquisition and development of land reserved for community facilities and local open space

30—Preservation of trees

Special Uses 5 (b) (Existing and Proposed Roads) Zone

1 Objectives of zone

The objective is to identify land required for existing or proposed roads (including the widening of existing roads) and to provide for the acquisition of this land.

2 Development allowed without consent

Nil.

3 Development allowed only with consent

Development for the purpose of the following:

bushfire hazard reduction; roads; utility installations (other than gas holders or generating works).

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

telecommunications facilities.

4 Prohibited development

Any development not included in item 2 or 3.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

5 Related special provisions

- Clause 10—Subdivision generally
18–23—Conservation of heritage items
25—Acquisition of certain land
26—Acquisition and development of land reserved for roads
30—Preservation of trees

Open Space 6 (a) (Existing and Proposed Public Recreation) Zone

1 Objectives of zone

The objectives are:

- (a) to ensure there is provision of adequate open space areas to meet the existing and future needs of residents and to provide opportunities to enhance the environmental quality of the area of Baulkham Hills, and
- (b) to identify land which is now owned, or proposed to be owned, by the Council and to provide for the acquisition or dedication of this land for open space or public recreational purposes, and
- (c) to identify land which is owned by the Crown and is under the care, control and management of the Council as public open space, and
- (d) to protect and preserve areas of urban bushland which are considered valuable in terms of its natural heritage significance and recreational, educational, aesthetic and scientific value, and
- (e) to provide opportunities for recreation and tourist facilities development on publicly owned land.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

2 Development allowed without consent

Development for the purpose of the following:

bushfire hazard reduction; open space; works and buildings involved in landscaping.

3 Development allowed only with consent

Development for the purpose of the following:

agriculture (other than aquaculture or dams); bushfire fighting establishments; caravan parks; caretakers' dwellings; child care centres; community facilities; forestry; public buildings; public utility undertakings; recreation areas; recreation facilities; roads; utility installations (other than gas holders or generating works).

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

restaurants; telecommunications facilities.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

Clause 10—Subdivision generally

15—Minor variations to zone boundaries

18–23—Conservation of heritage items

26A—Acquisition and development of land reserved for community facilities and local open space

27—Development in Zone No 6 (a)

30—Preservation of trees

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Open Space 6 (b) (Private Recreation) Zone

1 Objectives of zone

The objective is to identify land where private recreation facilities are located or may be developed.

2 Development allowed without consent

Development for the purpose of the following:

bushfire hazard reduction; works for the purposes of landscaping.

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following:

advertising structures; agriculture; bushfire fighting establishments; child care centres; community facilities; forestry; leisure facilities; open space; public buildings; recreation areas; recreation facilities; roads; utility installations (other than gas holders or generating works).

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

clubs associated with recreation facilities; restaurants; telecommunications facilities; tourist facilities.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

Clause 10—Subdivision generally

11—Services

15—Minor variations to zone boundaries

17—Land subject to bushfire hazards

18–23—Conservation of heritage items

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

30—Preservation of trees

33—Restricted development areas

Environmental Protection 7 (a) (Wetlands) Zone

1 Objectives of zone

The objectives are:

- (a) to conserve the ecological, scenic and environmental attributes of wetland areas, and
- (b) to allow development only where it is unlikely to have a significant detrimental effect on wetlands.

2 Development allowed without consent

Nil.

3 Development allowed only with consent

Development for the purpose of the following:

additions or alterations related to existing dwellings; agriculture (other aquaculture or dams); bushfire hazard reduction; dwelling-houses; open space.

Demolition of existing structures.

Development for the purpose of the following (which is *advertised development*):

telecommunications facilities.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

Clause 10—Subdivision generally

11—Services

12—Subdivision in Zones Nos 1 (a), 1 (b), 1 (c), 1 (d) and 7 (a)

13—Development near the Hawkesbury River

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

15—Minor variations to zone boundaries

16—Development of flood liable land

17—Land subject to bushfire hazards

18–23—Conservation of heritage items

30—Preservation of trees

31—Restrictions on access

National Parks and Nature Reserves 8 (a) Zone

1 Objectives of zone

The objective is to identify land within a national park, nature reserve, historic site, Aboriginal area or State recreation area within the meaning of the *National Parks and Wildlife Act 1974*.

2 Development allowed without consent

Any development authorised by or under the *National Parks and Wildlife Act 1974* or ancillary or incidental to any such development.

3 Development allowed only with consent

Development for the purpose of the following:
restaurants; utility installations.

Development for the purpose of the following (which is *advertised development*):

telecommunications facilities.

4 Prohibited development

Any development not included in item 2 or 3.

5 Related special provisions

Nil.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Employment Area 10 (a) (Business Park) Zone

1 Objectives of zone

The objectives are:

- (a) to provide for new industrial, business and office development which will contribute to the economic and social growth of the local government area of Baulkham Hills, and
- (b) to provide for the special requirements of industry and business, particularly in the areas of advanced technology and communications, and to cater for the varying needs of employment activities, and
- (c) to encourage the development of a new industrial business and office employment area in a location highly accessible to employees, and
- (d) to make special provision for industries using and developing advanced technology products and processes, and
- (e) to provide facilities for business and industry by allowing development of a range of ancillary commercial, recreational and community facilities and other development activities serving the needs of the business park workforce, and
- (f) to create a park-like environment emphasising the integration of all structures and landscaped areas.

2 Development allowed without consent

Exempt development.

3 Development allowed only with consent

Development for the purpose of the following (which is *advertised development*):

bulky goods retailing; recreation facilities; telecommunications facilities.

Any other development not included in item 2 or 4.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Included in this item is the following *complying development*:

different commercial premises use resulting from a change of use of commercial premises; different use of an industrial unit resulting from a change of one industrial use to another involving less than 500m² in gross floor area.

4 Prohibited development

Development for the purpose of the following:

amusement parks; apartment buildings; attached dual occupancies; bus depots; caravan parks; detached dual occupancies; dwellings (other than those ancillary to industry and situated on land on which such industry is conducted); dwelling-houses; exhibition homes; forestry; generating works; home activities; home businesses; home industries; industries (other than light industries); institutions; junk yards; liquid fuel depots; medium density housing; mines; offensive or hazardous industries; places of assembly; road transport terminals; roadside stalls; shops; stock and sale yards; waste disposal.

5 Related special provisions

- Clause 10—Subdivision generally
- 11—Services
- 15—Minor variations to zone boundaries
- 18–23—Conservation of heritage items
- 30—Preservation of trees

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

[5] Clauses 9A and 9B

Insert before clause 10:

9A Exempt development

- (1) Development listed in Schedule 3A is *exempt development*, but only if:
- (a) it complies with the requirements for exemption set out for the development in that Schedule, and
 - (b) it is carried out in a zone in which exempt development is specifically allowed by the Table to clause 9, and
 - (c) it meets the other requirements for exempt development made by the Act and this clause.

Note. The Act says development may be exempt development only if it is of minimal environmental impact and can not be exempt development if it is carried out on land:

- (a) that is critical habitat under the *Threatened Species Conservation Act 1995*, or
 - (b) that is within a wilderness area within the meaning of the *Wilderness Act 1987*.
- (2) Development is not exempt development if it is carried out on any of the following land:
- (a) land that is subject to an interim heritage order or a State Heritage Register listing,
 - (b) land that is, or is the site of, a heritage item for the purposes of this plan or that is a conservation area for those purposes,
 - (c) an Aboriginal place under the *National Parks and Wildlife Act 1974*,
 - (d) land zoned, or otherwise identified, under this or any other environmental planning instrument for the protection or preservation of habitat, plant communities or wetlands (but not land within Zone No 2 (d) under this plan),
 - (e) an aquatic reserve under the *Fisheries Management Act 1994*,

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

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- (f) land reserved or dedicated under the *Crown Lands Act 1989* for the preservation of flora, fauna, geological formations or for other environmental protection purposes,
 - (g) environmentally sensitive land, including riparian land, flood prone or flood liable land, any land with a gradient in excess of 20% and any land within 40 metres of a stream, river or watercourse,
 - (h) land within a restricted development area as identified in accordance with the provisions of this plan.
- (3) Exempt development must comply with the conditions of any development consent in force in respect of the land on which the development is to be carried out.

9B Complying development

- (1) Development identified as complying development in the Table to clause 9, is ***complying development***, but only if:
- (a) it is local development (and, consequently, it is not State significant development), and
 - (b) it is not an existing use, as defined in section 106 of the Act,
 - (c) it is carried out in a zone for which it is identified as complying development by the Table to clause 9, and
 - (d) it complies with the development standards and other requirements applied to the development by the Council's four complying development control plans for residential, employment, business and rural development, respectively, as approved by the Council on 2 May 2000, and
 - (e) it meets the other requirements made for complying development by the Act and this clause.

Note. The Act says development may be complying development only if it is not designated development and it is not carried out on land:

- (a) that is critical habitat under the *Threatened Species Conservation Act 1995*, or
- (b) that is within a wilderness area within the meaning of the *Wilderness Act 1987*,

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

-
- (c) that comprises, or on which there is, an item of environmental heritage to which an order under the *Heritage Act 1977* applies or that is identified as such an item in an environmental planning instrument, or
- (d) that is identified as an environmentally sensitive area in the environmental planning instrument providing for the complying development.
- (2) Development is not complying development if it is carried out on any of the following land:
- (a) land that is subject to an interim heritage order or a State Heritage Register listing,
- (b) land that is, or is the site of, a heritage item for the purposes of this plan or that is a conservation area for those purposes,
- (c) an Aboriginal place under the *National Parks and Wildlife Act 1974*,
- (d) land zoned, or otherwise identified, under this or any other environmental planning instrument for the protection or preservation of habitat, plant communities or wetlands (but not land within Zone No 2 (d),
- (e) an aquatic reserve under the *Fisheries Management Act 1994*,
- (f) land reserved or dedicated under the *Crown Lands Act 1989* for the preservation of flora, fauna, geological formations or for other environmental protection purposes,
- (g) environmentally sensitive land, including riparian land, flood prone or flood liable land, any land with a gradient in excess of 20% and any land within 40 metres of a stream, river or watercourse,
- (h) land within a restricted development area as identified in accordance with the provisions of this plan.
- (3) Complying development must comply with the conditions of any development consent in force in respect of the land on which the development is to be carried out.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

- (4) This clause is subject to any other inconsistent provision of this Part.

Note. A complying development certificate issued for any complying development is to be subject to the conditions for the development specified in the relevant development control plan setting those conditions, as in force when the certificate is issued.

[6] Clause 35 Advertised development

Insert at the end of the section:

- (2) This section refers to provisions of the Act as in force on 30 June 1998.

[7] Schedule 3A

Insert after Schedule 3:

Schedule 3A Exempt development

(Clause 9A)

Development consisting of erection and use or carrying out of the following:

Exemption requirements

ACCESS RAMPS FOR THE DISABLED

- Maximum height 1m (above ground level).
- Maximum grade 1:20.
- Structurally adequate construction.
- Compliance with any relevant provisions of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

ADVERTISING (including the erection of a structure or the carrying out of a work)—a display of symbols, messages or other devices for promotion or for conveying information, instructions, directions of the like, whether or not the display includes the erection of a structure, or the carrying out of a work, which relates to the use of the building

The following requirements apply, subject to any specific requirements below:

1 Business identification signs where home occupations are allowed

- No moving or flashing sign or other device.
- No roof-top signs.
- No airborne signs or blimps.
- No A-frame boards or signs.
- Advertising structures over public roads to be set back at least 600mm from carriageway edge.
- The advertising must relate to the use of the building on (or on the land on) which it is displayed.
- Compliance with any relevant provisions of the *Building Code of Australia*, including Section B1 (“Structural Provisions”).

- One per premises.
- Signs not exceeding 0.75m² in area.
- Located wholly within the property boundaries.
- Shall not be illuminated.
- Maximum height of a freestanding sign above ground level is 1.2m.
- Compliance with any relevant requirements of the *Building Code of Australia*.

2 Real estate signs (advertising premises/ land for sale or rent) in areas zoned RESIDENTIAL or RURAL

- One sign per premises or street frontage, whichever is the greater.
- Only until sale or leasing of the dwelling.
- Each sign not exceeding 2.5m² in area.
- Located wholly within the property boundary or attached to the existing boundary fence and not projecting more than 100mm from the fence.
- Compliance with any relevant requirements of the *Building Code of Australia*.

3 Advertisements within a site but not visible from a public place

- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:	Exemption requirements
<p>4 A public notice displayed by a public body giving information or directions about the services provided</p>	<ul style="list-style-type: none"> • One sign per 20m of street frontage, per premises. • Signs not exceeding 3.5m² in area. • Located wholly within the property boundary or attached to the existing boundary fence and not projecting more than 100mm from the fence. • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
<p>5 Temporary signs for religious, cultural, political, social or recreational events</p>	<ul style="list-style-type: none"> • One per street frontage. • Not exceeding 1.5m² in residential areas and 3.5m² in commercial and industrial areas. • Located wholly within the property boundary. • Does not include commercial advertising apart from name of event sponsor(s). • Not displayed earlier than 28 days before event and must be removed within 14 days after the event. • Construction by or for the Council. • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
<p>6 Street signs comprising name plates, directional signs and advance traffic warning signs</p>	<ul style="list-style-type: none"> • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
<p>AERIALS/ANTENNAE/ MICROWAVE ANTENNAE (not including satellite dishes—dealt with as separate provision)</p>	<ul style="list-style-type: none"> • For domestic use only. • Structurally adequate construction. • Maximum number of 3 aerials. • Maximum height 6m. • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

AIR CONDITIONING UNITS FOR DWELLINGS
(attached to external wall or ground mounted)

- Noise level not to exceed 5dBA above ambient background noise level measured at the property boundary.
- Building work must not reduce the structural integrity of the building.
- Any opening created is to be adequately weatherproofed.
- Compliance with any relevant requirements of the *Building Code of Australia*.

AWNINGS, CANOPIES AND STORM BLINDS ON DWELLINGS

- Maximum area 20m².
- Located wholly within property boundaries.
- Structurally adequate construction.
- Compliance with any relevant requirements of the *Building Code of Australia*.

BARBECUES

- Maximum area of 2m².
- Maximum chimney height of 2m above natural ground level.
- Located in rear yard area or, if behind a courtyard wall, with no greater than 200mm of the chimney above the wall.
- Structurally adequate construction.
- Not located adjoining a property boundary.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:**Exemption requirements**

BIRD AVIARIES—an enclosure in which birds are kept for domestic purposes only

- Maximum area 10m² total cumulative area.
- Maximum height 2.1m above natural ground level.
- Non reflective materials.
- Located in rear yard and not closer than 500mm from an adjoining property boundary.
- Located a minimum 9m from any dwelling on an adjoining property.
- Structurally adequate construction.
- Compliance with any relevant requirements of the *Building Code of Australia*.

CABANAS/GAZEBOS AND GREEN HOUSES

- Maximum area 10m².
- Maximum height 2.4m.
- Not to be used for habitable purposes.
- Stormwater to be connected to existing stormwater system.
- Structurally adequate construction.
- Non reflective surface finishes.
- Compliance with any relevant requirements of the *Building Code of Australia*.

CLASSROOMS—PORTABLE

- On land which a government or non-government school is situated.
- Height of portable classroom not exceeding 1 storey.
- Use of portable classroom for not more than 5 years after the date of its erection.
- Must comply with the minimum road frontage setbacks as required by any locality DCP applying to the subject land.
- Must be set back a minimum of 3 metres from a side or rear boundary, and 3 metres from any other building on the site.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:	Exemption requirements
CLOTHES HOISTS/LINES	<ul style="list-style-type: none"> • Installed to manufacturer's specifications.
DECKS (unroofed and attached to dwellings that are not located in areas identified by Council as bushfire prone)	<ul style="list-style-type: none"> • Maximum area 10m². • Finished surface level to be not greater than 1m above existing ground level. • Boundary setbacks for existing dwelling to be maintained. • Structurally adequate construction. • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
DEMOLITION	<ul style="list-style-type: none"> • Where erection of the structure is exempt development under the provisions of this plan. • Demolition must be carried out in accordance with Australian Standard <i>AS 2601-1991—The demolition of structures</i>. • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
FENCES (other than fences covered by the <i>Swimming Pools Act 1992</i>)	<ul style="list-style-type: none"> • All fences are to be constructed so that they do not prevent the natural flow of stormwater drainage/run off. • Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
1 Boundary fences	
(a) Side fences (between the building line and street or any other public place) and front fences.	<ul style="list-style-type: none"> • Maximum height 1m if constructed of timber, metal or lightweight materials.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:	Exemption requirements
(b) Side fences (between the building line and the rear boundary) and rear boundary fences.	<ul style="list-style-type: none"> Maximum height 1.8m if constructed of timber, metal or lightweight materials.
2 Masonry or Brick fences	<ul style="list-style-type: none"> Maximum height of 1m.
3 Security fences	<ul style="list-style-type: none"> Chain wire type fences around Council owned compounds and depots.
4 Rural zones—Electric fences, in areas zoned RURAL only	<ul style="list-style-type: none"> To be erected in accordance with <i>AS 3014–1991—Electrical installations—Electric fences</i>.
FLAGPOLES in residential zones	<ul style="list-style-type: none"> Maximum height 6m above ground level. Must be structurally adequate. Installed to manufacturer's specifications. If flagpoles are to project over a public road they must comply with the <i>Local Government (Approvals) Regulation 1999</i>. Compliance with any relevant requirements of the <i>Building Code of Australia</i>.
FLAGPOLES in commercial or industrial zones	<ul style="list-style-type: none"> Maximum height 9m above natural ground level. Approval needed for any corporate flags. Must be structurally adequate. Installed to manufacturer's specifications. If flagpoles are to project over a public road they must comply with the <i>Local Government (Approvals) Regulation 1999</i>. Compliance with any relevant requirements of the <i>Building Code of Australia</i>.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

FOWL HOUSE (for the keeping of chickens, hens and roosters), in areas zoned RURAL only

- Must comply with the standards contained in the *Local Government (Orders) Regulation 1999*.
- Maximum area of 50m².
- Must be structurally adequate.
- Maximum height of 3m.
- Not more than one per property.
- Materials used must be non reflective.
- Adequate drainage must be provided.

FUEL TANKS used in conjunction with agricultural activities on properties in excess of 2 hectares in areas zoned RURAL

- Maximum size 5,000 litres.
- Constructed of prefabricated metal, freestanding and not relying on other structures for support.
- Erected in accordance with manufacturer's specification.
- Kept in accordance with *AS 1940-1993—The storage and handling of flammable and combustible liquids*, including requirements for bunding.
- Not to be erected within 20m of the street boundary or within 4m of the side or rear boundary.
- Wholly within the boundaries of the property and not to encroach on any registered easements.
- Clearance from power lines to be in accordance with relevant electricity authority requirements.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:**Exemption requirements****GARDEN SHEDS**

- Free standing and prefabricated.
- Maximum floor area 10m² cumulative.
- Maximum height 2.1m.
- Must be located in the rear yard of premises.
- Non reflective materials.
- Installed to manufacturer's specifications.
- Structurally adequate construction.
- Compliance with any relevant requirements of the *Building Code of Australia*.

HORSE STABLES (keeping up to 4 horses), and **ANIMAL SHELTERS** in areas zoned RURAL only)

- Must comply with the *Local Government (Orders) Regulation 1999*.
- Maximum size 50m² and maximum height 3.0m.
- Constructed of timber (cut or round) or metal.
- Any cladding to have a low reflective finish and be fixed in accordance with manufacturer's specification.
- Erected within the boundaries of the property and not within 20m of a road boundary or 4m from the side or rear boundaries.
- Not to encroach on any registered easement.
- Structurally adequate construction.
- Compliance with any relevant requirements of the *Building Code of Australia*.

LANDSCAPING

- Landscaping works carried out in conjunction with other exempt development.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

LETTER BOX (free standing or in “banks”)

Exemption requirements

- Maximum height of 1.2m above ground level.
- Sufficient boxes to provide one for each occupancy.
- Appropriate numbering for each box.
- Structurally stable with adequate footings.
- Located within property.

MINOR ALTERATIONS

1 Residential premises

(a) Internal

- Applies only to replacement of doors, wall, ceiling or floor linings, or deteriorated frame members with equivalent or improved quality materials, and renovations of bathrooms, kitchens, inclusion of built-in fixtures such as vanities, cupboards and wardrobes.
- Applies only to alterations or renovations to previously completed buildings.
- Work not to cause reduced window arrangements for light and ventilation needs, reduced doorways for egress purposes or involve enclosure of open areas.
- Compliance with any relevant requirements of the *Building Code of Australia*.

(b) External

- Being changes that involve the repair or renovation, or the painting, plastering or other decoration, of the building or work, but does not include the enlargement or extension of the building or work.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:**Exemption requirements****2 Commercial premises**

(a) Internal

- Non structural work, such as shelving, displays, benches and partitions that do not provide structural support to any part of the building.
- Floor area not to exceed 20m².
- Work must not compromise fire safety or affect accessibility to a fire exit.
- Work must not include changes to the configuration of rooms whether by removal of walls or other means of structural support.
- Food premises to comply with *A Guide to Food Safety Standards* (ANZFA 2001).
- Compliance with any relevant requirements of the *Building Code of Australia*.

(b) External

- Being changes that involve the repair or renovation, or the painting, plastering or other decoration, of the building or work, but does not include a reference to the enlargement or extension of the building or work.
- Compliance with any relevant requirements of the *Building Code of Australia*.

PATIO AT GROUND LEVEL abutting a dwelling

- Stormwater from patio surface not to be redirected into adjoining property.
- Sufficient step down is to be provided to prevent the entry of water into the dwelling.
- Structurally adequate construction.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

PERGOLA

- Maximum area 20m²
- Maximum height 2.4m.
- Must maintain boundary setbacks required for the associated dwelling with a minimum of 900mm from a boundary.
- Structurally adequate construction.
- Compliance with any relevant requirements of the *Building Code of Australia*.

PLAYGROUND EQUIPMENT (excluding Cubby Houses see below)

(a) Residential Use

- Maximum height of 2.1m
- Maximum ground coverage of 10m².
- Structure must be at least 1.2m away from a pool safety fence measured in accordance with *AS 1926.2-1995—Swimming pool safety—Location of fencing for private swimming pools*.
- Compliance with any relevant requirements of the *Building Code of Australia*.

(b) Non Residential Use

- Maximum height of 2.1m.
- Maximum ground coverage of 10m².
- Adequate safety arrangements, including soft landing surfaces to be provided.
- Structure must be at least 1.2m away from a pool safety fence measured in accordance with *AS 1926.1-1993—Swimming pool safety—Fencing for swimming pools*.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:**Exemption requirements****Cubby Houses**

- Must be installed in accordance with manufacturer's instructions and comply with any relevant Australian Standards (*AS 1924.1-1981-Playground equipment for parks, schools and domestic use-General requirements*, *AS 1924.2-1981-Playground equipment for parks, schools and domestic use-Design and construction-Safety aspects* (incorporating Amdt 1) and *AS/NZS 4486:1:1997-Playgrounds and playground equipment-Development, installation, inspection, maintenance and operation*).
- Structure must be at least 1.2m away from a pool safety fence measured in accordance with *AS 1926.2-1995-Swimming pool safety-Location of fencing for private swimming pools*.
- Maximum height of 2.1m.
- Maximum area 10m².
- Installed to manufacturer's specification.
- Structurally adequate construction on a uniformly stable foundation.
- Compliance with any relevant requirements of the *Building Code of Australia*.

PRIVACY SCREENS

- Maximum height 2.4m.
- Maximum length 10m.
- Must be installed in rear yard.
- Construction of translucent materials.
- Structurally adequate construction.
- Must be free standing and not attached to boundary fence without adjoining owner's consent.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

RE-CLADDING OF ROOFS OR WALLS or repair/maintenance of damaged materials

Exemption requirements

- Must only involve replacing existing materials with similar materials which are compatible with the existing building and finish.
- Re-cladding must not involve structural alterations or change to the external configuration of a building.
- Must comply with requirements of the WorkCover Authority relating to removal of lead paint and asbestos cement.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:**RETAINING WALLS****Exemption requirements**

- Maximum height 0.6m for retaining filling and maximum 1m for excavation.
- Masonry walls to comply with:
 - AS 3700-1998—Masonry structures* (including Amdts 1-1999 and 2-2000),
 - AS 3600-1994—Concrete structures* (including Amdt 1-1996),
 - AS 1170.1-1989—Minimum design loads on structures* (known as the *SAA Loading Code*)—*Dead and live loads and load combinations* (including Amdt 1-1993) and
 - AS 1170.2-1989—Minimum design loads on structures* (known as the *SAA Loading Code*)—*Wind loads* (including Amdts 1-1991, 2-1993 and 3-1993).
- Timber walls to comply with:
 - AS 1720.1-1997—Timber structures—Design methods* (including Amdts 1-1998, 2-2000 and 3-2001),
 - AS 1170.1-1989—Minimum design loads on structures* (known as the *SAA Loading Code*)—*Dead and live loads and load combinations* (including Amdt 1-1993) and
 - AS 1170.2-1989—Minimum design loads on structures* (known as the *SAA Loading Code*)—*Wind loads* (including Amdts 1-1991, 2-1993 and 3-1993).
- All retaining walls are to be constructed so that they do not prevent the natural flow of stormwater drainage/run off.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

SATELLITE DISHES

1 Residential

- Mounted on the ground only.
- Maximum height of 2.4m above natural ground level.
- Maximum diameter 1m.
- One installation per dwelling.
- A minimum of 900mm from a property boundary.
- Situated no closer to the street than the associated dwelling.
- Building.
- One installation per dwelling.
- Located below the ridge of the dwelling.
- Structurally stable.
- Compliance with any relevant requirements of the *Building Code of Australia*.

2 Commercial

(a) Ground Mounted

- Maximum height and diameter of 2.4m.
- Situated a minimum of 900mm from the boundary of the adjoining property, if residential.
- One installation per property.
- Structurally stable.
- Compliance with any relevant requirements of the *Building Code of Australia*.

(b) Roof Mounted

- Maximum diameter of 2.0m.
- To be located a minimum of 900mm off all property boundaries.
- One installation per building.
- Structurally stable.
- Freestanding 2.4m.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:

SHEDS for or in conjunction with agricultural activities in areas zoned RURAL only

Exemption requirements

- Land must be in Zone No 1 (a), 1 (b), 1 (c) or 1 (d).
- Maximum size 50m² cumulative and maximum height 5m.
- Structurally adequate construction.
- Constructed of non reflective materials and prefabricated metal.
- Roof water is not to discharge onto adjoining properties and is to be directed to a water tank or 3m clear of any structure.
- To be erected within the boundaries of the allotment and not within 20m of a boundary adjoining a road or within 10m of rear and side boundaries.
- Not to encroach into any registered easement.
- To be located clear of septic disposal area or other services.
- Not to be erected above the height of land ridge lines or within 20m of a dwelling on an adjoining property.
- Not a machinery or hay shed unrelated to the normal agricultural activities on the property.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

SKYLIGHT/ROOF WINDOWS

- Maximum area of skylight not to exceed 2m².
- Located not less than 900mm from a property boundary and not less than 900mm from a wall separating attached dwellings.
- The building work must not reduce the structural integrity of the building or involve structural alterations.
- Any opening created by the installation must be adequately weatherproofed.
- Installation must be to manufacturer's instructions.
- Compliance with any relevant provisions of the *Building Code of Australia*.

SOLAR WATER HEATERS AND SOLAR PANELS

- Installed to manufacturer's specifications and requirements.
- Installed by a licensed tradesperson.
- Associated building work must not reduce the structural integrity of the building or involve structural alterations.
- Any openings created by an installation must be adequately weatherproofed.
- Must not protrude above the ridge level.

STOCKYARDS AND SHELTERS in conjunction with normal agricultural activities on the property excluding commercial or intensive uses only in areas zoned RURAL

- Maximum yard area of 0.5 hectare.
- Maximum height of shelters 2.7m.
- Structurally adequate construction.
- Constructed of timber or metal.
- Not to be erected within 20m of the street boundary or within 4m of the side or ear boundary.
- Sited wholly within the boundaries of the property and not within 50m of a water course, a dwelling on an adjoining property or any registered easement.
- Must be used in association with normal agricultural activities on the property.
- Compliance with any relevant provisions of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Schedule 1 Amendments

Development consisting of erection and use or carrying out of the following:**Exemption requirements****WATER HEATERS**
(excluding solar systems)

- Replacement or new installations.
- The work must not reduce the structural integrity of the building or involve structural alterations.
- Installation to be carried out by a licensed person.

WATER TANKS at or above ground level

- 1 Rural areas**
(up to 2 tanks per dwelling and another 2 associated with farm buildings not near a dwelling)
- 2 Urban areas**
(One per dwelling or other premises)

- Maximum 17,000 litres capacity per above ground tank, 60,000 litres per inground tank.
- Maximum height of 2.4m above natural ground level.
- Situated no closer to a street than an associated dwelling.
- Must be structurally adequate.
- All tanks/tank stand installations to be structurally sound and comply with the manufacturers and/or designer's instructions.
- Compliance with any relevant requirements of the *Building Code of Australia*.
- Maximum installed height above ground level of 2.0m including any stand (Maximum stand height 450mm).
- Maximum storage capacity of 5,000 litres.
- Located no closer to the street than the associated dwelling.
- All tanks/tank stand installations to be structurally sound and comply with the manufacturers and/or designer's instructions.
- Pumps not to cause a noise nuisance.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Baulkham Hills Local Environmental Plan 1991 (Amendment No 74)

Amendments

Schedule 1

Development consisting of erection and use or carrying out of the following:

Exemption requirements

WINDMILLS in areas zoned RURAL only

- To be sited wholly within the boundaries of the property and not to encroach onto any registered easement.
- Free-standing and not relying on other structures for support.
- Clearance from power lines in accordance with any relevant electricity authority requirements.
- Installed in accordance with the manufacturer's specifications.
- To be built in accordance with engineer's certification for the structure and footings.
- Not to encroach into any registered easement.
- Compliance with any relevant requirements of the *Building Code of Australia*.

WINDOWS, GLAZED AREAS AND EXTERNAL DOORS (excluding windows in buildings listed as items of environmental heritage or in a conservation area)

- Replacement in residential premises with materials that comply with:
 - (a) *AS 1288-1994—Glass in buildings—Selection and installation* (including Amdts 1-1997 and 2-2000), and
 - (b) *AS/NZS 2208-1996—Safety glazing materials in buildings* (including Amdt 1-1999).
- No reduction in the area provided for light and ventilation is permitted and structural support members cannot be removed.
- For commercial/industrial premises the reflectivity index not to exceed 20%.
- Being changes to the external fabric or appearance of the building or work, being changes that involve the repair or renovation or decoration, but does not include a reference to the enlargement or extension of the building or work.
- Compliance with any relevant requirements of the *Building Code of Australia*.

Byron Local Environmental Plan 1988 (Amendment No 93)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(G95/00414/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 93)

Byron Local Environmental Plan 1988 (Amendment No 93)

1 Name of plan

This plan is *Byron Local Environmental Plan 1988 (Amendment No 93)*.

2 Aims of plan

This plan aims to alter a building envelope for certain land at Federal in the local government area of Byron.

3 Land to which plan applies

This plan applies to land being Lot 7, DP 607705, at Federal, within the local government area of Byron, as shown edged in heavy black on the map marked "Byron Local Environmental Plan 1988 (Amendment No 93)" deposited in the office of Byron Council.

4 Amendment of Byron Local Environmental Plan 1988

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

Byron Local Environmental Plan 1988 (Amendment No 93)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 29 Development for certain additional purposes

Insert at the end of the clause:

- (3) Any development that was lawfully being carried out on the land referred to in item 22 of Schedule 8 immediately before the amendment of that item by *Byron Local Environmental Plan 1988 (Amendment No 93)* may continue to be carried out as if that item had not been so amended.

[2] Schedule 8 Land referred to in clause 29

Omit “(Amendment No 56)” from Item 22 of Schedule 8.
Insert instead “(Amendment No 93)”.

Gosford Local Environmental Plan No 409

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(N00/00006/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Gosford Local Environmental Plan No 409

Gosford Local Environmental Plan No 409

1 Name of plan

This plan is *Gosford Local Environmental Plan No 409*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies to allow residential development and to provide a buffer to the adjoining regional fire services centre.

3 Land to which plan applies

This plan applies to Lots 600 and 601, DP 816243, Woy Woy Road, Kariong, as shown edged heavy black on the map marked “Gosford Local Environmental Plan No 409” deposited in the office of the Council of the City of Gosford.

4 Amendment of Interim Development Order No 122—Gosford

Interim Development Order No 122—Gosford is amended by inserting at the end of clause 2 (2A) the following matter:

Land at Kariong, being Lot 601, DP 816243, Woy Woy Road, as shown edged heavy black on the map marked “Gosford Local Environmental Plan No 409” deposited in the office of the council.

5 Amendment of Gosford Planning Scheme Ordinance

Gosford Planning Scheme Ordinance is amended by inserting in appropriate order in the definition of *Scheme map* in clause 3 (1) the following words:

Gosford Local Environmental Plan No 409

Goulburn Local Environmental Plan 1990 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(W99/00209/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Sydney, 12th June 2001.

Clause 1 Goulburn Local Environmental Plan 1990 (Amendment No 10)

Goulburn Local Environmental Plan 1990 (Amendment No 10)

1 Name of plan

This plan is *Goulburn Local Environmental Plan 1990 (Amendment No 10)*.

2 Aims of plan

This plan aims to allow, with the consent of the Goulburn City Council, subdivision of the land to which this plan applies and the erection of dwelling-houses on the lots created by the subdivision.

3 Land to which plan applies

This plan applies to land being Lot 1, DP 1016079 and Lot 1, DP 1008449 in the Parish of Towrang, as shown edged heavy black on the map marked "Goulburn Local Environmental Plan 1990 (Amendment No 10)" deposited in the office of the Council of the City of Goulburn.

4 Relationship to other environmental planning instruments

This plan amends *Goulburn Local Environmental Plan 1990* in the manner set out in Schedule 1.

Goulburn Local Environmental Plan 1990 (Amendment No 10)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert, in appropriate order, at the end of the definition of *the map* in clause 5 (1):

Goulburn Local Environmental Plan 1990 (Amendment No 10)

[2] Schedule 4 Development for certain additional purposes

Insert at the end of Schedule 4:

Land bounded on the north by an unformed Crown road, on the east by the western boundary of Lot 2, DP 1016079, on the south by the northern boundary of Lot 7007, DP 94628, and Lot 1, DP 720137 and on the west by Gorman Road, being Lot 1, DP 1016079, as shown edged heavy black on the map marked "Goulburn Local Environmental Plan 1990 (Amendment No 10)"—subdivision into allotments, each having an area of not less than 10 hectares, and the erection of a dwelling-house on each allotment so created on which no dwelling-house already exists, subject to the following conditions:

- (a) the building setback from Gorman Road and the adjacent unformed Crown road must be at least 100 metres,
- (b) the Council must be satisfied that:
 - (i) no part of any building on an allotment will intrude into the skyline when viewed from vantage points in the City of Goulburn (as determined by the Council),
 - (ii) native vegetation (as determined by the Council) will not be removed without the Council's consent,
 - (iii) appropriate provision will be made for avenue planting adjacent to Gorman Road,
 - (iv) there will be adequate measures for the disposal of on-site effluent and the management of stormwater,

Page 3

Goulburn Local Environmental Plan 1990 (Amendment No 10)

Schedule 1 Amendments

- (v) there will be adequate measures for the control of soil erosion and sedimentation associated with the construction of any dwelling-house, access road, track, shed, water tank, fence or other associated infrastructure.

Land bounded on the north by Lot 2, DP 1008449, on the east by Gorman Road, on the south by the northern boundary of Lot 1, DP 378450 and on the west by the Great Southern Railway Line, being Lot 1, DP 1008449, shown edged heavy black on the map marked "Goulburn Local Environmental Plan 1990 (Amendment No 10)"—subdivision into allotments, each having an area of not less than 10 hectares, and the erection of a dwelling-house on each allotment so created on which no dwelling-house already exists, subject to the following conditions:

- (a) building setback from Gorman Road must be at least 80 metres,
- (b) the Council must be satisfied that:
 - (i) no part of any building on an allotment will intrude into the skyline when viewed from vantage points in the City of Goulburn (as determined by the Council), and
 - (ii) native vegetation (as determined by the Council) will not be removed without the Council's consent,
 - (iii) appropriate provision will be made for avenue planting adjacent to Gorman Road,
 - (iv) there will be adequate measures for the disposal of on-site effluent and the management of stormwater,
 - (v) there will be adequate measures for the control of soil erosion and sedimentation associated with the construction of any dwelling-house, access road, track, shed, water tank, fence or other associated infrastructure.

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S99/01432/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

1 Name of plan

This plan is *Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)*.

2 Aims of plan

This plan aims to update the listing of heritage items and the identification of heritage conservation areas in *Hornsby Shire Local Environmental Plan 1994*. This plan also makes an amendment by way of law revision.

3 Land to which plan applies

This plan applies to land within the Hornsby local government area.

4 Amendment of Hornsby Shire Local Environmental Plan 1994

Hornsby Shire Local Environmental Plan 1994 is amended as set out in Schedule 1.

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 7B Complying development

Omit "*Threatened Species Act 1995*" from clause 7B (2) (d).
Insert instead "*Threatened Species Conservation Act 1995*".

[2] Schedule D

Omit from the matter under the heading of **Arcadia**:

8–12 Smalls Road	Lot B, DP 64758	House	L
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[3] Schedule D, under the heading of "Arcadia"

Insert in numerical and alphabetical order of address:

10–12 Smalls Road	Lot 2, DP 874443	House and outbuildings	L
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[4] Schedule D, under the heading of "Beecroft"

Omit the following:

72 Beecroft Road	Lot U, DP 959289	Garden	L
102 Beecroft Road	Lot 1, DP 609098	"Liquorland" building	L
4 York Street	Lot 3, DP 9786	"Sheen"	L

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Schedule 1 Amendments

[5] Schedule D, under the heading of 'Beecroft'

Insert in numerical and alphabetical order of address:

29B Albert Road	Lot 105, DP 601734	House	L
72 Beecroft Road	Lot U, DP 959289	House, garden and outbuilding	L
100 Beecroft Road	Lot A, DP 356769	"Vintage Cellars" building	L
2-4 Boronia Avenue	Lots 1 and 2, DP 360108	Gardens	L
67A Murray Farm Road	Lot 3, DP 552887	English Oak tree	L
8 York Street	Lot 1, DP 9786	"Twilight House/Sheen"	L

[6] Schedule D, under the heading of "Berowra"

Omit the following:

23 Anembo Road	Lot 21, DP 590298 and Lot 18, DP 809358	House	L
1021 Pacific Highway	Pt Lot 11, DP 758096, Section 4	House	
20-24 Woodcourt Road	Lots A and B, DP 395405, Lot 17, DP 15615	Gardens	L

[7] Schedule D, under the heading of "Berowra"

Insert in numerical and alphabetical order of address:

21A Anembo Road	Lot 302, DP 880212	House	L
11-15 Yallambee Road	Lot 2, DP 556142	Garden, including Oak tree	L

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Amendments

Schedule 1

[8] Schedule D, after the matter relating to Berowra

Insert the following:

Berowra Heights

Turner Road	Road Reserve	Trees	L
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[9] Schedule D, under the heading of "Berrilee"

Insert in numerical and alphabetical order of address:

106 Bay Road	Lot 3, DP 224685	"Mt Orient"	S
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[10] Schedule D, under the heading of "Brooklyn"

Insert in numerical and alphabetical order of address:

8 William Street	Lot 1, DP 830845	Telephone exchange	L
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[11] Schedule D, under the heading of "Cheltenham"

Omit the following:

2-4 Boronia Avenue	Lots 1 and 2, DP 360108	Gardens	L
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[12] Schedule D, under the heading of "Cheltenham"

Insert in numerical and alphabetical order of address:

130-146 Malton Road	Lots A and B, DP 393708	"Ahimsa" and grounds	L
6 Mason Avenue	Lot 3, DP 332084	House	L

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Schedule 1 Amendments

[13] Schedule D, under the heading of "Dural"

Omit the following:

925–935 Old Northern Road	Lot 2, DP 618271	House	L
937 Old Northern Road	Lot 1, DP 618271	Former Uniting Church	L
1355 Old Northern Road	Lot 1, DP 615183	House	L

[14] Schedule D, under the heading of "Dural"

Insert in numerical and alphabetical order of address:

925–937 Old Northern Road	Lots 1 and 2, DP 618271	House, former Uniting Church and chapel	L
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[15] Schedule D, under the heading of "Epping"

Omit the following:

Abuklea Road	Lot B, DP 402093	Bushland Forester Park	L
2–4 Brigadoon Crescent	Lots 8 and 9, DP 221577	"Araluen"	L
9 Norfolk Street	Lot X, DP 410045	Garden	L
Plumpton Road	Road Reserve	Street trees	L
Plumpton Road	Pt Lot 2, DP 500461, Lot 12, DP 237797	Ray Park	L
Stanley Street	Lots A–C, DP 417846, Lots 100 and 103, DP 810775	Dence Park	L

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Amendments

Schedule 1

[16] Schedule D, under the heading of “Epping”

Insert in numerical and alphabetical order of address:

Albuera Road	Lot B, DP 402093	Bushland in Vimiera and Forrester Parks	L
2–4 Brigadoon Court	Lots 8 and 9, DP 221577	“Araluen”	L
121X Essex Street	Pt Lot 255, DP 752028	Terrys Creek crossing in Vimiera Park	S
9 Norfolk Road	Lot X, DP 410045	House and garden	L
Plympton Road	Road Reserve	Street trees	L
Plympton Road	Pt Lot 2, DP 500461, Lot 12, DP 237797	Ray Park	L
Stanley Road	Lots A–C, DP 417846, Lots 100 and 103, DP 810775	Dence Park	L
20 York Street	Lot 251, DP 861299	House	L

[17] Schedule D, under the heading of “Galston”

Omit the following:

2 Crosslands Road	Lot A, DP 155205	Slab cottage	L
3 Crusader Road	Lot C, DP 412743	House	L

[18] Schedule D, under the heading of “Galston”

Insert in numerical and alphabetical order of address:

2 Crosslands Road	Lot A, DP 155205	House (includes original slab cottage within)	L
Galston Road	Road Reserve	Galston Gorge timber bridge	L

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Schedule 1 Amendments

[19] Schedule D, under the heading of "Glenorie"

Omit the following:

1313–1317 Old Northern Road	Lot 7, DP 13439	House	L
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[20] Schedule D, under the heading of "Glenorie"

Insert in numerical and alphabetical order of address:

1319–1321 Old Northern Road	Lot 4, DP 831026	Original weatherboard house	L
1355 Old Northern Road	Lot 1, DP 615183	House and stone sheds	L
1509–1517 Old Northern Road	Lot 2, DP 542209	"Hazlehurst"	L

[21] Schedule D, under the heading of "Hornsby"

Omit the following:

49 Burdett Street	Lot C, DP 103069	Edgeworth David House	S
27–35 Frederick Street	Lots 11, 12, 13 and 14A, DP 5262 and Lot A, DP 416162	House	L
Jersey Street	Lot 3, DP 613919	SRA electricity plant	L
340 Pacific Highway	Lot 3, DP 6447	House	L
1A Rosemead Road	Lot B, DP 327582	House	

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Amendments

Schedule 1

[22] Schedule D, under the heading of "Hornsby"

Insert in numerical and alphabetical order of address:

49 Burdett Street	Lot C, DP 103069	Edgeworth David House ("Coringah") and grounds	S
6 Dural Street	Lot 9, Section 1, DP 1880	"Norwood"	L
33 Frederick Street	Lot 2, DP 881170	"Wirruna" and gardens	L
2 High Street	Lot 1, DP 585721	Hornsby War Memorial Hall	R
Jersey Street	Lot 3, DP 613919	SRA electricity plant and signal box	S
18 Rosemead Road	Lot 22, DP 7679	House	L

[23] Schedule D, under the heading of "Normanhurst"

Omit the following:

116 Pennant Hills Road	Pt Lot 16, DP 7682, Section A	House	L
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[24] Schedule D, under the heading of "Pennant Hills"

Omit the following:

82 Boundary Road	Lot 1, DP 518285	Garden	L
84 Boundary Road	Lot 10, DP 220263	House and garden	L
41 Loftus Road	Lot 9, DP 208266	House	L
449C Pennant Hills Road	Lot 10, DP 631486, Lot 1, DP 34372, Lots 754, 755 and 756, DP 752028	"Mount St. Benedict's" Convent and grounds	R
3-5 The Crescent	Lot A, DP 304677	Garden	L
17 The Crescent	Lot 5, DP 4592	"Barncleuth"	R

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Schedule 1 Amendments

[25] Schedule D, under the heading of "Pennant Hills"

Insert in numerical and alphabetical order of address:

84–86 Boundary Road	Lot 10, DP 220263	House and garden	L
41 Loftus Road	Lot 9, DP 208266	House and grounds, including convict brick paths, stone love seat, palm tree, remnant circular drive and beehive well	L
449C Pennant Hills Road	Lots 1, 2, 3, 4 and 5, DP 828179	"Mount St Benedict's" Convent and grounds	R
3 The Crescent	Lot 1, DP 882838	House and garden	L
17 The Crescent	Lot 5, DP 4592	"Barncleuth" and grounds	L

[26] Schedule D, under the heading of "River Settlements"

Insert in alphabetical order of address:

Collingridge Point	Lot 17, DP 26377	"Capo di Monte"	L
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[27] Schedule D, under the heading of "Thornleigh"

Omit the following:

2 Paling Street	Lot 5, DP 306404	House	L
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[28] Schedule D, under the heading of "Wahroonga"

Omit the following:

42 Woonona Avenue	Lot 11, DP 706260	"Neringala"	L
46 Woonona Avenue	Lot 1, DP 563185	"Cherrygarth" and garden	L

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Amendments

Schedule 1

[29] Schedule D, under the heading of “Wahroonga”

Insert in numerical and alphabetical order of address:

42 Woonona Avenue	Lot 11, DP 706260	“Cherrygarth” and garden	L
46 Woonona Avenue	Lot 1, DP 563185	“Neringala” and garden	L

[30] Schedule D, under the heading of “Waitara”

Omit the following:

26–36 Balmoral Street	Lots A–C, DP 364173, Lot C, DP 388844 and Lot 2, DP 542749	Gardens	L
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[31] Schedule D, under the heading of “Waitara”

Insert in numerical and alphabetical order of address:

28–36 Balmoral Street	Lots B and C, DP 364173, Lot C, DP 388844 and Lot 2, DP 542749	Gardens	L
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[32] Schedule D, under the heading of “West Pennant Hills”

Insert in numerical and alphabetical order of address:

540 Pennant Hills Road	Lot 11, DP 818114	Sydney Blue Gum	L
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[33] Schedule D, under the heading of “Wiseman’s Ferry”

Omit the following:

Old Northern Road	Road Reserve	Road, stone wall, escarpment and drain	R
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Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Schedule 1 Amendments

[34] Schedule D, under the heading of “Wiseman’s Ferry”

Insert in alphabetical order of address:

Old Northern Road	Road Reserve	Road, stone wall, bridge, escarpment and drain	S
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[35] Schedule D, under the heading of “Regional Reserves”

Omit the following:

Berowra Valley Bushland Park		Bushland, including the former Elourea Bushland Reserve	S
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[36] Schedule D, under the heading of “Regional Reserves”

Insert in alphabetical order of address:

Berowra Valley Regional Park		Bushland, including the former Elouera Bushland Reserve and Berowra Valley Bushland Park	S
Old Northern Road	Road	Great North Road between Baulkham Hills and Wiseman’s Ferry	S
New Line Road	Road	Great North Road between West Pennant Hills and Dural	S

Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Amendments

Schedule 1

[37] Schedule E

Omit the diagram marked "Hornsby West Side Heritage Conservation Area". Insert instead:

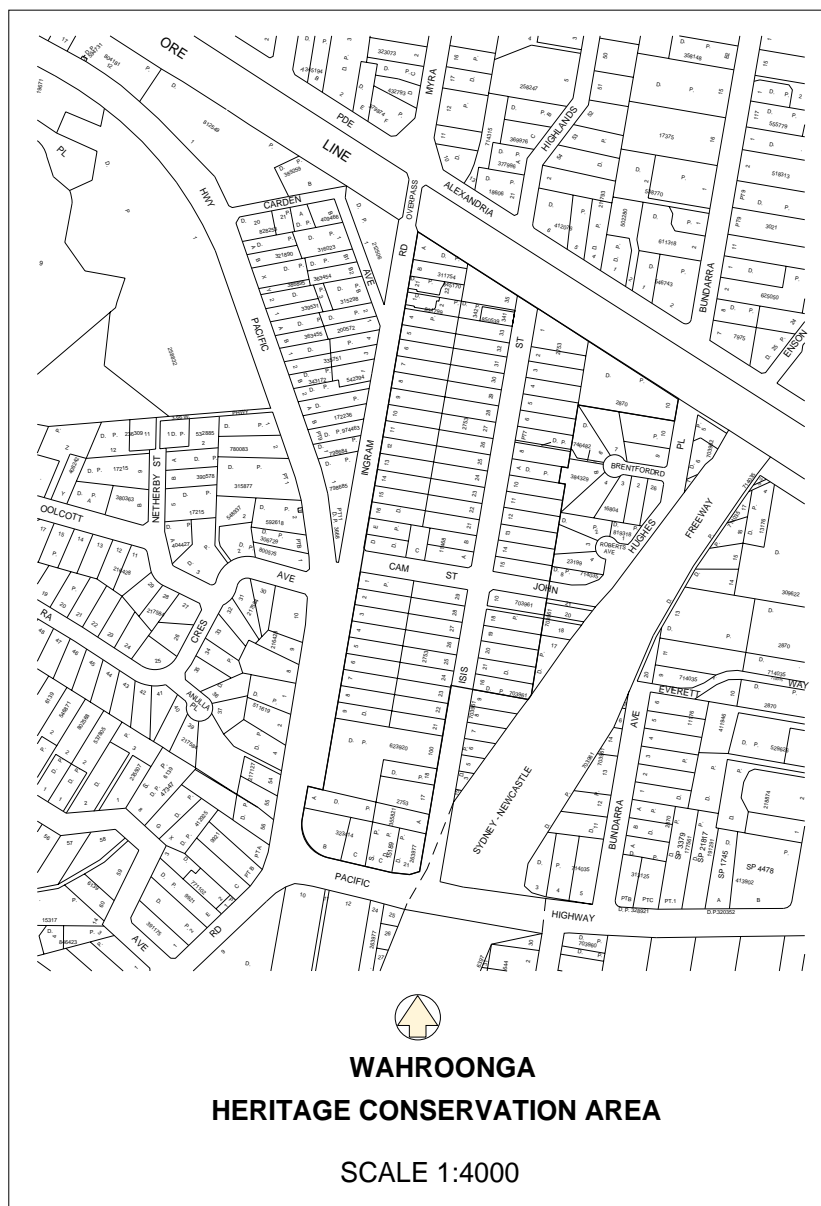


Hornsby Shire Local Environmental Plan 1994 (Amendment No 59)

Schedule 1 Amendments

[38] Schedule E

Omit the diagram marked "Wahroonga Heritage Conservation Area".
Insert instead:



Pittwater Local Environmental Plan 1993 (Amendment No 55)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S01/00095/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Pittwater Local Environmental Plan 1993 (Amendment No 55)

Pittwater Local Environmental Plan 1993 (Amendment No 55)

1 Name of plan

This plan is *Pittwater Local Environmental Plan 1993 (Amendment No 55)*.

2 Aims of plan

This plan aims to rezone the public land to which this plan applies from Special Uses “A” (Community Purposes) to General Business “A” under *Pittwater Local Environmental Plan 1993* so its zoning is consistent with its intended future use and the zoning of adjoining land.

3 Land to which plan applies

This plan applies to land within the local government area of Pittwater, being Lot 186, DP 24922, 69 Kalang Road, Elanora Heights, as shown coloured light blue on Sheet 1 and edged heavy black on Sheet 2 of the map marked “Pittwater Local Environmental Plan 1993 (Amendment No 55)” deposited in the office of Pittwater Council.

4 Amendment of Pittwater Local Environmental Plan 1993

Pittwater Local Environmental Plan 1993 is amended:

- (a) by inserting in appropriate order in the definition of *the Zoning Map* in clause 5 (1) the following words:

Pittwater Local Environmental Plan 1993 (Amendment No 55)—Sheet 1

- (b) by inserting in appropriate order in the definition of *multi-unit housing map* in clause 21M the following words:

Pittwater Local Environmental Plan 1993 (Amendment No 55)—Sheet 2

Strathfield Local Environmental Plan No 95

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S01/00025/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Strathfield Local Environmental Plan No 95

Strathfield Local Environmental Plan No 95

1 Name of plan

This plan is *Strathfield Local Environmental Plan No 95*.

2 Aim of plan

This plan aims:

- (a) to make further provision with respect to exempt and complying development in the local government area of Strathfield, and
- (b) to rezone under the *Strathfield Planning Scheme Ordinance* certain land that was excluded from a rezoning effected by *Strathfield Local Environmental Plan No 93*.

3 Land to which plan applies

This plan applies:

- (a) to the extent that it makes further provision for exempt and complying development—to all land within the local government area of Strathfield, and
- (b) in so far as it rezones land—to the land known as 163–177 Albert Road, Strathfield.

4 Amendment of Strathfield Planning Scheme Ordinance

Strathfield Planning Scheme Ordinance is amended as set out in Schedule 1.

Strathfield Local Environmental Plan No 95

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 4 Interpretation

Insert at the end of the definition of *Scheme map* in clause 4 (1):

Strathfield Local Environmental Plan No 95

[2] Clause 22B Complying development

Omit “as adopted by the Council on 23 November 1999” from clause 22B (4).

Insert instead “, as amended by (*Amendment No 1*) of that plan approved by the Council on 20 March 2001”.

[3] Schedule 13 Exempt Development

Insert “adversely” before “affect” in the matter at the second dot point under the heading “General” in the Column headed “**EXEMPTION CIRCUMSTANCES**” in the matter relating to alterations and additions to dwelling houses.

[4] Schedule 13, matter relating to alterations and additions to dwelling houses

Insert “(including underpinning that will not change the height of the building)” after “External alterations” in the Column headed “**TYPE OF ACTIVITY**”.

[5] Schedule 13, matter relating to alterations and additions to dwelling houses

Insert “with material similar to that of the existing roof or wall” after “roofs or walls” in the matter at the second dot point under the heading “Additional specific requirements” in the Column headed “**EXEMPTION CIRCUMSTANCES**”.

Strathfield Local Environmental Plan No 95

Schedule 1 Amendments

[6] Schedule 13, matter relating to fences

Insert “, including the repair or replacement of an existing fence with exactly the same materials and to exactly the same height” after “**Fences**” in the Column headed “**TYPE OF ACTIVITY**”.

[7] Schedule 13, matter relating to retaining walls

Insert after the first dot point in the Column headed “**EXEMPTION CIRCUMSTANCES**”:

- Setback a distance of at least 3m from all property boundaries,
- The construction of the retaining wall does not result in the raising of the existing ground levels,

[8] Schedule 14 Complying Development

Omit all matter relating to demolition.

Sydney Regional Environmental Plan No 26—City West (Amendment No 9)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following regional environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S00/00156/PC)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Sydney, 20th June 2001.

Clause 1 Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Sydney Regional Environmental Plan No 26—City West (Amendment No 9)

1 Name of plan

This plan is *Sydney Regional Environmental Plan No 26—City West (Amendment No 9)*.

2 Aims of plan

This plan aims to amend *Sydney Regional Environmental Plan No 26—City West* so as:

- (a) to make further provision for the redevelopment of City West by updating and improving provisions of that plan, particularly for the Ultimo-Pyrmont Precinct of City West, and
- (b) to identify sites in the Residential-Business Zone under that plan where residential uses will not be allowed to help ensure that a reasonable mix of employment and residential uses are achieved in Ultimo-Pyrmont, and
- (c) to ensure that positive covenants in favour of public authorities are not suspended by that plan, and
- (d) to revise the provisions of that plan relating to the making, amendment and duration of Master Plans, and
- (e) to refine other provisions of that plan to improve the administration of planning controls and improve environmental outcomes for City West.

3 Land to which plan applies

This plan applies to the land to which *Sydney Regional Environmental Plan No 26—City West* applies.

4 Amendment of Sydney Regional Environmental Plan No 26

Sydney Regional Environmental Plan No 26—City West is amended as set out in Schedule 1.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 7

Omit the clause. Insert instead:

7 Suspension of covenants and other instruments

Any agreement, covenant or other similar instrument does not apply to development allowed by this plan to the extent necessary to allow the development to be carried out in accordance with this plan, and any consent granted pursuant to this plan, as in force from time to time.

This clause does not affect the application of any of the following:

- any agreement, covenant or other similar instrument entered into, before or after the commencement of this clause, by the Minister, Sydney City Council, South Sydney City Council or the Sydney Harbour Foreshore Authority, or
- any covenant required, before or after the commencement of this clause, by a condition of a development consent or by the Minister, Sydney City Council, South Sydney City Council or the Sydney Harbour Foreshore Authority.

The Governor approved of this clause before *Sydney Regional Environmental Plan No 26—City West (Amendment No 9)* was made.

[2] Clause 8 Definitions

Insert at the end of the clause:

To the extent that any particulars shown on a Sheet specified in the definition of a map in Schedule 1 are inconsistent with particulars shown on a Sheet listed later in that definition, the particulars shown on the Sheet listed later prevail.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Schedule 1 Amendments

[3] Clause 11 Planning principles of regional significance for City West

Omit the second paragraph under the heading “**Environmental Issues**” in the Table to the clause.

Insert instead:

Development in City West is to have regard to the principles of ecologically sustainable development (namely, the precautionary principle, inter-generational equity, conservation of biological diversity and ecological integrity, and improved valuation, pricing and incentive mechanisms).

Development in City West is to:

- incorporate measures to minimise waste, including (where practicable) utilising recycled materials and renewable building resources, recycling building and demolition wastes, and providing facilities for recycling and composting, and
- implement total water cycle management, including (where practicable) reducing consumption of potable water, treating and recycling waste water for re-use, minimising site run-off and stormwater generation, and reusing stormwater, and
- incorporate measures to conserve energy, including (where practicable) reducing energy consumption, and increasing inherent energy efficiency through design and materials selection, and
- promote biological diversity by measures that include (where practicable) increasing habitat through appropriate retention, planting and maintenance of native flora considered representative of the locality, and
- complement and reinforce the development and use of the existing and planned integrated public transport, pedestrian and cycling networks in City West.

[4] Clause 14 Consent authority

Omit “(except land indicated on Map 5 as requiring a Master Plan for which the Minister is the consent authority)” wherever occurring.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Amendments

Schedule 1

[5] Clause 14

Omit “However:” and the following two dot point paragraphs.

Insert instead:

However, the Minister is the consent authority for a development application relating to a site area the whole or any part of which is land for which a Master Plan is required if:

- the development application is lodged before the Minister has, by order published in the Gazette, declared that the land is a completed Master Plan site, and
- the development proposed is not a strata or neighbourhood scheme subdivision.

[6] Clause 15 Planning principles of regional significance for Precincts

Omit the paragraphs under the heading, and the heading, “**Ecologically Sustainable Development**” from the matter in Part 1 of the Table (relating to the Ultimo-Pyrmont Precinct).

[7] Clause 15, Table

Omit the last paragraph under the heading “**Role and Land Use Activities**” from the matter in Part 2 of the Table (relating to the Eveleigh Precinct).

[8] Clause 15, Table

Omit the second last paragraph under the heading “**Role and Land Use Activities**” from the matter in Part 3 of the Table (relating to the Bays Precinct).

[9] Clause 16 How land is zoned

Omit “and rail and light rail transport undertakings and facilities”.

Insert instead “, rail and light rail transport undertakings and facilities, fire stations and other emergency services facilities,”.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Schedule 1 Amendments

[10] Clause 18 Residential-Business Zone

Omit the last paragraph. Insert instead:

Residential development within this zone is not to be located or designed so that the amenity of the development is adversely affected, by an adjoining or nearby use, to a level that is considered inappropriate by the consent authority due to excessive noise or odour or any similar environmental impact.

Residential development (other than for the purpose of dwellings for employees of a business use located on the same site) is prohibited on land within this zone that is identified by the words “Non-Residential Development” on Map 6.

[11] Clause 20A Railways Zone

Insert “, Freight Rail Corporation and Rail Access Corporation” after “State Rail Authority”.

[12] Clause 26 Graduated building heights adjacent to heritage items and conservation areas

Omit “scale”. Insert instead “height”.

[13] Clauses 27 and 27B

Insert at the end of each clause:

For the purposes of this clause, *business floor space* does not include any part of the gross floor area of a building occupied by a work-based child care centre.

[14] Clauses 27A Floor space limits in non-Master Plan areas in Ultimo-Pyrmont Precinct

Insert at the end of the clause:

For the purposes of this clause, *business floor space* does not include any part of the gross floor area of a building occupied by a work-based child care centre and any such part is taken not to be subject to a business use.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Amendments

Schedule 1

[15] Clauses 36, 37, 38 and 44

Omit “Director” wherever occurring. Insert instead “Director-General”.

[16] Clause 42 Preparation of Master Plans

Insert “or by the Director-General” after “concerned”.

[17] Clause 42

Omit “with the Director”.

Insert instead “between the owner or lessee and the Director-General”.

[18] Clause 42

Omit “by the Director”. Insert instead “by the Director-General”.

[19] Clause 43 Consultation

Omit “Director”, except where secondly occurring.

Insert instead “Director-General”.

[20] Clause 43

Omit “submitted to the Director by or on behalf of the owner or lessee of the land concerned must be advertised”.

Insert instead “must be advertised in a newspaper circulating in the locality”.

[21] Clause 45 Amendment of Master Plan

Omit “request of the Director”.

Insert instead “request of the Director-General, or may be prepared by the Director-General”.

[22] Clause 45

Omit “Director”, except where firstly occurring.

Insert instead “Director-General”.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Schedule 1 Amendments

[23] Clause 45

Insert at the end of clause 45:

An amendment to a Master Plan may be dealt with concurrently with a development application relating to the amendment.

[24] Clause 46 Expiration of Master Plan

Omit the clause.

[25] Clause 51

Omit the clause. Insert instead:

51 Advertising of certain development applications

Development that is proposed by a development application made after the commencement of *Sydney Regional Environmental Plan No 26—City West (Amendment No 9)* is advertised development for the purposes of the Act if, in the opinion of the consent authority, the development:

- would cause irreversible harm to a heritage item, or
- does not conform to a Master Plan, or
- would have significant environmental effects.

This clause ceases to have effect when a development control plan that provides for notice to be given of the proposed development to which this clause applies is approved by the Director-General.

[26] Clause 52 Views of other bodies about development in Precincts

Omit “Director of Planning” wherever occurring.

Insert instead “Director-General”.

[27] Schedule 1 Definitions

Omit “Director” from the definition of *Conservation policy*.

Insert instead “Director-General”.

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Amendments

Schedule 1

[28] Schedule 1

Insert “, as amended by the maps marked as follows:” after “City West Area” at the end of the definition of *Map 1*.

[29] Schedule 1

Insert at the end of the definition of *Map 1*:

Sydney Regional Environmental Plan No 26—City West.
Map 1—City West Area (Amendment No 9)

[30] Schedule 1

Insert at the end of the definition of *Map 2*:

Sheet 1—Ultimo-Pyrmont Precinct—Land Use Zones
(Amendment No 9)

[31] Schedule 1

Insert at the end of the definition of *Map 3*:

Sheet 1—Ultimo-Pyrmont Precinct—Permissible Building
Heights (Amendment No 9)

[32] Schedule 1

Insert at the end of the definition of *Map 4*:

Sheet 1—Ultimo-Pyrmont Precinct—Heritage and
Conservation (Amendment No 9)

[33] Schedule 1

Insert at the end of the definition of *Map 5*:

Sheet 1—Ultimo-Pyrmont Precinct—Master Planning
(Amendment No 9)

Sydney Regional Environmental Plan No 26—City West
(Amendment No 9)

Schedule 1 Amendments

[34] Schedule 1

Insert after the definition of *Map 5*:

Map 6 means the map marked “Sydney Regional Environmental Plan No 26—City West. Map 6”, consisting of the Sheets marked as follows:

Sheet 1—Ultimo-Pyrmont Precinct—Non-Residential Development (Amendment No 9)

[35] Schedule 1

Insert in alphabetical order:

Work-based child care centre means a building or place provided by an employer for the purpose of minding or caring for children of its employees.

[36] Schedule 4 Heritage items

Omit items 15 and 117 from Part 1. Insert instead, respectively:

15 Vulcan Hotel, 498–500 Wattle St

117 Terrace houses 142–168 Pyrmont St

Woollahra Local Environmental Plan 1995 (Amendment No 35)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(S00/01663/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Urban Affairs and Planning

Clause 1 Woollahra Local Environmental Plan 1995 (Amendment No 35)

Woollahra Local Environmental Plan 1995 (Amendment No 35)

1 Name of plan

This plan is *Woollahra Local Environmental Plan 1995 (Amendment No 35)*.

2 Aims of plan

- (1) This plan introduces into *Woollahra Local Environmental Plan 1995* (the 1995 plan) a definition of **heritage item group** so as to allow for heritage provisions to apply collectively to a group of heritage items which may or may not be located on one site.
- (2) This plan also aims to add properties to the schedule of heritage items in the 1995 plan as heritage items or heritage items forming a group, and also to include certain land not comprising heritage items, all within a newly established heritage conservation area.

3 Land to which plan applies

- (1) To the extent that this plan adds a definition for the purposes of the 1995 plan, it applies to all the land to which the 1995 plan applies.
- (2) To the extent that this plan adds to the schedule of heritage items situated within a heritage conservation area and also includes land not comprising heritage items, it applies to land bounded by Darling Point Road, Mitchell Road, Sutherland Crescent and Etham Avenue, Darling Point, as shown edged heavy black and blue and marked "Heritage Conservation Area" on the map marked "Woollahra Local Environmental Plan 1995 (Amendment No 35)—Heritage Conservation Map" deposited in the office of Woollahra Council.

4 Amendment of Woollahra Local Environmental Plan 1995

Woollahra Local Environmental Plan 1995 is amended as set out in Schedule 1.

Woollahra Local Environmental Plan 1995 (Amendment No 35)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 26 Heritage items

Insert “or that is an item that is part of a heritage item group” after “heritage item” in clause 26 (1).

[2] Clause 26 (2)

Insert “and of any heritage item group of which the item is part” after “item”.

[3] Clause 27 Development in the vicinity of heritage items, heritage item groups, heritage conservation areas, archaeological sites or potential archaeological sites

Insert “heritage item group,” after “heritage item,”.

[4] Clause 32 Heritage conservation incentives

Insert “or of any heritage item group of which the item is part” after “heritage item” in clause 32 (1) (a).

[5] Clause 32 (2)

Insert “and of any heritage item group of which the item is part” after “heritage item” where lastly occurring..

[6] Clause 33 Heritage notifications

Insert “or of any heritage item group of which the item is part” after “heritage item” where secondly occurring in clause 33 (2).

[7] Schedule 1 Definitions

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

Woollahra Local Environmental Plan 1995 (Amendment No 35)—Heritage Conservation Map

Woollahra Local Environmental Plan 1995 (Amendment No 35)

Schedule 1 Amendments

[8] Schedule 1, definition of “heritage item group”

Insert in alphabetical order:

heritage item group means two or more heritage items that may or may not be located on one site, that have heritage significance individually and collectively and that are described as a heritage item group in Part B of Schedule 3.

[9] Schedule 3 Heritage items

Insert the entries below in Parts A and B of Schedule 3 in appropriate order of street and suburb, street number and description of the heritage item:

Etham Av , Darling Pt.	9	House and grounds
Etham Av, Darling Pt.	32	Residential flat building and grounds
Etham Av, Darling Pt.	37	Etham Avenue heritage item group—house and grounds
Etham Av, Darling Pt.	39	Etham Avenue heritage item group—house and grounds
Etham Av, Darling Pt.	41	Etham Avenue heritage item group—house and grounds
Sutherland Cr , Darling Pt.	2	House and grounds
Sutherland Cr, Darling Pt.	4	House and grounds

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**REVOCAION OF NOTIFICATION PLACING LAND UNDER
CARE, CONTROL AND MANAGEMENT OF THE COUNCIL
OF GOSFORD**

Pursuant to Section 11 of the Environmental Planning and Assessment Act, 1979, the notification made by the Department of Urban Affairs and Planning published in Government Gazette of 23 November, 1984 folio 9187 placing the land under the care, control and management of the Council of Gosford is revoked only as regards to the land described in the Schedule below

Dated at Sydney this 19th June, 2001.

D Patenall
Executive Director
Corporate & Business Management
Department of Urban Affairs & Planning

SCHEDULE

All that piece or parcel of land situated in the Gosford Local Government area, Parish of Kincumber and County of Northumberland that part of the land in Certificate of Title Folio Identifier 12/612137 being proposed Lot 6 DP 1026458.

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**GOSFORD LOCAL ENVIRONMENTAL PLAN No. 411**

I, the Minister for Urban Affairs and Planning, in pursuance of section 70 of the Environmental Planning and Assessment Act 1979, make the local environmental plan set out hereunder. (N99/00192/S69)

ANDREW REFSHAUGE MP

Minister for Urban Affairs and Planning.

Sydney, 12 June 2001.

Citation

1. This plan may be cited as Gosford Local Environmental Plan No. 411.

Aims, objectives, etc.

2. This plan aims to rezone the land to which this plan applies to allow residential development and to rationalise planning provisions in the locality.

Land to which plan applies

3. This plan applies to Lots 10 - 14, Section G, D.P. 2350, Pacific Highway, Niagara Park, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No. 411" deposited in the office of the Council of the City of Gosford.

Relationship to other environmental planning instruments

4. This plan amends:
 - (a) the Gosford Planning Scheme Ordinance in the manner set out in clause 5; and
 - (b) Interim Development Order No. 122 - Gosford in the manner set out in clause 6.

Amendment of Gosford Planning Scheme Ordinance

5. The Gosford Planning Scheme Ordinance is amended by inserting at the end of the definition of "Scheme map" in clause 3(1) the following words:

Gosford Local Environmental Plan No. 411;

Amendment of Interim Development Order No. 122 - Gosford

6. Interim Development Order No. 122 - Gosford is amended by inserting at the end of clause 2(2A) the following words:

Land at Niagara Park, being Lots 10 - 14, Section G, D.P. 2350, Pacific Highway, Niagara Park, as shown edged heavy black on the map marked "Gosford Local Environmental Plan No. 411" deposited in the office of the Council.

Hornsby Shire Local Environmental Plan 1994 (Amendment No. 63)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (SOO/01869/S69)

ANDREW REFSHAUGE MP

Minister for Urban Affairs and Planning.
Sydney, 15 June 2001

Name of plan

1. This plan is *Hornsby Shire Local Environmental Plan 1994 (Amendment No. 63)*.

Aim of plan

2. This plan aims to reclassify part of Lot 18, D.P. 202186, Calabash Point, Berowra Creek, as operational land within the meaning of the *Local Government Act 1993* to facilitate a land exchange with the adjacent lot, being Lot 17, D.P. 202186.

Land to which plan applies

3. This plan applies to land within the Hornsby local government area, known as part of Lot 18, D.P. 202186, Calabash Point, Berowra Creek, being the land shown edged heavy black on the diagram identified on "Diagram AC" appearing at the end of clause 5.

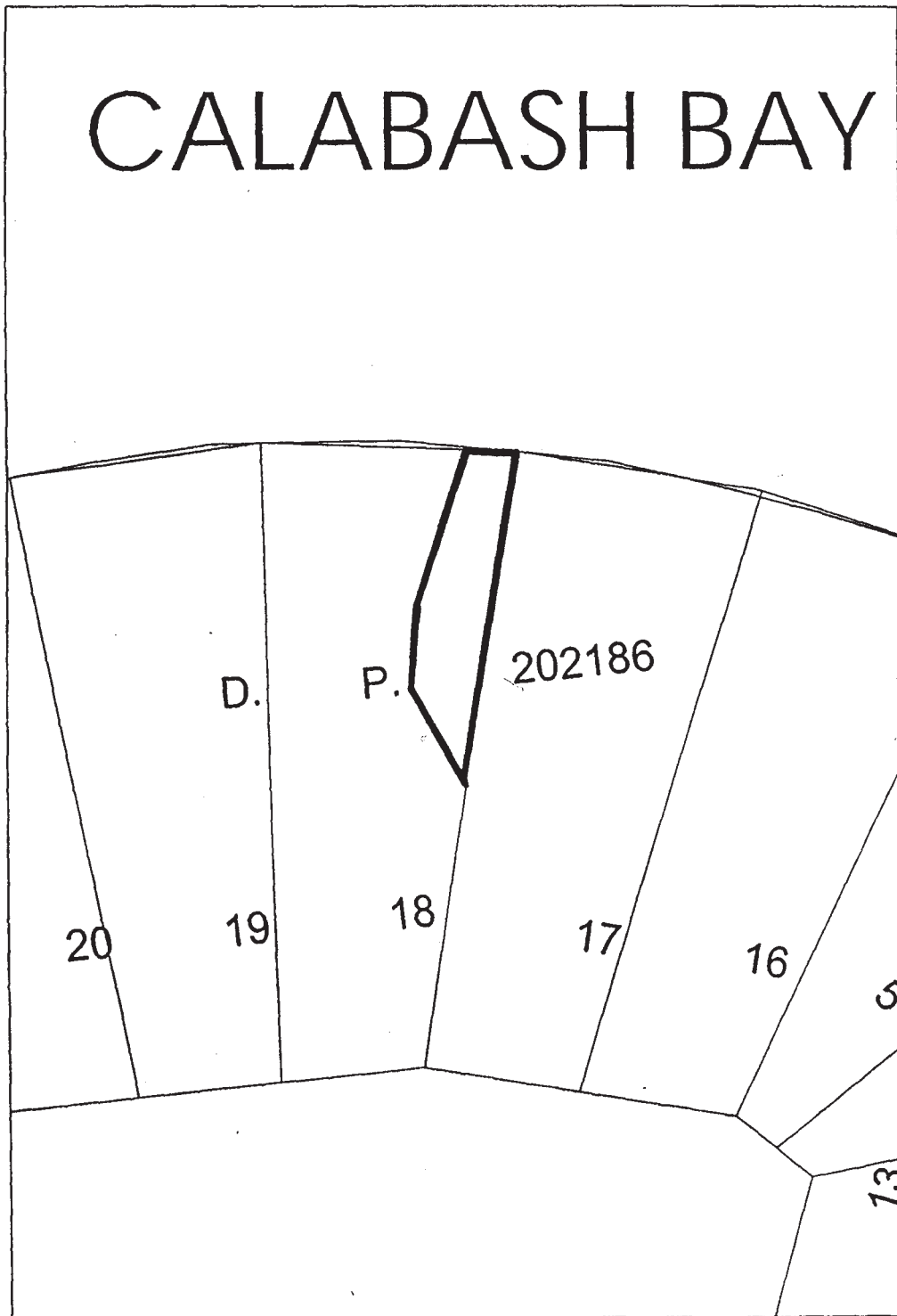
Relationship to other environmental planning instruments

4. This plan amends *Hornsby Shire Local Environmental Plan 1994* in the manner set out in clause 5.

Amendment of Hornsby Shire Local Environmental Plan 1994

5. *Hornsby Shire Local Environmental Plan 1994* is amended by inserting in appropriate order in Part 2 of Schedule C the following diagram:

DIAGRAM AC



Part of Lot 18, D.P. 202186, Calabash Point, Berowra Creek, has been reclassified as operational land as shown edged heavy black in Diagram AC, - *Hornsby Shire Local Environmental Plan 1994 (Amendment No. 63)*.

Timber Plantations (Harvest Guarantee) Act 1995

Notice of Accreditation of a Timber Plantation

The Executive Director of the Resource and Conservation Division, Department of Urban Affairs and Planning, hereby notifies that the Timber Plantation on the land described in the schedule is an accredited Timber Plantation pursuant to sections 13 and 18 of the Timber Plantations (Harvest Guarantee) Act 1995.

Dated at Sydney this 8th day of June 2001.

Ian Cranwell
A/Executive Director

SCHEDULE

All that land in the Young Council area, County of Bland and Parish of Memagong known as Lot(s) 43, Deposited Plan DP 750610 shown on the map accompanying the application for accreditation No 01/094 held by the Department of Urban Affairs and Planning, Plan Catalogue No. 010 214 90 598.

Timber Plantations (Harvest Guarantee) Act 1995

Notice of Accreditation of a Timber Plantation

The Executive Director of the Resource and Conservation Division, Department of Urban Affairs and Planning, hereby notifies that the Timber Plantation on the land described in the schedule is an accredited Timber Plantation pursuant to sections 13 and 18 of the Timber Plantations (Harvest Guarantee) Act 1995.

Dated at Sydney this 8th day of June 2001.

Ian Cranwell
A/Executive Director

SCHEDULE

All that land in the Ballina Council area, County of Rous and Parish of Ballina known as Lot(s) 4, Deposited Plan DP 259047 shown on the map accompanying the application for accreditation No 01/112 held by the Department of Urban Affairs and Planning, Plan Catalogue No. 010 9 90 616.

Timber Plantations (Harvest Guarantee) Act 1995

Notice of Accreditation of a Timber Plantation

The Executive Director of the Resource and Conservation Division, Department of Urban Affairs and Planning, hereby notifies that the Timber Plantation on the land described in the schedule is an accredited Timber Plantation pursuant to sections 13 and 18 of the Timber Plantations (Harvest Guarantee) Act 1995.

Dated at Sydney this 8th day of June 2001.

Ian Cranwell
A/Executive Director

SCHEDULE

All that land in the Byron Council area, County of Rous and Parish of Byron known as Lot(s) 5, Deposited Plan DP 703416 shown on the map accompanying the application for accreditation No 01/113 held by the Department of Urban Affairs and Planning, Plan Catalogue No. 010 35 90 617.

Roads and Traffic Authority

ROADS ACT 1993

Section 10

Notice of Dedication of Land as Public Road at Cardiff
in the Lake Macquarie 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. LORSCHY,
Manager, Statutory Processes,
Roads and Traffic Authority of New South Wales.

SCHEDULE

All those pieces or parcels of land situated in the Lake Macquarie City Council area, Parish of Kahibah and County of Northumberland, shown as Lots 5 and 6, Deposited Plan 1012247.

(RTA Papers: 252.1316).

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

Notice of Compulsory Acquisition of Land at
Charlestown in the Lake Macquarie City Council Area

THE Roads and Traffic Authority of New South Wales by its delegate declares, with the approval of Her Excellency the Governor, that the 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. LORSCHY,
Manager, Statutory Processes,
Roads and Traffic Authority of New South Wales.

SCHEDULE

All that piece or parcel of Crown land situated in the Lake Macquarie City Council area, Parish of Kahibah and County of Northumberland, shown as Lot 2, Deposited Plan 880002.

(RTA Papers FPP 1M1412; RO 23/252.1270)

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

Notice of Compulsory Acquisition of Land at Putty in the
Singleton 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. LORSCHY,
Manager, Statutory Processes,
Roads and Traffic Authority of New South Wales.

SCHEDULE

All that piece or parcel of unreserved Crown land situated in the Singleton Shire Council area, Parish of Putty and County of Hunter, shown as Lot 102, Deposited Plan 1019834.

(RTA Papers FPP 1M1407; RO 402.1234)

ROADS ACT 1993

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

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

DAVID EVANS,
General Manager,
Maitland City Council
(by delegation from the Minister for Roads)

SCHEDULE
1. CITATION

This Notice may be cited as the Maitland City Council B-Doubles Notice No 1/2001.

2. COMMENCEMENT

This Notice takes effect on the date of gazettal.

3. EFFECT

This Notice remains in force until 30 June 2006 unless it is amended or repealed earlier.

4. APPLICATION

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

5. ROUTES**B-Double routes within Maitland City Council**

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25	000	River Road, Lochinvar	New England Highway (SH9)	Vehicular entrance to property number 10 River Road Lochinvar (approx. 100m)	Nil

ROADS ACT 1993

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

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

GREG FOGARTY,
 Manager Technical Services
 for
 Hugh A. Percy
 General Manager
 Queanbeyan City Council
 (by delegation from the Minister for Roads)

SCHEDULE
1. CITATION

This Notice may be cited as the Queanbeyan City Council B-Doubles Notice No 1/2001.

2. COMMENCEMENT

This Notice takes effect on the date of gazettal.

3. EFFECT

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

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25	000	Silva Avenue, Queanbeyan	Yass Road (MR52)	Overnight KBT Express Depot	The only two places of access permitted for B-Doubles on this route are the Overnight KBT Express Depot and Movements International Depot

Sydney Water

SEWER MAINS

SYDNEY WATER

Sewer mains

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

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

BAULKHAM HILLS SHIRE, AT KELLYVILLE: CONTRACT NUMBER 968322S3, PROJECT NUMBER 3001599. LINES 1 AND 2, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING CAYDEN AVENUE.

BLACKTOWN CITY, AT QUAKERS HILL: CONTRACT NUMBER 968966W9, PROJECT NUMBER 3001439. LINES 1 TO 6, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING GREENDALE CIRCUIT.

BLACKTOWN CITY, AT GLENWOOD: CONTRACT NUMBER 966927S6, PROJECT NUMBER 3000770. LINES 1 TO 11 AND PROPERTY CONNECTION SEWER 1 AND 2, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING RACHAEL PLACE, VALIS ROAD, SOPHIE STREET, MEURANTS LANE AND ALI PLACE.

BLACKTOWN CITY, AT QUAKERS HILL: CONTRACT NUMBER 964014S2, PROJECT NUMBER 3000586. LINES 1 TO 13, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING SAPPHIRE COURT, GEORGIA STREET, TORBERT AVENUE AND ERIN STREET.

BLACKTOWN CITY, AT QUAKERS HILL: CONTRACT NUMBER 968287S9, PROJECT NUMBER 3001581. LINES 1 TO 10, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING SAPPHIRE CIRCUIT, TANGERINE STREET, JASPER STREET, JUSTIN PLACE AND POTTER STREET.

BLACKTOWN CITY, AT RIVERSTONE: CONTRACT NUMBER 969041S9, PROJECT NUMBER 3001635. LINE 1 AND ITS APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING VICTORIA STREET.

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

VICKI MAWBY,
Developer Activity Officer
Blacktown Commercial Centre

22 June 2001.

SYDNEY WATER

Sewer mains

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

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

CITY OF LIVERPOOL, AT PRESTONS: CONTRACT NUMBER 973667S6, PROJECT NUMBER 3002134. PROPERTY CONNECTION SEWER LINE 1 AND ITS APPURTENANT JUNCTIONS, SERVING BARCELONA STREET AND SLOE PLACE.

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

VALDIS VIKSNE,
Developer Activity Officer
Liverpool Commercial Centre

22 June 2001.

SYDNEY WATER

Sewer mains

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

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

CITY OF WOLLONGONG, AT CORRIMAL: CONTRACT NUMBER 935102SA, PROJECT NUMBER 390353. LINES 1 TO 3 AND SIDELINE 1, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING ROBSON AND LYNDON STREETS.

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

MARGARET McTAINSH,
Developer Activity Officer
Illawarra Region

22 June 2001.

SYDNEY WATER

Sewer mains

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

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

CITY OF LIVERPOOL, AT CASULA: CONTRACT NUMBER 963569S0, PROJECT NUMBER 3000142. LINES 1 AND 2, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING WATTLE AND MAPLE ROADS AND MARJORIE CLOSE.

CITY OF LIVERPOOL, AT CASULA: CONTRACT NUMBER 963570S9, PROJECT NUMBER 3002047. LINE 1 AND ITS APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING MARJORIE CLOSE.

CITY OF LIVERPOOL, AT CASULA: CONTRACT NUMBER 973758S0, PROJECT NUMBER 3002290. SIDE LINE 1 AND ITS APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING NATALIE CLOSE.

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

KEVIN HASTIE,
Developer Activity Officer
Liverpool Commercial Centre

22 June 2001.

SYDNEY WATER

Sewer mains

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

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

BLACKTOWN CITY, AT GLENDENNING: CONTRACT NUMBER 969061S9, PROJECT NUMBER 3001844. LINES 1 AND 2, INCLUSIVE, AND THEIR APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING ARMITAGE AND GOLDING DRIVES.

BLACKTOWN CITY, AT MT DRUITT: CONTRACT NUMBER 974515S3, PROJECT NUMBER 3002147. LINE 1 AND ITS APPURTENANT JUNCTIONS, SIDELINES AND INLETS SERVING FRANK AND COATES STREETS.

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

ROBERT ROACH,
Developer Activity Officer
Blacktown Commercial Centre

22 June 2001.

WATER MAINS**SYDNEY WATER**

Water Mains

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

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

CITY OF CAMDEN, AT HARRINGTON PARK: CONTRACT NUMBER 439455F6, PROJECT NUMBER 1000148. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES IN SIR WARICK FAIRFAX DRIVE.

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

KEVIN ADAMS,
Developer Activity Officer
Liverpool Commercial Centre

2 June 2001.

SYDNEY WATER

Water Mains

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

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

BLACKTOWN CITY, AT GLENWOOD: CONTRACT NUMBER 966927W4, PROJECT NUMBER 7000036. RECYCLED WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES AT SOPHIE STREET, CALIS ROAD, RACHAEL PLACE AND ALI PLACE.

BLACKTOWN CITY, AT GLENWOOD: CONTRACT NUMBER 966927W4, PROJECT NUMBER 1000344. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES AT SOPHIE STREET, CALIS ROAD, RACHAEL PLACE AND ALI PLACE.

BLACKTOWN CITY, AT QUAKERS HILL: CONTRACT NUMBER 964014W6, PROJECT NUMBER 1000254. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES AT SAPPHIRE CIRCUIT, GEORGIA STREET, ERIN STREET AND TORBERT AVENUE.

BLACKTOWN CITY, AT QUAKERS HILL: CONTRACT NUMBER 968287W1, PROJECT NUMBER 1000678. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES AT JASPER STREET, TANGERINE STREET AND SAPPHIRE CIRCUIT.

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

VICKI MAWBY,
Developer Activity Officer
Blacktown Commercial Centre

22 June 2001.

SYDNEY WATER

Water Mains

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

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

CITY OF HAWKESBURY, AT SOUTH WINDSOR: CONTRACT NUMBER 967796W5, PROJECT NUMBER 1000588. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES IN ARGYLE STREET AND SOVEREIGN PLACE.

CITY OF HAWKESBURY, AT SOUTH WINDSOR: CONTRACT NUMBER 973578W2, PROJECT NUMBER 1000890. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES IN MILEHAM AND FORBES STREETS.

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

ROBERT ROACH,
Developer Activity Officer
Blacktown Commercial Centre

22 June 2001.

SYDNEY WATER

Water Mains

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

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

CITY OF LIVERPOOL, AT CASULA: CONTRACT NUMBER 963570W1, PROJECT NUMBER 1000906. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES IN MARJORIE CLOSE.

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

KEVIN HASTIE,
Developer Activity Officer
Liverpool Commercial Centre

22 June 2001.

SYDNEY WATER

Water Mains

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

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

CITY OF WOLLONGONG, AT CORRIMAL: CONTRACT NUMBER 935102W2, PROJECT NUMBER 1000113. WATER MAINS ARE NOW LAID AND CAPABLE OF SERVING IDENTIFIED PROPERTIES IN ROBSON STREET.

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

MARGARET McTAINSH,
Developer Activity Officer
Illawarra Region

22 June 2001.

Other Notices

ABORIGINAL LAND RIGHTS ACT 1983

Exemption of Aboriginal Land from the Payment of Rates

I, the Honourable Andrew John REFSHAUGE, M.P., Minister for Aboriginal Affairs, being of the opinion that special circumstances exist which warrant my doing so, DECLARE in pursuance of the provisions of section 43 of the Aboriginal Land Rights Act 1983, that the lands described in the Schedule below and vested in the Orange Local Aboriginal Land Council, be exempt from payment of rates under the Local Government Act 1993.

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

SCHEDULE

L.G.A. — Blayney Shire Council

Being: Lot 264, DP 41288 at off Maria Street; Lot 260, DP 750408, at 752 Gallymont Road, Mandurama.

ABORIGINAL LAND RIGHTS ACT 1983

Exemption of Aboriginal Land from the Payment of Rates

I, the Honourable Andrew John REFSHAUGE, M.P., Minister for Aboriginal Affairs, being of the opinion that special circumstances exist which warrant my doing so, DECLARE in pursuance of the provisions of section 43 of the Aboriginal Land Rights Act 1983, that the lands described in the Schedule below and vested in the Hay Local Aboriginal Land Council, be exempt from the payment of rates under the Local Government Act 1993.

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

SCHEDULE

L.G.A. — Hay Shire Council

Being: Lot 10, DP 758507, at Cadell Street, Hay; Lot 225, DP 823023, at Church Street, Hay.

ABORIGINAL LAND RIGHTS ACT 1983

Exemption of Aboriginal Land from the Payment of Rates

I, the Honourable Andrew John REFSHAUGE, M.P., Minister for Aboriginal Affairs, being of the opinion that special circumstances exist which warrant my doing so, DECLARE in pursuance of the provisions of section 43 of the Aboriginal Land Rights Act 1983, that the lands described in the Schedule below and vested in the Wagonga Local Aboriginal Land Council, be exempt from payment of rates under the Local Government Act 1993.

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

SCHEDULE

L.G.A. — Cooma-Monaro Shire Council

Being: Lot 164, DP 48339, at Shannons Flat; Lot 117, DP 750541, at Good Good.

CATCHMENT MANAGEMENT ACT 1989

Determinations Concerning Catchment Contributions
1 July 2001 to 30 June 2002

(Section 43 of the Catchment Management Act 1989)

THE Hunter Catchment Management Trust in pursuance of section 43 of the Catchment Management Act (1989) and in accordance with the Hunter Catchment Management Trust Regulation 1997, does hereby make the following determination in respect of the year commencing 1 July 2001:

- a. It proposes to raise \$2,570,000 by way of catchment contribution.
- b. The catchment contribution is to be levied on all rateable land within the Trust catchment contribution area as delineated by maps held at the Trust's offices.
- c. The basis of the catchment contribution is a rate based on land values provided by the appropriate local government councils.
- d. The catchment contribution rate for the year commencing 1 July 2001 will be 0.0235 of a cent in the dollar (land value).

DATED at Paterson this twenty-third day of May 2001.

L.S.

THE COMMON SEAL OF THE)	
HUNTER CATCHMENT)	(Sgd)
MANAGEMENT TRUST was)	H. J. Sternbeck, A.M.,
affixed hereto this twenty-third)	Chairman.
day of May 2001 pursuant to a)	
resolution of the Trust in the)	(Sgd)
presence of two Trustees whose)	I. F. Eather, J.P.,
signatures appear opposite)	Trustee.
hereto.)	

CHILDREN (PROTECTION AND PARENTAL RESPONSIBILITY) ACT 1997

Safer Community Compact — Order

I, the Honourable Bob DEBUS, Attorney General of the State of New South Wales, in pursuance of section 39 (1) of the Children (Protection and Parental Responsibility) Act 1997, do, by this my Order, approve the Maitland City Crime Prevention Plan as a Safer Community Compact for the purposes of Division 3 of Part 4 of that Act.

This Order takes effect on 20 June 2001 and remains in force until 19 June 2004.

Signed at Sydney, this 12th day of June 2001.

BOB DEBUS,
Attorney General

CHILDREN (PROTECTION AND PARENTAL RESPONSIBILITY) ACT 1997

Safer Community Compact—Order

I, the Honourable Bob DEBUS, Attorney General of the State of New South Wales, in pursuance of section 39 (1) of the Children (Protection and Parental Responsibility) Act 1997, do, by this my Order, approve the Cessnock City Crime Prevention Project as a Safer Community Compact for the purposes of Division 3 of Part 4 of that Act.

This Order takes effect on 20 June 2001 and remains in force until 19 June 2004.

Signed at Sydney, this 12th day of June 2001.

BOB DEBUS,
Attorney General

CONTAMINATED LAND MANAGEMENT ACT 1997

Section 15

Declaration of Investigation Area Declaration Number 15008

THE Environment Protection Authority ("EPA") declares the following land to be an investigation area under the Contaminated Land Management Act 1997 ("the Act"):

1. Land to which this declaration applies:

Lot 222, DP 1013964 in the Parish of Newcastle, County of Northumberland, known as the Rod and Bar Mills, being part of a former steelworks complex,

and

the bed sediments of the Hunter River which are in the area adjacent to the Rod and Bar Mills and which fall within 120m from the land-based boundary of the Rod and Bar Mills.

2. Nature of the substances believed to be causing the contamination:

Petroleum hydrocarbons (including benzene, toluene, ethyl benzene, and xylenes), polycyclic aromatic hydrocarbons, metals, cyanides, and ammonia. (Referred to as 'the contaminants').

3. Reasons for the declaration:

The EPA has reasonable grounds to believe that the land to which this declaration applies is contaminated with substances listed above in such a way as to present a significant risk of harm, for the following reasons:

- the long history of industrial steel processing operations at the Rod and Bar Mills;
- the potential for contamination typically associated with such activities;
- the confirmed presence within the Rod and Bar Mills of an area which is contaminated with benzene (a known human carcinogen);
- the potential for off-site migration of contaminants into the South Arm of the Hunter River (as evidenced by reported seeps exuding from the Rod and Bar Mills into the Hunter River); and

- there are both human and biota exposure pathways to the contamination in the soils, groundwater, sediments and waters of the South Arm of the Hunter River.

4. Further action under the Act:

The making of this declaration does not prevent the carrying out of a voluntary investigation of the area and any person may submit a voluntary investigation proposal for the area to the EPA. If the proposal satisfies the requirements of section 19 of the Act, the EPA may agree to the proposal and not issue an investigation order.

5. Submissions invited:

The EPA advises that the public may make written submissions to the EPA on:

- Whether it should issue an investigation order in relation to the area, and/or
- Any other matter concerning the area.

Submissions should be sent in writing to

Director Contaminated Sites,
NSW EPA,
PO Box A290,
SYDNEY SOUTH 1232,
or faxed to (02) 9995 5999,

by no later than 13 July 2001.

LISA CORBYN,
Director General.

Dated: 14 June 2001

NOTE:

Investigation order may follow

If investigation of the area or part of the area is required, the EPA may issue an investigation order under s.17 of the Act.

Variation/Revocation

This declaration may be varied by subsequent declarations. It remains in force until it is revoked. A declaration may only be revoked when the EPA does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm. (s.44 of the Act).

Information recorded by the EPA

Section 58 of the Act requires the EPA to maintain a public record. A copy of this investigation declaration will be included in the public record.

Information recorded by councils

Section 59 of the Act requires the EPA to inform the relevant local council, as soon as practicable, that this declaration has been made. The council is then required to note on its planning certificate issued pursuant to s.149 (2) of the Environmental Planning and Assessment Act that the land is currently within an investigation area. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the council is then required to remove the notation from the s.149 (2) certificate.

Voluntary investigation

The making of this declaration does not prevent the carrying out of a voluntary investigation of the site by any person.

CONTAMINATED LAND MANAGEMENT ACT 1997

Section 21

Declaration of Remediation Site
Declaration Number 21022

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

1. Land to which this declaration applies:

Lot 221, DP 1013964, known as the Closure Area, and the bed sediments of the Hunter River which are in the area adjacent to the Closure Area and which fall within 120 metres from the land based boundary of the Closure Area;

and

Lot 223, DP 1013964, known as the Supply Area,

both Lots being in the Parish of Newcastle, County of Northumberland, and being part of a former steelworks complex.

2. Nature of the substances causing the contamination:

Petroleum hydrocarbons (including benzene, toluene, ethyl benzene, and xylenes), metals, ammonia, cyanide, phenols, and polycyclic aromatic hydrocarbons. (Referred to as 'the contaminants').

The contaminants have been found in soils and groundwater on the Closure Area and Supply Area, and some of the contaminants have been found in the bed sediments in the South Arm of the Hunter River.

3. Nature of harm that the substance may cause:

The EPA has considered the matters in s.9 of the Act and found that:

- The contaminants, some of which are carcinogenic, toxic, bioaccumulative and present as separate phase contaminants, are present in the soils and groundwater on the Closure Area and Supply Area;
- The contaminants have been discharged and have migrated off the Closure Area into the adjoining bed sediments, and polycyclic aromatic hydrocarbons are present in the sediments in elevated concentrations that are indicative of separate phase contamination.

The EPA has found that the site is contaminated in such a way as to present a significant risk of harm to human health and the environment. In particular, it has found that:

- Contamination in the soils of the Closure Area and the Supply Area exceed relevant health based criteria for commercial /industrial use;
- Contamination has impacted on the quality of the groundwater on the Closure Area and Supply Area;

- Some of the contaminants have migrated off these areas and have impacted on the quality of the waters in the South Arm of the Hunter River;
- Contamination on, and discharges from, the Closure Area have impacted on the bed sediments adjacent to that area; and
- There are both human and biota exposure pathways to the contamination in the soils, groundwater, sediments, and, waters of the South Arm of the Hunter River.

4. Further action under the Act:

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal for the site to the EPA. If the proposal satisfies the requirements of s.26 of the Act, the EPA may agree not to issue a remediation order to the person or persons bringing the proposal.

5. Submissions invited:

The EPA advises that the public may make written submissions to the EPA on:

- Whether the EPA should issue a remediation order in relation to the site or
- Any other matter concerning the site.

Submissions should be made in writing to:

Director Contaminated Sites,
Environment Protection Authority,
PO Box A290,
SYDNEY SOUTH NSW 1232,
or faxed to: (02) 9995 5999,

by not later than 13 July 2001.

LISA CORBYN,
Director General.

Dated: 14 June 2001.

NOTE:

Remediation order may follow

If remediation of the site or part of the site is required, the EPA may issue a remediation order under s.23 of the Act.

Variation/Revocation

This declaration may be varied by subsequent declarations. It remains in force until it is revoked. A declaration may only be revoked when the EPA does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (s.44 of the Act).

Information recorded by the EPA

Section 58 of the Contaminated Land Management Act 1997 requires the EPA to maintain a public record. A copy of this remediation declaration will be included in the public record.

Information recorded by councils

Section 59 of the Act requires the EPA to inform the relevant local council as soon as practicable that a declaration has been made. The council is then required to note on its planning certificate issued pursuant to s.149 (2) of the Environmental Planning and Assessment Act that the land is currently within a remediation site. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the council is then required to remove the notation from the s.149 (2) certificate.

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

Cancellation of Registration on Transfer of Engagements
Hunter Valley Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Northern Securities Co-operative Housing Society, the registration of the society has been cancelled in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998.

Dated this fourteenth day of June 2001.

EMMA-JANE FLETCHER,
Delegate of the Registrar.

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

Cancellation of Registration on Transfer of Engagements
Greater Cessnock Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Northern Securities Co-operative Housing Society, the registration of the society has been cancelled in accordance with section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998.

Dated this fourteenth day of June 2001.

EMMA-JANE FLETCHER,
Delegate of the Registrar.

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed hereunder.

Assigned Name:	Les Lambert Lookout.
Designation:	Lookout.
L.G.A.:	Shoalhaven City Council.
Parish:	Yarrawa.
County:	Camden.
Latitude:	34° 41' 46".
Longitude:	150° 34' 30".
L.P.I. Map:	Kangaroo Valley.
1:100,000 Map:	Kiama 9028.
Reference:	GNB:4766.

WARWICK WATKINS,
Chairman.

Geographical Names Board,
PO Box 143, Bathurst 2795.

HOUSING ACTS 1912

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

Notice of Compulsory Acquisition of Land at Casula

THE New South Wales Land and Housing Corporation declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Housing Act 1912, the Housing Act 1976 and the Housing Act 1985.

On publication of this notice in the *Government Gazette*, the land described in the Schedule below is acquired by and vested in the New South Wales Land and Housing Corporation.

Dated at Sydney this 14th day of June 2001.

ANDREW REFSHAUGE, M.P.,
Deputy Premier,
Minister for Urban Affairs and Planning,
Minister for Aboriginal Affairs
and Minister for Housing

SCHEDULE

All that piece or parcel of land shown as Lot 1 in Deposited Plan No. 808586, exclusive of the Easement for Co-axial Cable 3.66 wide, at Casula in the Local Government Area of Liverpool, Parish of Minto, County of Cumberland.

HUNTER WATER ACT 1991

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

Compulsory Acquisition
Cooranbong Sewerage Scheme

THE Minister for Information Technology, Minister for Energy, Minister for Forestry and Minister for Western Sydney with the approval of Her Excellency the Governor, declares that the easement described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 and it is further notified that the easement or rights are vested in the Hunter Water Corporation.

Dated at Sydney this 16th day of May 2001.

KIMBERLY MAXWELL YEADON, M.P.,
Minister for Information Technology,
Minister for Energy,
Minister for Forestry
and Minister for Western Sydney

SCHEDULE

Interest in Land

Easement rights as described under the heading Easement for Sewage Pump in Memorandum O352656, filed in the Land Titles Office over the site shown as:

“(A) PROPOSED EASEMENT FOR PUMP STATION
VARIABLE WIDTH” in Deposited Plan 1009902 within
Lot 2 in Deposited Plan 244641.

(C5/11347).

**INDEPENDENT PRICING AND REGULATORY
TRIBUNAL OF NEW SOUTH WALES**

Application for Gas Reticulator's Authorisation
(Reference: 01/298)

THE Tribunal has received a joint application for a Gas Reticulator's Authorisation under the Gas Supply Act 1996, from ACTEW Distribution Limited (ABN 83 073 025 224) and AGL Gas Company (ACT) Limited (ABN 24 008 552 663), to reticulate natural gas in the Local Government Areas of Queenbeyan and Yarrawluml.

The Tribunal invites public submissions on the application. A summary of the application details can be obtained from the Tribunal's offices. Submissions should address the assessment criteria contained in the Gas Supply Act 1996.

All submissions should reach the Tribunal by 1 August 2001.

Inquiries to Mr Stephen Rix (02) 9290 8406.

Dated: 22 June 2001.

THOMAS G. PARRY,
Chairman.

Level 2, 44 Market Street, Sydney, NSW 2000,
PO Box Q290, QVB Post Office, NSW 1230.

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

TRANSPORT ADMINISTRATION ACT 1988

Notice of Compulsory Acquisition of Interests in Land for
the Purposes of the State Rail Authority of
New South Wales

THE State Rail Authority of New South Wales, with the approval of Her Excellency the Governor, declares that the land defined in the Schedule hereunder 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 17th day of June 2001.

LUCIO DI BARTOLOMEO,
Acting Chief Executive.

SCHEDULE

All that land situate at Liverpool in the Local Government Area of Liverpool, Parish of St Luke, County of Cumberland and State of New South Wales, being part of the land in Lot 1, Deposited Plan 881981, having a total area of about 137.4 square metres and being Crown Land in the possession of Department of Lands and Water Conservation.

All that land situate at Liverpool in the Local Government Area of Liverpool, Parish of St Luke, County of Cumberland and State of New South Wales, being part of the land in Lot 1, Deposited Plan 881981, having a total area of about 356.1 square metres being Crown Land in the possession of the Department of Public Works.

All that land situate at Liverpool in the Local Government Area of Liverpool, Parish of St Luke, County of Cumberland and State of New South Wales, being part of the land in Lot 1, Deposited Plan 881981, having an area of about 283.6 square metres and being Crown Land in the possession of Department of Lands and Water Conservation.

All that land situate at Liverpool in the Local Government Area of Liverpool, Parish of St Luke, County of Cumberland and State of New South Wales, being the land in Lot 2, Deposited Plan 881981, having an area of about 49.7 square metres and being Crown Land in the possession of Department of Lands and Water Conservation.

SRA Reference: 007969.

LOCAL GOVERNMENT ACT 1993

Gosford Regional Sewerage
Vesting of Land in Gosford City Council

THE Minister for Land and Water Conservation of the State of New South Wales, declares that the land described in the Schedule hereto, which was acquired for the purpose of the Gosford Regional Sewerage Scheme is vested in Gosford City Council.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

SCHEDULE

Land

Lot 100 in Deposited Plan 838119 (SB 51827).

DPWS Reference: 76.

PESTICIDES ACT 1999

Notice under Section 48 (4)

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

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

SCHEDULE

Pilot (Pesticide Rating) Licence

<i>Name and address of Licensee</i>	<i>Date of Granting of Licence</i>
Mr Luke Grant HOLMWOOD, 'BUDDAH' Station, Narromine, NSW 2821.	20 June 2001.

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

Compulsory Acquisition
Fish River Water Supply

THE Minister for Land and Water Conservation, with the approval of His 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.

RICHARD AMERY, M.P.,
Minister for Agriculture
and Minister for Land and Water Conservation

SCHEDULE

Interest in Land

Easement rights as described under the heading Water Pipeline in Memorandum E931212 filed in the Land Titles Office over the site shown in:

Deposited Plan 234532 (SB 22882) as: 'Site of proposed easement for access 50 links (10.06) wide' within Lot 1 in Deposited Plan 836181.

Easement rights as described under the heading Access in Memorandum E780099 filed in the Land Titles Office over the site shown in:

Deposited Plan 234532 (SB 22882) as: 'Site of proposed easement for access 50 links (10.06) wide' within Lot 1 in Deposited Plan 836181.

Easement rights as described under the heading Water Tunnel or Pipeline (beneath the surface only) in Memorandum U76601 filed in the Land Titles Office over the site shown in:

Deposited Plan 648275 (SB 51677) as: 'CENTRE LINE OF EXISTING WATER SUPPLY TUNNEL (APPROXIMATE POSITION) CENTRE OF PROPOSED STRATUM EASEMENT 10.06 WIDE FOR WATER SUPPLY TUNNEL (APPROX. POSITION)' within Lot 1 Deposited Plan 836181.

DPWS Reference: 85.

SUBORDINATE LEGISLATION ACT 1989

NOTICE is given, in accordance with section 5 of the Subordinate Legislation Act 1989, of the intention to make the Crimes (Administration of Sentences) Regulation 2001.

The object of the Regulation is to regulate certain matters relating to the administration of sentences. The main areas covered by the Regulation are:

- full-time imprisonment
- periodic detention
- home detention
- community service work
- parole
- revocation by the Parole Board of certain orders
- aspects of the administration of the Department of Corrective Services.

Copies of the Regulatory Impact Statement and proposed Regulation may be obtained by telephoning Donna Kember on (02) 9289 1359 at the Department of Corrective Services.

Copies of the Regulatory Impact Statement and proposed Regulation may also be obtained from the Department's website www.dcs.nsw.gov.au.

Comments on the proposed Regulation may be sent to Douglas Brown, Director, Legislation & Policy Co-ordination, Department of Corrective Services, GPO Box 31, Sydney 2001, or emailed to douglas.brown@dcs.nsw.gov.au or faxed to Douglas Brown at (02) 9289 1976.

Comments must be received by Friday, 20 July 2001.

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, NSW 2000, up to 9:30 am on the dates shown below.

26 June 2001

- 015/864A** GEOGRAPHIC INFORMATION SYSTEMS (GIS) AND RELATED SERVICES (1ST INTAKE).
DOCUMENTS: \$220.00 PER SET
- 015/444** FLOORING, RESILIENT. DOCUMENTS: \$110.00 PER SET

3 July 2001

- S01/00028 (48)** CLEANING – FOR LAND AND PROPERTY INFORMATION NSW – DITM. CATEGORY A. INSPECTION
DATE AND TIME: 19 JUNE 2001 AT 10:00 AM SHARP. AREA: 19,089.75 SQUARE METERS.
DOCUMENTS: \$55.00 PER SET

4 July 2001

- 0104/352** LUBRICATING OILS AND GREASES. DOCUMENTS: \$110.00 PER SET

12 July 2001

- S0122818** RANGER AND SECURITY SERVICES FOR SYDNEY HARBOUR FORESHORE AUTHORITY.
DOCUMENTS: \$165.00 PER SET
- 011/7186** REMOVAL/RELOCATION OF VARIOUS ITEMS FROM CAMDEN HIGH SCHOOL.
DOCUMENTS: \$110.00 PER SET

31 July 2001

- 002/7038** CENTRE MANAGEMENT AND PROVISION OF CHILD CARE SERVICES, MALABAR.
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>

CHAIRMAN,
State Contracts Control Board

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. Special envelopes are available for this purpose.

Advertised for 2 weeks closing 2nd July 2001

Tender No. 19289

Job No: 19289 – Tenders are invited for a term contract to produce the NSW Government Gazette. The Government Gazette is published 52 weeks of the year together with 2 Freedom of Information Gazettes (1 in June and 1 in December).

Full details are available from Gavin Potter on (02) 9743 8777.

Advertised for 2 weeks closing 2nd 2001

Tender No. 19318

Job No: 19318 – Tenders are invited for the printing of the Royal North Shore Hospital Newsletter, which is produced 6 times per year. Consisting of 12pp self cover A3 Newsletter.

Full details are available from Peter Sparks on (02) 9743 8777.

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BAULKHAM HILLS SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE Baulkham Hills Shire Council declares, with the approval of His 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 public open space and a drainage detention basin. Dated at Sydney, 14th June, 2001. D. MEAD, General Manager, Baulkham Hills Shire Council, PO Box 75, Castle Hill, NSW 1765.

SCHEDULE

Lot 304, DP 1010447. [0542]

BAULKHAM HILLS SHIRE COUNCIL

Roads Act 1993

Naming of Public Road – Tuff Hill Lane

NOTICE is hereby given that Baulkham Hills Shire Council, pursuant to the Roads Act 1993 (general regulations) has resolved to name the section of road described below:

Description	Name
The unnamed reserve road running generally west-northwest from Gallaghers Road, between Portions 162 and 150 to Lot 5, DP 87661.	Tuff Hill Lane.

For further enquiries regarding this matter please contact Council's Land Information Officer, Ana Kharoufeh on tel.: (02) 9843 0436. D. MEAD, General Manager, Baulkham Hills Shire Council, PO Box 75, Castle Hill, NSW 1765.

[0541]

GLOUCESTER SHIRE COUNCIL

Roads Act 1993, Section 19

Dedication of Land as Public Road

THE Gloucester Shire Council hereby gives notice, pursuant to section 10 of the Roads Act 1993, that the land detailed in the Schedule hereto is public road. Dated 12th June, 2001. N. S. McLEOD, General Manager, Gloucester Shire Council, PO Box 11, Gloucester, NSW 2422. (Council Reference: R5/29-B).

SCHEDULE

All those pieces and parcels of land situated at Bowman Farm Road, Gloucester, in the Parish of Crosbie, County of Gloucester, being Lots 2 and 4, DP 854527. [0539]

HORNSBY SHIRE COUNCIL

Road Hierarchy Study

THE Council's Consultant has completed a study of the Shire's road hierarchy. This study is a review of Council's road classification throughout the Shire and consists of the following categories: (1) Arterial; (2) Sub Arterial; (3) Collector; (4) Local. The list of roads with these classifications is available at the service counter on the third floor of Council's Administration Building, 296 Pacific Highway, Hornsby; Council Libraries and web site (www.hornsby.nsw.gov.au). The proposed road hierarchy will be on exhibition for three (3) weeks from 19th June, 2001 to 6th July, 2001. For further information contact Bernard Choongo, Council's Transport Planner on tel.: (02) 9847 6616. Comments or submissions should be sent to the address shown below. R. J. BALL, General Manager, Hornsby Shire Council, PO Box 37, Hornsby, NSW 2077. [0540]

NORTH SYDNEY COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE North Sydney Council declares, with the approval of His 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 North Sydney, 6th February, 2001. R. KEMPSHALL, General Manager, North Sydney Council, c.o. Windeyer Dibbs, Solicitors, Level 5, 75 Elizabeth Street, Sydney, NSW 2000.

SCHEDULE

Lot 2, DP 1018682. [0544]

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, 19th June, 2001. J. F. GRIFFIN, General Manager, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

SCHEDULE

Lots 1-4 in DP 1024097. [0545]

ESTATE NOTICES

NOTICE of intended distribution of estate.-Any person having any claim upon the estate of MARGUERITE MAY MCGAFFIN (in the Will called MARGARET MAY MCGAFFIN), late of 3 Austin Crescent, Belfield, in the State of New South Wales, who died on 21st January, 2001, must send particulars of his claim to the administratrix, Antoinette Mowad, c.o. K. O'Malley Jones & Williamson, Solicitors, PO Box 15, Campsie, within one (1) calendar month from publication of this notice. After that time the administratrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Letters of Administration with the Will annexed were granted in New South Wales on 24th May, 2001. K. O'MALLEY JONES & WILLIAMSON, Solicitors, PO Box 15, Campsie, NSW 2194, tel.: (02) 9718 2035. [0546]

NOTICE of intended distribution of estate.-Any person having any claim upon the estate of ELAINE MARGARET GALLATY, late of 16/26 Ozone Street, Cronulla, in the State of New South Wales, widow, who died on 20th December, 2000, must send particulars of his claim to the executrices, Margaret Mary Gallaty and Michelle Catherine Townsend, c.o. Maclarens, Solicitors, 232 Merrylands Road, Merrylands, within one (1) calendar month from publication of this notice. After that time the executrices 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 23rd May, 2001. MACLARENS, Solicitors, 232 Merrylands Road, Merrylands, NSW 2160 (DX 25406, Merrylands), tel.: (02) 9682 3777. [0547]

COMPANY NOTICES

NOTICE of final meeting.-J. D. WILSON PTY LIMITED (In liquidation).-Notice is hereby given that a final meeting of J. D. Wilson Pty Limited will be held at Level 2, 1 York Street, Sydney at 11.00 a.m. on Monday, 23rd July, 2001. The object of the meeting is to present accounts in relation to the fully wound up affairs of the company and final report on liquidation. MITCHELL & PARTNERS, Chartered Accountants, Level 2, 1 York Street, Sydney, NSW 2000, tel.: (02) 9251 3838. [0548]

NOTICE of appointment of provisional liquidator.-BRANCOURT'S CHEESE PTY LIMITED (Provisional liquidator appointed), ACN 069 928 276.-On 7th June, 2001 the Supreme Court in proceedings number 2991 of 2001 appointed Gavin Thomas provisional liquidator of the abovenamed company. GAVIN THOMAS & PARTNERS, Level 9, 31 Market Street, Sydney, NSW 2000. [0549]

NOTICE of application relating to LINEA VERDE PTY LIMITED, ACN 006 738 398.-NSW Leather Company Pty Limited, ACN 001 822 171 will apply to the Supreme Court of New South Wales at 11.00 a.m. on 5th July, 2001 at Queens Square, Sydney for an Order that Linea Verde Pty Limited be wound up insolvency under section 459 (a). Any person intending to appear at the hearing must file a notice of appearance in the prescribed form and serve that notice on the applicant at its address for service shown below not later than 3rd July, 2001. M. MATHAS, Solicitor for the Applicant. Address for Service: Deacons, Level 2, Goldfields House, 1 Alfred Street, Circular Quay, NSW 2000 (DX 368, Sydney), tel.: (02) 9330 8000. [0550]

NOTICE of winding up Order and appointment of liquidator.-HIGHLAND (1994) PTY LIMITED (In liquidation), ACN 060 268 966.-On 14th June, 2001 the Supreme Court of New South Wales made an Order that the company be wound up by the Court and appointed me to be official liquidator. J. R. GIBBONS, Official Liquidator, c.o. Ernst & Young, 321 Kent Street, Sydney, NSW 2001, tel.: (02) 9276 9296. [0551]

NOTICE of members' voluntary liquidation.-GOURON PTY LIMITED (In liquidation), ACN 000 800 724.-Notice is hereby given that at an extraordinary general meeting of the abovenamed company, held on 15th June, 2001 the following special resolution was duly passed: "That the company be wound up voluntarily". On the same day pursuant to section 495 (1), Shirley Ann Maurer of Roberts & Morrow, Chartered Accountants, 137 Beardy Street, Armidale was appointed as liquidator. Dated 15th June, 2001. S. A. MAURER, Liquidator, c.o. Roberts & Morrow, Chartered Accountants, 137 Beardy Street, Armidale, NSW 2350, tel.: (02) 6774 8400. [0552]

NOTICE of voluntary winding up.-LIMOUX PTY LIMITED, ACN 001 064 937.-Notice is hereby given that by a special resolution passed at a meeting of shareholders of Limoux Pty Limited, duly convened and held on 14th June, 2001 it was resolved that the company be wound up voluntarily and that Roger Lynch and Stuart Horsburgh of Walker Lynch Petersen, PO Box 124, Forster, NSW be appointed as joint and several liquidators. Notice is also hereby given that creditors having a claim against the company should furnish the particulars to the liquidators within twenty-one (21) days of this date, otherwise distribution of the assets will take place without regard to such claims. Dated 14th June, 2001. R. I. LYNCH and S. W. HORSBURGH, Joint and Several Liquidators, c.o. Walker Lynch Petersen, Chartered Accountants, 20 Wallis Street, Forster, NSW 2428, tel.: (02) 6554 7566. [0553]

NOTICE of winding up.-ABROZOO PTY LIMITED, ACN 003 729 815.-On 18th June, 2001 a members' resolution was passed that the company be wound up voluntarily and that Paul de Maria be appointed liquidator. P. R. DE MARIA, c.o. Hales Redden, 24 Bay Street, Rockdale, NSW 2216, tel.: (02) 9567 0545. [0554]

NOTICE of winding up.-LEEDA PTY LIMITED, ACN 001 044 015.-On 18th June, 2001 a members' resolution was passed that the company be wound up voluntarily and that Paul de Maria be appointed liquidator. P. R. DE MARIA, c.o. Hales Redden, 24 Bay Street, Rockdale, NSW 2216, tel.: (02) 9567 0545. [0555]

NOTICE of winding up Order.-KERBINTA PTY LIMITED (In liquidation), ACN 086 610 746.-On 8th June, 2001 the Supreme Court of New South Wales, Equity Division made an Order that the company be wound up and appointed me to be liquidator. G. T. HANCOCK, Official Liquidator, c.o. Stockford Limited, Level 22, Veritas House, 207 Kent Street, Sydney, NSW 2000, tel.: (02) 9921 5400. [0556]

NOTICE of meeting of members.-NORWILLAH PTY LIMITED (In voluntary liquidation), ACN 001 158 229.-Notice is hereby given that pursuant to section 509 of the Corporations Law, the final meeting of members of the abovenamed company will be held at the office of Reginald T. Cassidy of 43 Macquarie Street, Cowra, NSW 2794 on 23rd July, 2001 at 4.00 p.m. for the purpose of laying before the meeting the liquidator's final account and report and giving any explanation thereof. Dated 20th June, 2001. R. T. CASSIDY, Chartered Accountant, 43 Macquarie Street, Cowra, NSW 2794, tel.: (02) 6342 4433. [0557]

NOTICE of members' final meeting.-SCOTT INDUSTRIES PTY LIMITED (In liquidation).-Notice is hereby given that in the terms of section 509 of the Corporations Law a final general meeting of the company will be held at the offices of the liquidator, 154 Elizabeth Street, Sydney on 23rd July, 2001 at 9.00 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 was disposed. C. J. WILSON, Liquidator, c.o. Wilson Porter, Chartered Accountants, Level 2, 154 Elizabeth Street, Sydney, NSW 2000, tel.: (02) 9283 4333. [0558]

NOTICE of voluntary winding up.-KALIEN PTY LIMITED, ABN 70 001 975 275.-Notice is hereby given that an extraordinary general meeting of the abovenamed company duly convened and held at Unit 52 "Trebartha", 61-69 Roslyn Gardens, Elizabeth Bay on 13th June, 2001 at 10.30 a.m., the following special resolution was duly passed: "That the company be wound up voluntarily and that Garry John Sullivan of 387 Port Hacking Road, Caringbah be appointed liquidator". Dated at Unit 52 "Trebartha", 61-69 Roslyn Gardens, Elizabeth Bay, 13th June, 2001. J. B. MASSY-GREENE, Director and Chairman of Meeting. SULLIVAN DEWING, Chartered Accountants, 387 Port Hacking Road, Caringbah, NSW 1495, tel.: (02) 9526 1211. [0559]
