



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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LEGISLATION

Assents to Acts

ACTS OF PARLIAMENT ASSENTED TO

Legislative Council Office Sydney 2 March 2004

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

Act No. 1, 2004 – An Act with respect to the use of the arms, symbols and emblems of the State. [**State Arms, Symbols and Emblems Act 2004**]

JOHN EVANS,
Clerk of the Parliaments

Proclamations



Proclamation

under the

Public Finance and Audit Act 1983

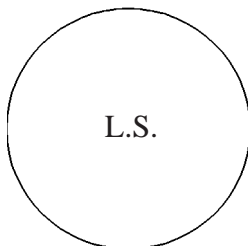
MARIE BASHIR, Governor

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 45B of the *Public Finance and Audit Act 1983*, do, by this my Proclamation, amend Schedule 3 to that Act by inserting in alphabetical order in Columns 1 and 2 of that Schedule, the following matter:

Ministry for Science and Medical Research Director-General of the Ministry

Signed and sealed at Sydney, this 25th day of February 2004.

By Her Excellency's Command,



MICHAEL EGAN, M.L.C.,
Treasurer

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to amend the list of Departments in Schedule 3 to the *Public Finance and Audit Act 1983* so as to reflect the changes made by the *Public Sector Employment and Management (Ministry for Science and Medical Research) Order 2003* and add the Ministry for Science and Medical Research to that Schedule.



Proclamation

under the

Public Finance and Audit Act 1983

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 45B of the *Public Finance and Audit Act 1983*, do, by this my Proclamation, amend Schedule 3 (Departments) to that Act:

(a) by omitting the following matter:

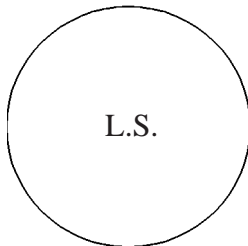
Ministry of Energy and Utilities Director of the Ministry

(b) by inserting instead the following matter:

Department of Energy, Utilities Director-General of the
and Sustainability Department

Signed and sealed at Sydney, this 25th day of February 2004.

By Her Excellency's Command,



MICHAEL EGAN, M.L.C.,
Treasurer

GOD SAVE THE QUEEN!

Proclamation

Explanatory note

Explanatory note

The *Public Sector Employment and Management (Department of Energy, Utilities and Sustainability) Order 2003* abolished the Ministry of Energy and Utilities as a Department of the Public Service and established the Department of Energy, Utilities and Sustainability.

The object of this Proclamation is to amend Schedule 3 (Departments) to the *Public Finance and Audit Act 1983* to reflect those changes.

Regulations



Legal Profession Amendment (Costs Assessment Forms) Regulation 2004

under the

Legal Profession Act 1987

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

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The object of this Regulation is to enable the Chief Justice of the Supreme Court to approve forms for use in applications for costs assessments.

This Regulation is made under the *Legal Profession Act 1987*, including sections 203 (1), 208KA (2) (a) and 216 (the general regulation-making power).

Clause 1 Legal Profession Amendment (Costs Assessment Forms) Regulation 2004

Legal Profession Amendment (Costs Assessment Forms) Regulation 2004

under the

Legal Profession Act 1987

1 Name of Regulation

This Regulation is the *Legal Profession Amendment (Costs Assessment Forms) Regulation 2004*.

2 Amendment of Legal Profession Regulation 2002

The *Legal Profession Regulation 2002* is amended as set out in Schedule 1.

Legal Profession Amendment (Costs Assessment Forms) Regulation 2004

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Insert “(other than in Part 10)” after “Regulation” in clause 3 (4).

[2] Clause 45 Particulars in bill of costs

Omit “(see Forms 1 and 2)” from the note at the end of clause 45.

Insert instead “(see the approved forms referred to in clause 53)”.

[3] Clause 45, note

Omit “Form 3”.

Insert instead “the approved form referred to in clause 55 (1)”.

[4] Part 10, Division 1, heading

Renumber Division 1 as Division 1A.

[5] Part 10, Division 1

Insert before Division 1A (as renumbered by item [4]):

Division 1 Interpretation

51A Approved forms

- (1) The Chief Justice of the Supreme Court may, on the recommendation of the costs assessors’ rules committee, approve forms (and amendments to such approved forms) for the purposes of the provisions of this Part.
- (2) An approved form or an amendment to an approved form:
 - (a) is to be published in the Gazette, and
 - (b) takes effect when it is published in the Gazette or on such later date as may be specified in the approval.
- (3) Until a substitute approved form is approved and takes effect under this clause:
 - (a) Form 1 in Schedule 1 (as in force immediately before the commencement of this clause) is taken to be the approved form for the purposes of clause 53 (1), and

Legal Profession Amendment (Costs Assessment Forms) Regulation 2004

Schedule 1 Amendments

-
- (b) Form 2 in Schedule 1 (as in force immediately before the commencement of this clause) is taken to be the approved form for the purposes of clause 53 (1A), and
 - (c) Form 3 in Schedule 1 (as in force immediately before the commencement of this clause) is taken to be the approved form for the purposes of clause 55 (1), and
 - (d) Form 4 in Schedule 1 (as in force immediately before the commencement of this clause) is taken to be the approved form for the purposes of clause 64 (1).
- (4) A form that is taken to be an approved form under subclause (3) may be amended in the same way as an approved form approved under this clause.
 - (5) A reference in this Part to an *approved form* for a document is a reference to a form as approved (and amended) from time to time under this clause for the document or a form that is taken to be the approved form for the document under subclause (3).

[6] Clause 53 Form of, and fee for, application for assessment of bill of costs

Omit clause 53 (1). Insert instead:

- (1) For the purposes of section 203 (1) of the Act, an application for assessment (other than an application for assessment of party/party costs under section 202 of the Act) by the client is to be made in the approved form.
- (1A) For the purposes of section 203 (1) of the Act, an application for assessment (other than an application for assessment of party/party costs under section 202 of the Act) by a person other than the client is to be made in the approved form.
- (1B) The application is to be made to the Manager, Costs Assessment in triplicate.

Legal Profession Amendment (Costs Assessment Forms) Regulation 2004

Amendments

Schedule 1

[7] Clause 55 Form of, and fee for, application for assessment of party/party costs

Omit clause 55 (1) and (2). Insert instead:

- (1) For the purposes of section 203 (1) of the Act, an application for assessment of party/party costs under section 202 of the Act is to be made in the approved form.
- (2) The application is to be made to the Manager, Costs Assessment in triplicate.

[8] Clause 56 Procedure before application for assessment of party/party costs

Omit "Form 3" from clause 56 (1) (a).

Insert instead "the approved form referred to in clause 55 (1)".

[9] Clause 56 (2) (a)

Omit the paragraph. Insert instead:

- (a) Before the application is made to the Manager, Costs Assessment, the person proposing to make the application is to complete the relevant parts of the form of application in the approved form referred to in clause 55 (1) and send the application to the person to whom the costs are payable (the *recipient*) with a notice advising the recipient that the information required of the recipient in the form is to be provided by the recipient and the completed application form returned to the applicant within 21 days after the recipient receives the notice (or within such longer period as the applicant and the recipient agree).

[10] Clause 64 Application for review by costs review panel

Omit clause 64 (1). Insert instead:

- (1) For the purposes of section 208KA (2) (a) of the Act, an application for a review of a determination of a costs assessor is to be made in the approved form and is to be filed in triplicate.

[11] Schedule 1 Forms

Omit Forms 1–4.



New South Wales

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

under the

Mental Health Act 1990

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Mental Health Act 1990*.

MORRIS IEMMA, M.P.,
Minister for Health

Explanatory note

The object of this Regulation is to enable the implementation of an agreement between the Minister for Health for this State and the Minister for Health of the Australian Capital Territory (the *ACT*) in relation to the transfer of mentally ill involuntary patients between hospitals in this State and health facilities in the ACT.

For that purpose the Regulation provides for the following:

- (a) the recognition of the *Mental Health (Treatment and Care) Act 1994* of the ACT (the *ACT law*) as a law in relation to which such agreements and related arrangements may be made,
- (b) the apprehension of ACT patients who are in this State and who are liable to be apprehended under the ACT law,
- (c) the persons from this State who may take a person to an ACT health facility to be dealt with under the ACT law,
- (d) the procedures for transferring a New South Wales patient to an ACT health facility,
- (e) the persons from this State who may take an ACT patient to a hospital in this State from the ACT,
- (f) the procedures for transferring an ACT patient to a hospital in this State,
- (g) the recognition of ACT involuntary psychiatric treatment orders as interstate community treatment orders that may be enforced in this State,
- (h) other consequential amendments.

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

Explanatory note

This Regulation is made under the *Mental Health Act 1990*, including sections 286B, 286D, 286F, 286H, 286I, 286K, 286L, 286N and section 302 (the general regulation-making power).

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004 Clause 1

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

under the

Mental Health Act 1990

1 Name of Regulation

This Regulation is the *Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004*.

2 Amendment of Mental Health Regulation 2000

The *Mental Health Regulation 2000* is amended as set out in Schedule 1.

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] Clause 38A Definitions

Insert in alphabetical order in clause 38A (1):

ACT means the Australian Capital Territory.

ACT approved facility means an approved health facility or approved mental health facility within the meaning of the *Mental Health (Treatment and Care) Act 1994* of the ACT.

interstate hospital means any of the following:

- (a) a Victorian hospital,
- (b) an ACT approved facility.

[2] Clause 38A (1), definition of “civil interstate apprehension order”

Insert “or the ACT civil agreement” after “Victorian civil agreement”.

[3] Clause 38A (1), definition of “interstate agreement”

Insert after paragraph (c):

- (d) the agreement dated 18 November 2003 made between the Minister and the Minister for Health for the ACT (the *ACT civil agreement*),

[4] Clause 38A (1), definition of “interstate transfer request notice”

Insert “or ACT civil agreement” after “Victorian civil agreement”.

[5] Clause 38A (1), definition of “relevant corresponding law”

Insert at the end of paragraph (b):

- , or
- (c) in relation to the ACT civil agreement, the *Mental Health (Treatment and Care) Act 1994* of the ACT.

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

Amendments

Schedule 1

[6] Clause 38B Corresponding laws

Insert at the end of the clause:

Mental Health (Treatment and Care) Act 1994 of the ACT

[7] Clause 38D Apprehension of patients and persons under interstate apprehension orders

Insert “under the Victorian civil agreement” after “order” in clause 38D (2) (b) (i).

[8] Clause 38D (2) (b) (iii)

Insert at the end of paragraph (b) (ii):

, or

- (iii) in the case of a person subject to a civil interstate apprehension order under the ACT civil agreement, an ACT approved facility.

[9] Clause 38E Admission of persons to interstate hospitals and facilities

Omit “a Victorian hospital” from clause 38E (1).

Insert instead “an interstate hospital”.

[10] Clause 38E (2)

Omit the subclause. Insert instead:

- (2) For the purposes of section 286F (3) (c) of the Act, the following are hospitals to which a person may be taken under section 286F of the Act:

- (a) a Victorian hospital,
(b) an ACT approved facility.

[11] Clause 38E, note

Omit the note. Insert instead:

Note. Under section 286F (2) of the Act, a person who is authorised under a corresponding law may also take a person to an interstate hospital.

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

Schedule 1 Amendments

[12] Clause 38F Transfer of patients from this State to interstate hospitals

Omit “a Victorian hospital” from clause 38F (1).

Insert instead “an interstate hospital”.

[13] Clause 38F (3) and (4)

Omit clause 38F (3). Insert instead:

- (3) For the purposes of section 286H (4) (a) and (b) of the Act, the medical superintendent of a hospital in this State that is transferring a person, involuntarily detained as a temporary patient or a continuing treatment patient, to an ACT approved facility must:
 - (a) before transferring the person:
 - (i) provide the person in charge of the ACT approved facility with a completed interstate transfer request notice in the form specified in the ACT civil agreement, and
 - (ii) ensure that the transfer has been approved in writing by the ACT Chief Psychiatrist (or his or her delegate), and
 - (b) forward to the person in charge of the ACT approved facility an interstate transfer order and any other information (including medical records) that the superintendent considers to be reasonably necessary for the continued care and treatment of the person.
- (4) For the purposes of section 286H (4) (e) of the Act, the following are hospitals to which a person may be taken under section 286H of the Act:
 - (a) a Victorian hospital,
 - (b) an ACT approved facility.

[14] Clause 38F, note

Omit the note. Insert instead:

Note. Under section 286H (3) of the Act, a person who is authorised under a corresponding law may also take a person to an interstate hospital.

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

Amendments

Schedule 1

[15] Clause 38G Admission of interstate persons to hospitals in this State

Insert “or the ACT” after “Victoria” in clause 38G (1).

[16] Clause 38G, note

Omit the note. Insert instead:

Note. Under section 286I (2) of the Act, a person who is authorised under a corresponding law may also take a person to a hospital in this State.

[17] Clause 38H Transfer of interstate patients to hospitals in this State

Omit “a Victorian hospital” from clause 38H (1).

Insert instead “an interstate hospital”.

[18] Clause 38H (3)

Insert after clause 38H (2):

- (3) For the purposes of section 286K (4) (a) of the Act, a person detained as an involuntary patient under the *Mental Health (Treatment and Care) Act 1994* of the ACT must not be transferred from an ACT approved facility to a hospital in this State unless:
 - (a) before transferring the person:
 - (i) the ACT Chief Psychiatrist (or his or her delegate) provides the medical superintendent of the hospital in this State with a completed interstate transfer request notice in the form specified in the ACT civil agreement, and
 - (ii) the transfer is approved in writing by the medical superintendent of the hospital in this State, and
 - (b) the ACT Chief Psychiatrist (or his or her delegate) provides a copy of the transfer order relating to the person and any other information (including medical records) that he or she considers to be reasonably necessary for the continued care and treatment of the person.

Mental Health Amendment (Transfer of ACT Civil Patients) Regulation 2004

Schedule 1 Amendments

[19] Clause 38H, note

Omit the note. Insert instead:

Note. Under section 286K (2) of the Act, a person who is authorised under a corresponding law may also take a patient to a hospital in this State from an interstate hospital.

[20] Clause 38I Victorian community treatment orders relating to New South Wales residents

Omit clause 38I (3).

[21] Clauses 38J and 38K

Insert after clause 38I:

38J ACT treatment orders relating to New South Wales residents

- (1) An involuntary psychiatric treatment order made under section 26 (1) of the *Mental Health (Treatment and Care) Act 1994* of the ACT is declared to be an interstate community treatment order for the purposes of Chapter 10A of the Act.
- (2) For the purposes of section 286N of the Act, an ACT approved facility is an interstate health care agency.

38K Limitations on treatment under interstate community treatment orders

For the purposes of section 286N (2) (b) of the Act, a person must not administer electro convulsive therapy for the purposes of implementing an interstate community treatment order.



Parliamentary Remuneration Amendment (Deputy Speaker) Regulation 2004

under the

Parliamentary Remuneration Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Parliamentary Remuneration Act 1989*.

BOB CARR, M.P.,
Premier

Explanatory note

The object of this Regulation is to amend Schedule 1 to the *Parliamentary Remuneration Act 1989* so as to increase the salary and expense allowance payable to the holder of the Office of Deputy Speaker of the Legislative Assembly.

This Regulation is made under the *Parliamentary Remuneration Act 1989*, including sections 6 (4) and 21 (the general regulation-making power).

Clause 1 Parliamentary Remuneration Amendment (Deputy Speaker) Regulation
2004

Parliamentary Remuneration Amendment (Deputy Speaker) Regulation 2004

under the

Parliamentary Remuneration Act 1989

1 Name of Regulation

This Regulation is the *Parliamentary Remuneration Amendment (Deputy Speaker) Regulation 2004*.

2 Amendment of Parliamentary Remuneration Act 1989

The *Parliamentary Remuneration Act 1989* is amended as set out in Schedule 1.

Parliamentary Remuneration Amendment (Deputy Speaker) Regulation
2004

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

Schedule 1 Additional salaries and expense allowances

Omit the matter relating to the Deputy Speaker of the Legislative Assembly from Part 2.

Insert instead:

Deputy Speaker of the Legislative Assembly	30%	20%
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New South Wales

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

under the

Passenger Transport Act 1990

Erratum

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004 published in Gazette No 42 of 20.2.2004, page 720, was published in error. The Regulation is now republished in full.

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Passenger Transport Act 1990*.

MICHAEL COSTA, M.L.C.,
Minister for Transport Services

Explanatory note

The object of this Regulation is to amend the *Passenger Transport (Taxi-cab Services) Regulation 2001*:

- (a) to include appropriately qualified members of the National Institute of Accountants in the definition of *qualified accountant* for the purposes of the Regulation, and
- (b) to prescribe further seating requirements as part of the accommodation standard for taxi-cabs, and
- (c) to modify a requirement to display registration details on taxi-cabs licensed to operate within the Metropolitan transport district, to extend the requirement to operators of taxi-cabs licensed to operate outside that district, and to extend the date by which the requirement must be complied with to 1 April 2004, and
- (d) to require operators of taxi-cabs to record the driver licence number of each person who drives them, and

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments)
Regulation 2004

Explanatory note

- (e) to require applicants for an authorisation to drive taxi-cabs to have held an unrestricted Australian driver licence for a total of at least 12 months in the preceding 2 years and to have passed an examination in the taxi-cab driver training course that applicants are currently required to complete under the Regulation, and
- (f) to require taxi-cab drivers to record certain additional information on their worksheets when beginning and ending a driving shift, and
- (g) to remove a requirement for 3 yearly medical checks for taxi-cab drivers under 60 years of age, and
- (h) to remove an anomalous provision (relating to the proper operation of taxi-meters by taxi-cab drivers) and to correct certain references, and
- (i) to make it an offence (carrying a maximum penalty of 50 penalty units, that is, \$5,500) for a taxi-cab driver:
 - (i) to ply or stand a taxi-cab for hire outside the area within which the taxi-cab is authorised to ply for hire, or
 - (ii) to use a taxi-cab to carry out a pre-booked hiring to convey a passenger from a place outside that area unless to a place inside that area,and to prescribe the offence as a penalty notice offence.

This Regulation is made under the *Passenger Transport Act 1990*, including sections 59 and 63 (the general regulation-making power).

Clause 1 Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

under the

Passenger Transport Act 1990

1 Name of Regulation

This Regulation is the *Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004*.

2 Amendment of Passenger Transport (Taxi-cab Services) Regulation 2001

The *Passenger Transport (Taxi-cab Services) Regulation 2001* is amended as set out in Schedule 1.

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 2)

[1] The whole Regulation

Omit “area of operations” wherever occurring.

Insert instead “area of operation”.

[2] Clause 3 Definitions

Omit “either of the following” from the definition of *qualified accountant*.

[3] Clause 3, definition of “qualified accountant”

Insert at the end of paragraph (b):

, or

- (c) a member of the National Institute of Accountants who holds a Public Practice Certificate issued by that Institute.

[4] Clause 3, definition of “vehicle tracking device” and clause 50 (a)

Omit “belongs” wherever occurring. Insert instead “is connected”.

[5] Clause 9 Accommodation standard for taxi-cabs

Omit clause 9 (4). Insert instead:

- (4) Subclauses (2) and (3) do not apply to a maxi-cab or wheelchair accessible taxi-cab.

[6] Clause 9 (10)–(12)

Insert after clause 9 (9):

- (10) A station-wagon that is used as a wheelchair accessible taxi-cab must not have any side-facing seat (whether fixed or folding) in the part of the station-wagon that is designed or intended for the conveyance of wheelchairs.
- (11) A taxi-cab (other than a station-wagon) that is required by a condition of its licence to be wheelchair accessible must not have any seat (other than a folding seat) installed in the part of the taxi-cab that is designed or intended for the conveyance of wheelchairs.

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

Amendments

Schedule 1

(12) In this clause:

station-wagon includes a station-wagon that has been modified.

[7] Clause 22 Taxi-cabs to display registration details

Omit “that is authorised by its licence to ply for hire within the Metropolitan transport district must ensure that, on and from 1 January 2002” from clause 22 (1).

Insert instead “must ensure that, on and from 1 April 2004”.

[8] Clause 22 (2) (a)

Insert “the upper half of” after “on”.

[9] Clause 30 Records of drivers

Insert after clause 30 (2) (c):

(d) the person’s driver licence number for the licence referred to in subclause (1) (b).

[10] Clause 33 Criteria for authorisation to drive taxi-cabs

Insert after clause 33 (2) (b):

(b1) must have held for a total of at least 12 months in the 2 years immediately preceding the date of the application, an Australian driver licence, and

[11] Clause 33 (2) (d) (ia)

Insert after clause 33 (2) (d) (i):

(ia) such part or parts of the taxi-cab driver training course referred to in paragraph (c) as may be required by the Director-General (or must have such competence as a driver of a taxi-cab as the Director-General considers appropriate),

[12] Clause 33 (3)

Insert in alphabetical order:

Australian driver licence means:

(a) a driver licence, or

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

Schedule 1 Amendments

- (b) a licence issued under a law in force in a State or internal Territory authorising the holder to drive a motor vehicle on a road or road related area, excluding a conditional licence (other than a conditional licence the sole condition of which is that the holder must wear corrective lenses at all times while driving), probationary licence, provisional licence, restricted licence and driver licence receipt.

[13] Clause 38 Drivers' worksheets

Omit clause 38 (1) (a). Insert instead:

- (a) when beginning a driving shift:
- (i) the driver's name, driver licence number and driver's authority card number, the registration number of the taxi-cab and the name of the taxi-cab network to which the taxi-cab is connected, and
 - (ii) the date and time the shift began and the odometer reading at that time, and
 - (iii) a notation that the driver has checked to see whether or not any security camera system fitted to the taxi-cab is operating, if that is the case, and

[14] Clause 38 (1) (d) (ii)

Insert "and the odometer reading at that time" after "ended".

[15] Clause 44 Medical condition of driver

Omit clause 44 (1) (but not the penalty). Insert instead:

- (1) On attaining the age of 60 years and from then on at intervals of 12 months, the driver of a taxi-cab must, at the driver's own expense, furnish the Director-General with a certificate from a medical practitioner containing the medical practitioner's assessment, in accordance with any requirements of the Director-General, of the driver's medical condition.

[16] Clause 69 Operation of meter by taxi-cab driver

Omit clause 69 (4).

Passenger Transport (Taxi-cab Services) Amendment (Miscellaneous Amendments) Regulation 2004

Amendments

Schedule 1

[17] Clause 69A

Insert after clause 69:

69A Hirings outside area of operation

The driver of a taxi-cab must not:

- (a) ply or stand the taxi-cab for hire outside its area of operation, or
- (b) use the taxi-cab to carry out a pre-booked hiring to convey a passenger from a place outside the taxi-cab's area of operation unless to a place inside that area.

Maximum penalty: 50 penalty units.

[18] Schedule 2 Penalty notice offences

Insert in appropriate order in Part 2, in Columns 1 and 2, respectively:

Clause 69A (a)	\$500
Clause 69A (b)	\$500



Public Finance and Audit (SOCOG and State Brickworks) Regulation 2004

under the

Public Finance and Audit Act 1983

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Finance and Audit Act 1983*.

MICHAEL EGAN, M.L.C.,
Treasurer

Explanatory note

The object of this Regulation is to amend the *Public Finance and Audit Act 1983* to remove references to the Sydney Organising Committee for the Olympic Games and Officer in charge of the State Brickworks from the list of statutory bodies in Schedule 2.

This Regulation is made under the *Public Finance and Audit Act 1983*, including sections 40 (2) and 64 (the general regulation-making power).

Clause 1 Public Finance and Audit (SOCOG and State Brickworks) Regulation 2004

Public Finance and Audit (SOCOG and State Brickworks) Regulation 2004

under the

Public Finance and Audit Act 1983

1 Name of Regulation

This Regulation is the *Public Finance and Audit (SOCOG and State Brickworks) Regulation 2004*.

2 Amendment of Public Finance and Audit Act 1983

The *Public Finance and Audit Act 1983* is amended as set out in Schedule 1.

Public Finance and Audit (SOCOG and State Brickworks) Regulation 2004

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Schedule 2 Statutory bodies

Omit “Sydney Organising Committee for the Olympic Games”.

[2] Schedule 2

Omit “Officer in charge of the State Brickworks”.



Workers Compensation Amendment (Index Number) Regulation 2004

under the

Workers Compensation Act 1987

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

JOHN DELLA BOSCA, M.L.C.,
Minister for Commerce

Explanatory note

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

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

Clause 1 Workers Compensation Amendment (Index Number) Regulation 2004

Workers Compensation Amendment (Index Number) Regulation 2004

under the

Workers Compensation Act 1987

1 Name of Regulation

This Regulation is the *Workers Compensation Amendment (Index Number) Regulation 2004*.

2 Amendment of Workers Compensation Regulation 2003

The *Workers Compensation Regulation 2003* is amended as set out in Schedule 1.

Workers Compensation Amendment (Index Number) Regulation 2004

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 2)

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

Insert at the end of the Table to the clause:

1 April 2004

179.6

WORKERS COMPENSATION ACT 1987

Notice

(Concerning indexation of WorkCover benefits and damages)

THE WorkCover Authority of New South Wales, pursuant to section 82 of the Workers Compensation Act 1987, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and from 1 April 2004, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

<i>Provision specifying, or providing for, the adjustable amount</i>	<i>Column 1</i>	<i>Column 2</i>
	<i>Adjustable Amount</i>	<i>Adjustable Amount</i>
Workers Compensation Act 1987		
s.25 (1)(a)	\$211,850.00	\$290,900.00
s.25 (1)(b)	\$66.60	\$91.40
s.35	\$1,000.00	\$1,373.10
s.37 (1)(a)(i)	\$235.20	\$323.00
s.37 (1)(a)(ii)	\$187.10	\$256.90
s.37 (1)(a)(iii)	\$170.00	\$233.40
	\$153.00	\$210.10
s.37 (1)(b)	\$62.00	\$85.10
s.37 (1)(c)	\$44.30	\$60.80
	\$99.10	\$136.10
	\$164.16	\$225.40
	\$230.90	\$317.00
	\$66.60	\$91.40
s.63A (3)	\$1,500.00	\$2,059.60
s.40	\$1,000.00	\$1,373.10
Sch.6 Pt.4 Cl.7	\$341.30	\$468.60

(Latest Index Number: 179.6)

JON BLACKWELL,
Chief Executive Officer
Workcover Authority

WORKERS COMPENSATION ACT 1987

Notice

(Concerning indexation of benefits covered by Workers Compensation Act 1926)

THE WorkCover Authority of New South Wales, pursuant to section 82 of, and Parts 3-4 of Schedule 6 to the Workers Compensation Act 1987, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and from 1 April 2004, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

<i>Provision specifying, or providing for, the adjustable amount</i>	<i>Column 1</i>	<i>Column 2</i>
	<i>Adjustable Amount</i>	<i>Adjustable Amount</i>
Workers Compensation Act 1987 (re 1926 ACT)		
Sch.6 Pt.3Cl. 2(2)	\$76,700.00	\$105,350.00
Sch.6 Pt.3Cl. 2(3)	\$38.30	\$52.60
Sch.6Pt.4Cl.4 (1)(b)(i)	\$44.80	\$61.50
Sch.6Pt.4Cl.4 (1)(b)(ii)	\$22.50	\$30.90
Sch.6Pt.4Cl.4A (2)(a)	\$196.00	\$269.10
Sch.6Pt.4Cl.4A (2)(b)	\$155.90	\$214.10
Sch.6Pt.4, Cl.4A (2)(c)	\$141.60	\$194.40
	\$127.50	\$175.10

(Latest Index Number: 179.6)

JON BLACKWELL,
Chief Executive Officer
Workcover Authority

WORKERS COMPENSATION ACT 1987

Notice

(Concerning indexation of benefits)

THE WorkCover Authority of New South Wales, pursuant to section 8(3)(d) of the Workers' Compensation (Dust Diseases) Act 1942, declares, by this Notice, that each of the adjustable amounts specified in Column 1 of the following Table is, on and from 1 April 2004, to be construed as the adjusted amount specified opposite it in Column 2 of the Table.

TABLE

<i>Provision specifying, or providing for, the adjustable amount</i>	<i>Column 1</i>	<i>Column 2</i>
	<i>Adjustable Amount</i>	<i>Adjustable Amount</i>
Workers Compensation (Dust Diseases) Act 1987		
s.8 (2B)(b)(i)	\$141,250.00	\$193,950.00
s.8 (2B)(b)(ii)	\$137.30	\$188.50
s.8 (2B)(b)(iii)	\$69.40	\$95.30

(Latest Index Number: 179.6)

JON BLACKWELL,
Chief Executive Officer
Workcover Authority

Order



New South Wales

Transport Administration (Transfer of OCGR Contracts) Order 2004

Under the Transport Administration Act 1988

I, Michael Costa MLC, Minister for Transport Services, in pursuance of section 94 of the Transport Administration Act 1988, make the following Order.

Dated, this 1st day of March 2004.

MICHAEL COSTA, M.L.C.,
Minister for Transport Services

Explanatory Note

The object of this order is, as a consequence of the abolition of the Office of the Co-ordinator General of Rail, to transfer to a specified **transport authority** the contracts and other agreements entered into by the Office of the Co-ordinator General of Rail on behalf of the Crown.

This order is made under section 94 of the Transport Administration Act 1988.

Transport Administration (Transfer of OCGR Contracts) Order 2004

Part 1—Preliminary

1. Name of order

This Order is the Transport Administration (Transfer of OCGR Contracts) Order 2004.

2. Commencement

This Order has effect from the date of its publication in the Gazette.

3. Definitions

In this Order:

agreement means any contract or arrangement in force, including all assets, rights and liabilities (statutory or under general law, whether accrued or not) to which the Office of the Co-ordinator General of Rail on behalf of the Crown was a party prior to the commencement of the *Transport Legislation Amendment (Safety and Reliability) Act 2003*.

railway corridor access agreement means an agreement relating to the granting of, or management of, rights of access to the railway corridor in New South Wales for the purpose of carrying out works, including inspections and maintenance works, and the installation of facilities.

professional services agreement means an agreement relating to the engagement and deployment of contractors or consultants for the purpose of applying specialist skills or expertise to the exercise or administration of the functions of a **rail authority**.

transport authority means:

- (a) Rail Corporation New South Wales (RailCorp), or
- (b) the Independent Transport Safety and Reliability Regulator (ITSRR)

Part 2—Transfer of agreements

4. Rail corridor access agreements

- (a) All *rail corridor access agreements* are transferred to and vested in Rail Corporation New South Wales.

5. Professional services agreements

- (a) All *professional services agreements* are transferred to and vested in a *transport authority* as provided for in Schedule 1,
- (b) Schedule 1 has effect in respect of the transfer and vesting of *professional services agreements*.

Schedule 1—Transfer of professional services agreements

The *professional services agreements* relating to the professional services specified in column B of this table are transferred to and vested in the corresponding *transport authority* specified in column C.

Column A Contracted provider	Column B Professional services	Column C Transport Authority
Adeptus Consulting Pty Ltd	Provision of professional services relating to rail corridor access agreements.	RailCorp
APP Strategic Partners	Provision of professional services relating to Database Review Stage 1.	RailCorp
Brian Dale & Partners	Provision of professional communications assistance relating to the ARTC NSW Proposal.	RailCorp
Bull Head Services Pty Ltd	Provision of professional services by D Bull relating to the RIC 2002 Audit Report.	RailCorp
DOTCOM Australia	Provision of professional records management services by Y Hall.	RailCorp
John S Bryan Consultants	Provision of professional policy services by J Bryan relating to the national integration project.	RailCorp
Maunsell Australia	Provision of professional human resource management services relating to the ARTC Proposal.	RailCorp
Minter Ellison	Provision of professional legal services relating to the ARTC Proposal.	RailCorp
Quasar Professional Pty Ltd	Provision of professional services by P Staddon relating to information services management within ITSRR.	ITSRR
Rail Infrastructure Corporation	Ongoing secondment of RIC employees.	ITSRR
Select Australasia	Provision of professional administrative services relating to the establishment of ITSRR.	ITSRR
Senegai Pty Ltd	Provision of professional services by D Hull.	RailCorp
Toohar Smart and Associates	Provision of professional project management services relating to ARTC Lease Negotiations.	RailCorp

Rule



District Court Amendment (Arbitration Rehearings) Rule 2004

under the

District Court Act 1973

The District Court Rule Committee made the following rule of court under the *District Court Act 1973* on 17 February 2004.

Anthony Grew

Secretary to the Rule Committee

Explanatory note

The object of this Rule is to amend Part 39A of the *District Court Rules 1973*:

- (a) to remove the power of the Court to refund an applicant's filing fee for a rehearing under Part 3 of the *Arbitration (Civil Actions) Act 1983* if the determination of the Court at the rehearing is substantially more favourable to the applicant than the determination of the arbitrator, and
- (b) to remove a provision that excluded the filing fee from an award of costs in relation to such a rehearing, and
- (c) to make certain minor amendments by way of statute law revision.

Clause 1 District Court Amendment (Arbitration Rehearings) Rule 2004

District Court Amendment (Arbitration Rehearings) Rule 2004

under the

District Court Act 1973

1 Name of Rule

This Rule is the *District Court Amendment (Arbitration Rehearings) Rule 2004*.

2 Amendment of District Court Rules 1973

The *District Court Rules 1973* are amended as set out in Schedule 1.

District Court Amendment (Arbitration Rehearings) Rule 2004

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Part 39A, rule 31

Omit rule 31 (1)–(4). Insert instead:

- (4) Subject to subrule (5), where proceedings are heard and determined under section 18A of the *Arbitration (Civil Actions) Act 1983* (the ***Arbitration Act***) and the determination of the Court is not substantially more favourable to the applicant for the order for rehearing (the ***applicant***) than is the determination of the arbitrator, the Court:
 - (a) may not order any other party to pay the applicant's costs incurred by reason of the rehearing, and
 - (b) is to order the applicant to pay the costs of every other party incurred by reason of the rehearing.

[2] Part 39A, rule 31 (6)

Omit "section 18 (5)". Insert instead "section 18D".

OFFICIAL NOTICES

Appointments

BOARD OF VOCATIONAL EDUCATION AND TRAINING ACT 1994

New South Wales Board of Vocational Education and Training
Notification of Appointment to the Board

I, ANDREW JOHN REFSHAUGE, Minister for Education and Training, in pursuance of section 5 of the Board of Vocational Education and Training Act 1994, appoint Ms Linda SIMON, as a Member of the New South Wales Board of Vocational Education and Training for a term of office commencing on 1 December 2003 and expiring on 31 December 2005.

ANDREW REFSHAUGE, M.P.,
Deputy Premier,
Minister for Education and Training
and Minister for Aboriginal Affairs

CASINO CONTROL ACT 1992

NSW Casino Control Authority
Appointment

HER Excellency the Governor, with the advice of the Executive Council, in pursuance of section 134(1)(b) of the Casino Control Act 1992, has approved of the appointment of Mr Talal YASSINE as a part-time member of the NSW Casino Control Authority from 5 March 2004 to 4 March 2009.

GRANT McBRIDE, M.P.,
Minister for Gaming and Racing

TOURISM NEW SOUTH WALES ACT 1984

Tourism New South Wales

Appointment of Part-time Members

IT is hereby notified that in pursuance of section 4(3), 4(4) and 4(5) of the Tourism New South Wales Act 1984 (as amended), Denis PIERCE be appointed a part-time member of the Board of Tourism New South Wales, for a period of three (3) years expiring on 29 December 2006.

SANDRA NORI, M.P.,
Minister for Tourism and Sport and Recreation,
and Minister for Women

WOLLONGONG SPORTSGROUND ACT 1986

Appointment of Members of the Wollongong Sportsground Trust

HER Excellency the Governor, on the advice of the Executive Council has approved:

1. Pursuant to section 5 of the Wollongong Sportsground Act 1986, the persons named in the Schedule hereto be appointed to the Wollongong Sportsground Trust for a period commencing on 16 January 2004 to the date of the Governor's approval, and
2. Pursuant to Clause 2 of Schedule 2 to the said Act, William BARNETSON be appointed as Chairperson of the Wollongong Sportsground Trust.

SCHEDULE

William BARNETSON, Peter BOLT, Chris CHRISTODOULOU, Chuck HARMISON, Rod OXLEY and Mike HYDE.

SANDRA NORI, M.P.,
Minister for Tourism
and Sport and Recreation

Department of Infrastructure, Planning and Natural Resources

Infrastructure and Planning



Ballina Local Environmental Plan 1987 (Amendment No 71)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G03/00094/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Ballina Local Environmental Plan 1987 (Amendment No 71)

Ballina Local Environmental Plan 1987 (Amendment No 71)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Ballina Local Environmental Plan 1987 (Amendment No 71)*.

2 Aims of plan

This plan aims:

- (a) to recognise the residential nature of the land that has been developed pursuant to clause 34 of *Ballina Local Environmental Plan 1987* by rezoning part of the land to which this plan applies to the Zone No 2 (a) Living Area Zone, and
- (b) to realign the Zone No 7 (a) Environmental Protection (Wetlands) Zone boundary affecting part of the land so it more accurately aligns with the wetland vegetation, and
- (c) to remove the Zone No 1 (d) Rural (Urban Investigation) zoning from that part of the land that cannot be practically developed and to rezone that land to the Environmental Protection (Wetlands) Zone.

3 Land to which plan applies

This plan applies to Lots 1 and 2, DP 503608, Lot 3, DP 558706, Lots 3 and 4, DP 544759, Lot 4, DP 607328, Lot 2, DP 207848, Lots 1 and 2, DP 522045 and part of Lot 3, DP 820688, North Creek Road, Ballina, as shown distinctively coloured, edged heavy black and lettered "2 (a)" or "7 (a)" on the map marked "Ballina Local Environmental Plan 1987 (Amendment No 71)" deposited in the office of the Ballina Shire Council.

4 Amendment of Ballina Local Environmental Plan 1987

Ballina Local Environmental Plan 1987 is amended as set out in Schedule 1.

Page 2

Ballina Local Environmental Plan 1987 (Amendment No 71)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Interpretation

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

Ballina Local Environmental Plan 1987 (Amendment No 71)

[2] Clause 34 Development of land adjacent to North Creek Road, Ballina

Omit clause 34 (2).



Mosman Local Environmental Plan 1998 (Amendment No 20)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S03/02456/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Mosman Local Environmental Plan 1998 (Amendment No 20)

Mosman Local Environmental Plan 1998 (Amendment No 20)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Mosman Local Environmental Plan 1998 (Amendment No 20)*.

2 Aims of plan

This plan aims to introduce an additional objective to clause 14 of *Mosman Local Environmental Plan 1998* to clarify that an objective of the floorspace ratio control is to minimise the effects of bulk and scale of new development.

3 Land to which plan applies

This plan applies to all residentially zoned land in the local government area of Mosman under the provisions of *Mosman Local Environmental Plan 1998*.

4 Amendment of Mosman Local Environmental Plan 1998

Mosman Local Environmental Plan 1998 is amended by inserting after clause 14 (1) (b) the following word and paragraph:

, and

- (c) to minimise the effects of bulk and scale of new development.



City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (W03/00040/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies to partly Zone No 1 (d) (the Rural “D” (General Rural) Zone) and partly Zone No 2 (e) (the Residential “E” (Village) Zone) under *City of Shoalhaven Local Environmental Plan 1985 (the 1985 plan)*, and
- (b) to rezone part of the land to Zone No 7 (a) (the Environment Protection “A” (Ecology) Zone) under the 1985 plan, and
- (c) to clearly identify on the map referred to in clause 3 a part of the land (being a strip of land) as zoned existing Open Space—Recreation “C” (Proposed) land under the 1985 plan, and
- (d) to rename the 1985 plan as *Shoalhaven Local Environmental Plan 1985*, to assist with locating the 1985 plan on the State’s legislation database, and
- (e) to prohibit home activities on land within Zone No 7 (d2) (the Environment Protection “D2” (Special Scenic) Zone) under the 1985 plan, and
- (f) to correct minor anomalies relating to an incorrect clause heading and a partial land description in the 1985 plan.

3 Land to which plan applies

- (1) In respect of the aim set out in clause 2 (a), this plan applies to part of Lots 31 and 32, DP 1049913, The Wool Road, Worroving Heights, as shown edged heavy black and lettered “1 (d)” or “2 (e)”

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213) Clause 4

on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)” deposited in the office of the Council of the City of Shoalhaven.

- (2) In respect of the aim set out in clause 2 (b), this plan applies to part of Lot 2, DP 1008459, Caulfield Parade, Worrowing Heights, as shown edged heavy black and lettered “7 (a)” on that map.
- (3) In respect of the aim set out in clause 2 (c), this plan applies to a strip of land fronting The Wool Road, Worrowing Heights, as shown by a heavy black line and lettered “6 (c)” on that map.
- (4) In respect of the aim set out in clause 2 (d), this plan applies to all land in the City of Shoalhaven under *City of Shoalhaven Local Environmental Plan 1985 (the 1985 plan)*.
- (5) In respect of the aim set out in clause 2 (e), this plan applies to land within Zone No 7 (d2) (the Environment Protection “D2” (Special Scenic) Zone) under the 1985 plan.
- (6) In respect of the aims set out in clause 2 (f), this plan applies to the land to which clause 54 of the 1985 plan applies and to SP 66005, Superb Crescent, Callala Bay.

4 Amendment of City of Shoalhaven Local Environmental Plan 1985

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

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 1 Name of plan

Omit “*City of Shoalhaven Local Environmental Plan 1985*”.

Insert instead “*Shoalhaven Local Environmental Plan 1985*”.

[2] Clause 1A

Insert after clause 1:

1A References to City of Shoalhaven Local Environmental Plan 1985

A reference in any environmental planning instrument to *City of Shoalhaven Local Environmental Plan 1985* is taken to be a reference to *Shoalhaven Local Environmental Plan 1985*, whether the instrument was made before or after the commencement of *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)*.

[3] Clause 6 Interpretation

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

City of Shoalhaven Local Environmental Plan 1985
(Amendment No 213)

[4] Clause 9 Zone objectives and development control table

Omit “home activities;” from item 3 of the matter relating to Zone No 7 (d2) in the Table to the clause.

[5] Clause 54

Omit “park” from the heading to the clause. Insert instead “parks”.

[6] Schedule 9

Insert “Development for certain additional purposes” after “Schedule 9” in the heading to the Schedule.

[7] Schedule 9

Omit “Lot 3,” from the item in the Schedule relating to land fronting Superb Crescent, Callala Bay.



Willoughby Local Environmental Plan 1995 (Amendment No 52)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S02/02145/S69)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Willoughby Local Environmental Plan 1995 (Amendment No 52)

Willoughby Local Environmental Plan 1995 (Amendment No 52)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Willoughby Local Environmental Plan 1995 (Amendment No 52)*.

2 Aims of plan

The aims of this plan are:

- (a) to extend and relocate foreshore building lines under *Willoughby Local Environmental Plan 1995 (the principal plan)* and to allow additional uses below foreshore building lines, and
- (b) to protect certain environmentally sensitive land by restricting dual occupancy development on the land to that which involves only internal alterations to an existing dwelling-house with minimal or no change to the external envelope of the dwelling-house (as allowed with the consent of Willoughby City Council under clause 27 (1) (a) of the principal plan), and
- (c) to insert into the principal plan a savings and transitional provision with respect to development applications lodged, but not finally determined, before the commencement of this plan.

3 Land to which plan applies

The amendments made by this plan apply to land situated in the Willoughby local government area, being:

- (a) to the extent the amendments implement the aim referred to in clause 2 (a), all land in Castle Cove, Middle Cove, Castlecrag, Northbridge and Lane Cove which fronts a foreshore reserve or the foreshore, as shown on the map marked "Willoughby

Willoughby Local Environmental Plan 1995 (Amendment No 52)

Clause 4

Local Environmental Plan 1995 (Amendment No 52)—
Sheets 12a–12g” deposited in the office of Willoughby City
Council, and

- (b) to the extent the amendments implement the aim referred to in clause 2 (b), the land shown edged heavy black on sheet 1 of that map, and
- (c) to the extent that the amendments implement the aim referred to in clause 2 (c), to the land to which *Willoughby Local Environmental Plan 1995* applies.

4 Amendment of Willoughby Local Environmental Plan 1995

Willoughby Local Environmental Plan 1995 is amended as set out in Schedule 1.

Willoughby Local Environmental Plan 1995 (Amendment No 52)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert in appropriate order in the definition of *land excluded from dual occupancy provisions map* in clause 5 (1):

Willoughby Local Environmental Plan 1995 (Amendment No 52)—Sheet 1

[2] Clause 13B

Insert after clause 13A:

13B Savings and transitional provision

A development application lodged with the Council, but not finally determined, before the commencement of *Willoughby Local Environmental Plan 1995 (Amendment No 52)* is to be determined as if that plan had been exhibited under the Act but had not been made.

[3] Clause 16

Omit clause 16. Insert instead:

16 Foreshore building line

(1) In this clause:

foreshore land means land between a water body and the dominant ridgeline that faces the water body.

modified foreshore land means foreshore land:

- (a) on which the natural vegetation structure has been substantially altered or removed, or
- (b) the topography of which has been substantially modified by human development, such as excavation, retaining walls or similar structures.

natural foreshore land means foreshore land:

- (a) on which the natural vegetation remains or, if altered, is still representative of the structure and floristics of natural vegetation, or

Willoughby Local Environmental Plan 1995 (Amendment No 52)

Amendments

Schedule 1

-
- (b) the topography of which has not been substantially altered by human development.
- (2) The objectives of this clause are:
- (a) to preserve and enhance the natural features and vegetation of those localities where the land meets or is in close proximity to the water, and
 - (b) to encourage the protection and regeneration of land which forms an integral part of the foreshore setting by controlling new development, and
 - (c) to promote a consistent application of foreshore building lines in comparable situations according to the characteristics of sites and foreshores in the localities concerned and with regard to the objectives set out below:
 - (i) for natural foreshore land—to ensure that development retains the characteristics of the natural environment and scenic quality of the foreshores of Lane Cove River, and Middle Harbour and its tributaries, where they are in a predominantly natural state, and
 - (ii) for modified foreshore land—to ensure that the siting of development provides an area which is left clear of buildings and structures, so as to protect the environment and the amenity and scenic quality of the foreshores of Lane Cove River, and Middle Harbour and its tributaries, where they are predominantly developed, and
 - (iii) for residents of foreshore land—to control the siting of buildings and structures on the foreshores of Lane Cove River and Middle Harbour and its tributaries so that the amenity and views of foreshore residents are preserved.
- (3) Foreshore building lines are shown by red lines on sheets 12a, 12b, 12c, 12d, 12e, 12f and 12g of the map marked “Willoughby Local Environmental Plan 1995 (Amendment No 52)”.

Willoughby Local Environmental Plan 1995 (Amendment No 52)

Schedule 1 Amendments

-
- (4) Except with the consent of the Council granted in accordance with subclause (5), a building must not be erected and work must not be carried out between a foreshore building line and the bay, creek, harbour, river, lake or lagoon in respect of which the line is fixed.
- (5) The Council may, after considering the probable aesthetic appearance and environmental impact of the proposed structure or work in relation to the foreshore, consent to the erection of:
- (a) single storey structures, such as boatsheds and jetties, that have a direct functional relationship with the water, or
 - (b) inclinators, stairs or other structures designed to provide pedestrian access to the waterway, or
 - (c) structures such as swimming pools below or at the surface of the ground, barbecues, pergolas, retaining walls, public amenities and garden sheds,
- between a foreshore building line and the bay, creek, harbour, river, lake or lagoon in respect of which the line is fixed.



Wyong Local Environmental Plan 1991 (Amendment No 147)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N03/00214/PC)

DIANE BEAMER, M.P.,
Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

Clause 1 Wyong Local Environmental Plan 1991 (Amendment No 147)

Wyong Local Environmental Plan 1991 (Amendment No 147)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wyong Local Environmental Plan 1991 (Amendment No 147)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies to Zone No 2 (c) (Medium Density Residential Zone) under *Wyong Local Environmental Plan 1991*, and
- (b) to amend the definition of **building height map** in that plan, and
- (c) to allow the erection of a medium or high-rise building on the land to which this plan applies subject to the Wyong Shire Council's being satisfied of certain matters.

3 Land to which plan applies

This plan applies to certain land situated in the local government area of Wyong, being Lot 622, DP 877750, as shown edged heavy black on the map marked "Wyong Local Environmental Plan 1991 (Amendment No 147)" deposited in the office of Wyong Shire Council.

4 Amendment of Wyong Local Environmental Plan 1991

Wyong Local Environmental Plan 1991 is amended as set out in Schedule 1.

Wyong Local Environmental Plan 1991 (Amendment No 147)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 7 Definitions

Omit the definition of *building height map* from clause 7 (1).

Insert instead:

building height map means:

- (a) in relation to clauses 42B, 42C and 42CA, the map marked “Building Heights Map—Wyong Local Environmental Plan 1991 (Amendment No 118)”, and
- (b) in relation to clause 42E, the map marked “Building Heights Map—Wyong Local Environmental Plan 1991 (Amendment No 147)”.

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

Insert in appropriate order:

Wyong Local Environmental Plan 1991 (Amendment No 147)

[3] Clause 42CA Setbacks for certain buildings fronting The Entrance Road

Omit “map marked ‘Building Heights Map—Wyong Local Environmental Plan 1991 (Amendment No 118)’” from clause 42CA (1).

Insert instead “building height map”.

[4] Clause 42E

Insert after clause 42D:

42E Erection of medium or high-rise building at Woodbury Park Drive, Mardi

- (1) This clause applies to Lot 622, DP 877750, Woodbury Park Drive, Mardi.
- (2) The Council may consent to the erection of a medium or high-rise building on the land to which clause applies, but only if it is satisfied that:

Wyong Local Environmental Plan 1991 (Amendment No 147)

Schedule 1 Amendments

-
- (a) when viewed from public spaces, the proposed building will generally be framed by the trees on the ridge to the north of the site, and
- (b) any roof structure over and above the height nominated for the land beneath it on the building height map is designed and incorporated into the building in a way that is both interesting and attractive, and
- (c) due regard has been given in the design of the building to any other matters that may be specified in a development control plan applying to the land.
- (3) For the purposes of this clause:

a **building height** is the vertical distance from natural ground level at any point within a building to the top-most ceiling of the building directly above that point.

medium or high-rise building means a building with a building height greater than 10 metres but no building height of which at any point exceeds the height nominated for the land at that point on the building height map.

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Declaration

I, the Minister for Infrastructure and Planning, in pursuance of section 76A (7) (b) of the *Environmental Planning and Assessment Act 1979*, having formed the opinion that the development proposal listed in Schedule 1 to this Declaration is of State environmental planning significance, declare it to be State significant development.

Dated this 24th day of February 2004.

CRAIG KNOWLES, M.P.,
Minister for Infrastructure and Planning
and Minister for Natural Resources

Schedule 1

Any artificial waterbody on Lots 10, 19, or 22 of DP 270100, Parish of Coweambah, County of Gloucester in Great Lakes Shire, commonly referred to as Myall Quays Estate.

Natural Resources

WATER ACT 1912

Notice of Cancellation of Restrictions Under Section 22(B)

THE Water Administration Ministerial Corporation notifies licence and authority holders that restrictions imposed, as advertised in the *Government Gazette* on 24 December 2003, on the taking and using of water from the Lower Darling Regulated River (from adjacent to "Billilla" homestead on Lot 3671, DP 766053, County of Livingstone, downstream to the north east corner of Lot 11, DP 756952, Parish of Merche, County of Wentworth, including Copi Hollow), will be cancelled as of the 28 February 2004.

GA2:469509.

Dated this 27th day of February 2004.

Signed for the Water Administration Ministerial Corporation.

DAVID HARRISS,
Regional Director,
Murray/Murrumbidgee Region,
Department of Infrastructure, Planning
and Natural Resources
(by delegation).

WATER ACT 1912

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

An application for an authority for a joint water supply scheme, under section 20 of Part 2 of the Water Act 1912, has been received as follows:

Murray River Valley

John STONEY and Giancarlo and Maria MARTINOTTI for a pump on the Murray River on Lot 7026/1023572, Parish of Albury, County of Goulburn, for stock and domestic purposes (Reference: 50SA006628) (GA2:469507).

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

Written objections to the application specifying the grounds thereof, may be made by any statutory authority or local occupier within the proclaimed area whose interests may be affected, and must be lodged with the Department's office at Albury by no later than the 2 April 2004.

C. PURTLE,
Natural Resource Officer,
Murray-Murrumbidgee Region.

Department of Infrastructure, Planning and
Natural Resources,
PO Box 829, Albury, NSW 2640.

WATER ACT 1912

Volumetric Water Allocation Scheme Section 20Z of the Water Act 1912

THE Water Administration Ministerial Corporation notifies entitlement holders (licences, authorities, group licences) that the Gwydir Regulated River water source is unlikely to have sufficient water available to meet the requirements of general security water entitlements. Accordingly, water allocations for general security entitlements will be reduced to 22% as from 31 January 2004, until a further notification varying this notification is published.

Dated this 5th day of March 2004.

Signed for the Water Administration Ministerial Corporation:

RANDALL HART,
Regional Director,
Barwon Region,
Department of Infrastructure, Planning
and Natural Resources
(by delegation).

WATER ACT 1912

Volumetric Water Allocation Scheme Section 20Z of the Water Act 1912

THE Water Administration Ministerial Corporation notifies entitlement holders (licences, authorities, group licences) that the Lower Namoi Regulated River water source is unlikely to have sufficient water available to meet the requirements of general security water entitlements. Accordingly, water allocations for general security entitlements will be reduced to 39% as from 31 January 2004, until a further notification varying this notification is published.

Dated this 5th day of March 2004.

Signed for the Water Administration Ministerial Corporation:

RANDALL HART,
Regional Director,
Barwon Region,
Department of Infrastructure, Planning
and Natural Resources
(by delegation).

WATER ACT 1912

Volumetric Water Allocation Scheme Section 20Z of the Water Act 1912

THE Water Administration Ministerial Corporation notifies entitlement holders (licences, authorities, group licences) that the Peel Regulated River water source is unlikely to have sufficient water available to meet the requirements of general security water entitlements. Accordingly, water allocations for general security entitlements will be reduced to 20% as from 9 February 2004, until a further notification varying this notification is published.

Dated this 5th day of March 2004.

Signed for the Water Administration Ministerial Corporation:

RANDALL HART,
Regional Director,
Barwon Region,
Department of Infrastructure, Planning
and Natural Resources
(by delegation).

WATER ACT 1912

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

An application for an authority under section 20 of Part 2 of the Water Act 1912, has been received as follows:

Murray River Valley

Antonio CARRAZZA and DIALENA NOMINEES PTY LTD for 1 pump on the Murray River, Lot 433/756961, Parish of Mourquong, County of Wentworth, for irrigation of 2 hectares (fresh authority – due to change of ownership of lands – no increase in commitment to Murray River storages) (Reference: 60SA008577) (GA2:512601).

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

P. WINTON,
Natural Resource Project Officer,
Murray/Murrumbidgee Region.

Department of Infrastructure, Planning and
Natural Resources,
32 Enterprise Way (PO Box 363), Buronga, NSW 2739,
Telephone: (03) 5021 9400.

WATER ACT 1912

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

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

Lachlan River Valley

Helen Jane GRIFFIN and Geoffrey Russell GRIFFIN for a pump on Lachlan River on Lot 4/597684, Parish of Mulyan, County of Forbes, for water supply for stock and domestic purposes and irrigation (57.00 hectares) (lucerne and cereal) (new licence – replacing existing entitlement – change of pumpsite – additional irrigation area – no increase in allocation) (Reference: 70SL090964) (GA2:466311).

Una Merle HODGES and William George Valentine HODGES for a pump and bywash dam on Goobang Creek, on Lot 58/752094, Parish Gunning, County Cunningham, for water supply for stock and domestic purposes (new licence for existing work) (Reference: 70SL090670) (GA2:466310).

Robert Ernest BUSH and Maree Kathleen FORBUTT for a pump on Bulla Creek on Lot 2, DP 806950, Parish of Burrangong, County of Monteleagle, for water supply for irrigation of 3.33 hectares (orchard) (new licence – entitlement obtained by way of the permanent transfer scheme – in lieu of advertisements in *Government Gazette* No. 145, dated 19 September 2003 and *Young Witness*, dated 15 September 2003) (Reference: 70SL090926) (GA2:466312).

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

VIV RUSSELL,
Resource Access Manager,
Central West Region.

Department of Infrastructure, Planning and
Natural Resources,
PO Box 136, Forbes, NSW 2871,
Telephone: (02) 6852 1222.

WATER ACT 1912

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

Murrumbidgee Valley

Andrew Charles TURNER and Tracey Leanne Kell TURNER for a bore on Lot 4, DP 713971, Parish of Mundongo, County of Buccleuch, for a water supply for the irrigation of approximately 1.2 hectares (lucerne) (new licence) (Reference: 40BL189787) (GA2:483285).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 2 April 2004, as prescribed by the Act.

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

Department of Infrastructure, Planning and
Natural Resources,
PO Box 156, Leeton, NSW 2705.

WATER ACT 1912

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

Murrumbidgee Valley

William James KIRKBY-JONES for a bore on Lot 2, DP 847957, Parish of Bango, County of King, for a water supply for stock, domestic and irrigation of 69 hectares (fodder production) (upgrade of existing licence) (Reference: 40BL189847).

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

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

Department of Infrastructure, Planning and
Natural Resources,
PO Box 156, Leeton, NSW 2705.

WATER ACT 1912

Notice Under Section 22B – Pumping Restrictions
Morleys Creek

THE Water Administration Ministerial Corporation, pursuant to section 22B of the Water Act 1912, being satisfied that the quantity of water available or likely to be available in Morleys Creek is insufficient to meet all requirements with respect to the taking of water hereby gives notice to:

Holder of licenses issued under Part 2 of the Water Act 1912, **other than for stock and domestic water supply purposes.**

That forthwith and until further notice, the taking of water from Morleys Creek is restricted as follows:

Pumping for any purpose other than for stock and domestic use.

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

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

Dated this 3rd day of March 2004.

W. FORD,
Regional Director,
Murrumbidgee Region.

WATER ACT 1912

Volumetric Water Allocation Scheme
Notice Under Section 20Z of the Water Act 1912
Toonumbar Dam and the Regulated Sections of
Iron Pot Creek and Eden Creek

THE Department of Infrastructure, Planning and Natural Resources is satisfied that during the 2003/2004 water year, the water sources of Iron Pot Creek and Eden Creek below Toonumbar Dam and including Toonumbar Dam storage area which are subject to a scheme pursuant to section 20X of the Water Act 1912, is unlikely to have sufficient water available to meet all the requirements of persons authorised by law to take water from the water sources or to meet other requirements previously determined by the Department.

Consequently, for the 2003/2004 water year, except as provided hereunder, all general security allocations from Toonumbar Dam are set at 100% of their basic allocation.

The allocations shall take effect on and from 6 March 2004.

This reduction does not apply to the allocations under entitlements for town water supply, stock, domestic and farming purposes.

Dated this 1st day March 2004.

Signed for the Department of Infrastructure, Planning and Natural Resources.

D. SCHRODER,
Regional Director,
North Coast Region.

WATER ACT 1912

APPLICATIONS for a licence under Part 5 of the Water Act 1912, as amended, have been received from:

ROWENA / SHERWOOD BORE WATER TRUST for a proposed artesian bore, Lot 6, DP 752247, Parish of Finley, County of Denham, for water supply for stock and domestic purposes within the trust district (new licence) (Reference: 90BL251958) (GA2:472252).

MERCADOOL BORE WATER TRUST for a proposed artesian bore, on Lot 4, DP 752261, Parish of Pearse, County of Denham, for water supply for stock and domestic purposes within the trust district (new licence) (Reference: 90BL251959) (GA2:472253).

Any inquiries regarding the above should be directed to the undersigned (telephone: 6764 5908).

Formal objections with grounds stating how your interests may be affected must be lodged by the twenty-eight (28) days from date of advertising, as prescribed by the Act.

GEOFF CAMERON,
Manager,
Resource Access.

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

WATER ACT 1912

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

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

Namoi River Valley

Philip John WAGSTAFF for a pump on the Manilla River on Lot 12, DP 705874, Parish of Veness, County of Darling, for irrigation of 2 hectares (replacement licence – permanent transfer of existing entitlement) (LO Papers: 90SL100726) (GA2:472123).

Gwydir River Valley

BINGARA SHIRE COUNCIL for six (6) pumps on the Gwydir River as follows: five (5) pumps on Crown Land adjacent to Lot 189, DP 754819, for town water supply and one (1) pump on Part Lot 7040, DP 1016557, for aquaculture and recreation purposes, all Parish of Bingara, County of Murchison (application seeks to replace an existing licence due to the inclusion of three (3) additional pumps for town water supply) (LO Papers: 90SL100743) (GA2:472251).

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

GEOFF CAMERON,
Manager,
Resource Access.

Department of Infrastructure, Planning and
Natural Resources,
PO Box 550, Tamworth, NSW 2340.

Department of Lands

ARMIDALE OFFICE

108 Faulkner Street, Armidale, NSW 2350

Phone: (02) 6772 5488 Fax (02) 6771 5348

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Barry Edwin ARMSTRONG (new member).	Myall Creek Public Hall and Recreation Reserve Trust.	Reserve No.: 55752. Public Purpose: Public Hall. Notified: 20 October 1922. Reserve No.: 54198. Public Purpose: Public recreation. Notified: 1 October 1920. File No.: AE80 R 55/3.

Term of Office

For a term commencing the date of this notice and expiring
31 December 2006.

DUBBO OFFICE

142 Brisbane Street (PO Box 865), Dubbo, NSW 2830

Phone: (02) 6841 5200 Fax: (02) 6841 5231

DRAFT ASSESSMENT OF CROWN LAND UNDER PART 3 OF THE CROWN LANDS ACT, 1989 AND THE CROWN LANDS REGULATION, 2000.

THE Minister Assisting the Minister for Natural Resources (Lands) has prepared a draft land assessment for the Crown Lands described hereunder.

Inspection of this draft assessment can be made at the Department of Lands, 142 Brisbane Street, Dubbo and at the offices of Coonamble Shire Council, during normal business hours.

Submissions are invited from the public on the draft assessment. These may be made in writing for a period commencing from 8 March 2004 until 4 April 2004 and should be sent to the District Manager, Department of Lands, PO Box 865, Dubbo, NSW 2830. Telephone enquiries should be directed to the Dubbo Office on (02) 6841 5200. Please quote reference number DB93H424.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

Description

7.91 hectares of Crown Land located about 8 kilometres north of Gulargambone on the western side of the Castlereagh Highway, comprising Lot 63, DP 753407 and Lot 165, DP 721797, Parish of Wilber, County of Gowen, Local Government area of Coonamble.

Reason: Consideration of application to purchase the land.

Contact Officer: Kevin Campbell.

FAR WEST REGIONAL OFFICE
45 Wingewarra Street (PO Box 1840), Dubbo, NSW 2830
Phone: (02) 6883 3000 Fax: (02) 6883 3099

**ALTERATION OF PURPOSE OF A WESTERN
LANDS LEASE**

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

CRAIG KNOWLES, M.P.,
Minister for Infrastructure and Planning
and Minister for Natural Resources

Description

*Administrative District – Balranald; Shire – Balranald;
Parish – Taila; County – Taila.*

The purpose of Western Lands Lease 14392, being the land contained within Folio Identifier 6873/48198 has been altered from "Grazing" to "Residential Subdivision" effective from 16 January 2004.

As a consequence of the alteration of purpose annual rental has been determined at \$361.00 per annum until 1 July 2004 and the conditions previously annexed to Western Lands Lease 14392 have been revoked and the following conditions have been annexed thereto.

**Conditions and Reservations Attached to
Western Lands Lease 14392**

- (1) In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of the Western Lands Act 1901 ("the Act") in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder's use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be as determined by the local land board for each period of 5 years of the term of the lease, except where a rent is bid at auction or tendered under Section 19C(5) of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
"GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
 - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey, assign or sublet the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The land leased shall be used only for the purpose of "Residential Subdivision".
- (10) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the

currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.

- (11) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (12) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (13) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (14) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local Government area.
- (15) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (16) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (17) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (18) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (19) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (20) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (21) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (22) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (23) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (24) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under subsection (6) is complied with.
- (25) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or rewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:

- (a) between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
- (b) within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
- (c) where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
- (d) within strips not less than 60 metres wide along the tops of any ranges and main ridges;
- (e) not in contravention of section 21CA of the Soil Conservation Act 1938.

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

- (26) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or rewood.
- (27) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (28) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (29) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (30) The lessee shall not grant any grazing rights over the land leased or any part thereof, or agist stock on the land leased or any part thereof, or enter into a share farming agreement in respect of the land leased or any part thereof, without having first obtained the written consent of the Minister and, if any stock not owned by the lessee are found depasturing on the land leased without consent, it shall be prima facie evidence of a breach of this condition.
- (31) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (32) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (33) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (34) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (35) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (36) The lessee shall comply with the provisions of the Clean Waters Act 1970 particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton, NSW 2460
Phone: (02) 6640 2000 Fax: (02) 6640 2035

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

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Lachlan Francis McLEOD.	Dorrroughby Grass Reserve Trust.	Reserve No.: 58949. Public Purpose: Public recreation. Notified: 18 June 1926. Reserve No.: 54361. Public Purpose: Quarantine. Notified: 14 January 1921. File No.: GF03 R 26.

Term of Office

For a term commencing the date of this notice and expiring 4 September 2004.

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Jennifer Sandra WILLS (re-appointment), Charles John ENGLAND (re-appointment), John Robert TURBILL (re-appointment), Annie Jane IRELAND (re-appointment), Brendon John GILL (re-appointment), Ronald Martin SMITH (re-appointment).	Coffs Harbour Preservation of Native Flora Reserve Trust.	Reserve No.: 59000. Public Purpose: Preservation of native flora. Notified: 9 July 1926. File No.: GF80 R 237.

Term of Office

For a term commencing the date of this notice and expiring 4 March 2009.

GOULBURN OFFICE
159 Auburn Street (PO Box 748), Goulburn, NSW 2580
Phone: (02) 4828 6725 Fax: (02) 4828 6730

APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
James David McWHIRTER (re-appointment), Edward Claude CORDINGLEY (re-appointment), Ernest Alexander STEPHENSON (re-appointment), John Charles Henry LOSEBY (re-appointment), Jorgen Locke NIELSEN (new member).	BIG Hill Recreation Reserve Trust.	Reserve No.: 69647. Public Purpose: Public recreation. Notified: 1 November 1940. File No.: GB80 R 6.

Term of Office

For a term commencing the date of this notice and expiring 4 March 2009.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Eric John GRIFFITHS (re-appointment), Antoon BOS (new member), Terence Harcourt POINDERLY (new member), Margaret Jean HALL (re-appointment), Nonette BROWN (re-appointment).	Young Community Arts Centre Trust.	Reserve No.: 91145. Public Purpose: Preservation of historical sites and buildings. Notified: 2 June 1978. File No.: GB80 R 62.

Term of Office

For a term commencing the date of this notice and expiring 4 March 2009.

SCHEDULE 3

COLUMN 1	COLUMN 2	COLUMN 3
Sonya Renae WINTER (new member), James Ray DEEGAN (re-appointment), Desmond PEARSALL (re-appointment), Andrew MILLER (re-appointment), Tony Scott MEDWAY (re-appointment).	Bevendale Hall (R89153) and Recreation (R79892) Reserve Trust.	Reserve No.: 79892. Public Purpose: Public recreation. Notified: 13 September 1957. Reserve No.: 89153. Public Purpose: Public hall. Notified: 8 March 1974. File No.: GB80 R 273.

Term of Office

For a term commencing 18 March 2004 and expiring 17 March 2009.

MAITLAND OFFICE**Newcastle Road (PO Box 6), East Maitland, NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****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 that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

Description

*Parish – Tuggerah; County – Northumberland;
Land District – Gosford; Local Government Area – Wyong.*

Road Closed: Lot 1, DP 1063259, subject to Easement for Telecommunication Service 20.115 wide created by Deposited Plan 1063259 and Easement for Electricity Line 20.115 wide created by Deposited Plan 1063259

File No.: MD02 H 70.

SCHEDULE

On closing, the land within Lot 1, DP 1063259 remains vested in Wyong Shire Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: R50/LJ03011.

MOREE OFFICE**Frome Street (PO Box 388), Moree, NSW 2400****Phone: (02) 6752 5055 Fax: (02) 6752 1707****REVOCATION OF RESERVATION OF CROWN LAND**

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

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 2**COLUMN 1**

Land District: Warialda.
Local Government Area: Moree
Plains Council.
Locality: Boggabilla.
Reserve No.: 87915.
Public Purpose: Quarantine.
Notified: 21 August 1970.
File No.: ME96 R 4.

COLUMN 2

The whole being Lot 7047,
DP 1030999 of an area of
13.76 hectares,
Parish Boggabilla,
County Staphylton.

SCHEDULE 1**COLUMN 1**

Land District: Bingara.
Local Government Area: Barraba
Council.
Locality: Upper Horton.
Reserve No.: 28219.
Public Purpose: Police purposes.
Notified: 1 October 1898.
File No.: ME03 H 197.

COLUMN 2

The whole being Lot 2,
section 5, DP 759020 of an
area of 4047 square metres,
Parish Dunnee,
County Murchison.

NOWRA OFFICE**5 O'Keefe Avenue (PO Box 309), Nowra, NSW 2541****Phone: (02) 4428 6900 Fax: (02) 4428 6988****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 speci ed in Schedule 1 is transferred to the Roads Authority speci ed in Schedule 2, hereunder, as from the date of publication of this notice and as from that date the road speci ed in Schedule 1 cease to be a Crown road.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 1**Description**

*Land District – Bega; Council – Bega Valley Shire;
Parish – Cadjangarry; County – Dampier.*

The Crown public road section of Christopher's Road at Quaama commencing at the north western corner of Lot 1, DP 738066, thence in a westerly direction adjoining the northern boundaries of Part Lot 812, DP 859788, Lot 811, DP 859788 and end of Council road and nishing on the northeasterly extension of the northwestern boundary of the Council road (aforesaid) being Christopher Road.

Crown Reference: NA04 H 42.

SCHEDULE 2

Roads Authority: Bega Valley Shire Council.

ORANGE OFFICE**92 Kite Street (PO Box 2146), Orange NSW 2800****Phone: (02) 6393 4300 Fax: (02) 6362 3896****ERRATUM**

THE notice appearing in NSW *Government Gazette* of 27 February 2004, Folio 937, under the heading "NOTIFICATION OF CLOSING OF A ROAD" (File No. OE01 H 21), Lot 201 is incorrect and should read Lot 210 in DP 1064922.

SCHEDULE 1

The Crown public road part separating Lot 1 in Deposited Plan 864628 from Lot 193 in Deposited Plan 757042 (western 60 metres), in Parish Blenheim, County Westmoreland and Land District of Bathurst.

File No.: OE04 H 52.

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 roads speci ed in Schedule 1 are transferred to the Roads Authority speci ed in Schedule 2, hereunder, as from the date of publication of this notice and as from that date, the roads speci ed in Schedule 1 cease to be Crown public roads.

TONY KELLY, M.L.C.,
Minister Assisting the Minister for
Natural Resources (Lands)

SCHEDULE 2

Road Authority: Oberon Council.

WAGGA WAGGA REGIONAL OFFICE
Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga, NSW 2650
Phone: (02) 6937 2700 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 roads specified in Schedule 1 are 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 roads specified in Schedule 1 cease to be Crown public road.

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

SCHEDULE 1

*Parish – Albury; County – Goulburn;
 Land District – Albury; City – Albury.*

Crown public road of 30.175 wide being the extension of Range Road and described as the road south east of part Lot 7004, DP 1023658; Lot 907, DP 753326 and Lot 1, DP 790501.

SCHEDULE 2

Roads Authority: Albury City Council.

File No.: WA04 H 37.

NOTIFICATION OF CLOSING OF A ROAD

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

TONY KELLY, M.L.C.,
 Minister Assisting the Minister for
 Natural Resources (Lands)

Description

*Parish – Elliot; County – Bourke;
 Land District – Wagga Wagga; Shire – Coolamon.*

Road Closed: Lot 1, DP 1064370.

File No.: WA02 H 216.

Note: On closing, the land within Lot 1, DP 1064370 remains vested in the State of New South Wales as Crown Land.

Department of Mineral Resources

COAL MINES REGULATION ACT 1982 as Amended

Section 145(1) – Order of Declaration of Coal Preparation Plant

Our Reference File No.: C03/0507.

I, ROBERT REGAN, Chief Inspector of Coal Mines, by virtue of delegated authority from the Minister and pursuant to the provisions of section 145B(1) of the Coal Mines Regulation Act 1982, as amended, DECLARE the stratford coal preparation plant, described in the Schedule hereunder, to be suitable for management separately from a mine.

SCHEDULE

1. Mine Plan No. H1200-G126, dated January 2004, detailing the location of the Plant in relation to the mining leases.

The Declaration is subject to compliance with the Coal Mines Regulation Act 1982, as amended, and any associated Regulations relevant to Declared Coal Preparation Plants.

A copy of this Order and the plans shall be displayed on the declared plant notice board for a period of not less than 28 days and thereafter shall be retained for perusal by employees as required.

Dated: 16 February 2004.

ROBERT REGAN,
Assistant Director Safety Operations
and Chief Inspector of Coal Mines.

Comet ID 280902000_297774000.	Approved by: R. Regan, Assistant Director Mine Safety and Chief Inspector of Coal Mines.	Page No.: 1 of 1.
Prepared by: A. A. Ryan.	Date: Monday, 1 March 2004.	Revision: 0.

COAL MINES REGULATION ACT 1982

as Amended

Section 145(1) – Order of Declaration of Coal Preparation Plant

Our Reference File No.: C04/0110.

I, ROBERT REGAN, Chief Inspector of Coal Mines, by virtue of delegated authority from the Minister and pursuant to the provisions of section 145B(1) of the Coal Mines Regulation Act 1982, as amended, DECLARE the Ashton Coal Handling and Preparation Plant, described in the Schedule hereunder, to be suitable for management separately from a mine.

SCHEDULE: Mine Plan ASHTON COAL OPERATIONS LIMITED, Declared Plant Area December 2003, Cad File Reference ACOL-CS-01A, dated 14 January 2004, detailing the location, plant layout and boundaries of the subject area.

The Declaration is subject to compliance with the Coal Mines Regulation Act 1982, as amended, and any associated Regulations relevant to Declared Coal Preparation Plants.

A copy of this Order and the plan shall be displayed on the Declared Plant notice board for a period of not less than 28 days and thereafter shall be retained for perusal by employees as required.

Dated: 18 February 2004.

ROBERT REGAN,
Assistant Director Safety Operations
and Chief Inspector of Coal Mines.

File No.: C04/0110.	Comet ID 10minerals02.	Prepared by: Ray Leggett.
Date: 1 March 2004.	Page No.: 1 of 1.	

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Ex ia 14132.

File No.: C95/0522.

Date: 29 January 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. The revocation is issued to coincide with the voluntary cancellation of the Certificate of Conformity AUS Ex 3241X. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Data logger and battery supply.

Identification: BHP, type DSG.

This approval was issued to:

Name: BHP Research & Technology Development.

Address: Off Vale Street, Shortland, NSW 2307.

The approval was notified in the *Government Gazette* No, 49, dated 19 April 1996.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering
for Chief Inspector of Coal Mines.

Document No.: Rev040122.	Page 1 of 1.
Prepared by: P. de Gruchy.	

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA Exemib 14248.

File No.: C97/0438.

Date: 20 January 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70 of the Coal Mines (General) Regulation 1999, has REVOKED the approval number quoted herein. The revocation is issued with the consent of the approval holder, to finalise the life-cycle of apparatus no longer used in NSW coal mines. This means that the apparatus to which that approval number applied is no longer deemed to be approved for use in the hazardous zones of underground coal mines in New South Wales.

Description: Hazardous area telephone.

Identification: Auteldac, type 3.

This approval was issued to:

Name: Austdac Pty Limited.

Address: 1/4 Packard Avenue, Castle Hill, NSW 2154.

The approval was notified in the *Government Gazette* No. 123, dated 14 November 1997.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering
for Chief Inspector of Coal Mines.

Document No.: Rev031120.	Page 1 of 1.
Prepared by: P. de Gruchy.	

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA A2414.

File No.: C89/0888.

Date: 29 January 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70(6) of the Coal Mines (General) Regulation 1999, has REVOKED the following workshop identified by the Department's approval number quoted herein, with the consent of the approval holder. This means that the workshop to which that approval number applied can no longer be used for the purpose of carrying out repairs or tests on approved explosion protected apparatus or cables supplied to a coal mine in New South Wales, unless the workshop is re-approved.

Description: Workshop Approved to Repair and Overhaul Electrical Explosion Protected Equipment for use in NSW Coal Mines.

Regulations: Coal Mines (Underground) Regulation 1999, Clause 146(2).

Categories: Explosion protected enclosures.

This approval was issued to:

Name: Hymec Electrical Pty Ltd.

Address: 10 Gladstonbury Avenue, Unanderra, NSW 2526.

Dated: 5 March 2001.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
Mine Safety Division.

File No.: C89/0888.	Document No.: Approval Revocation - Hymec Electrical.	Date: 21-1-2004.
Prepared by: P. de Gruchy.	Page No.: 1 of 1.	

COAL MINES REGULATION ACT 1982

Revocation of Approval

Revoked Approval No.: MDA B2954.

File No.: C94/0331.

Date: 29 January 2004.

IT is hereby notified that the Chief Inspector of Coal Mines, pursuant to the provisions of Clause 70(6) of the Coal Mines (General) Regulation 1999, has REVOKED the following workshop identified by the Department's approval number quoted herein, with the consent of the approval holder. This means that the workshop to which that approval number applied can no longer be used for the purpose of carrying out repairs or tests on approved explosion protected apparatus or cables supplied to a coal mine in New South Wales, unless the workshop is re-approved.

Description: Workshop Approved to Repair and Overhaul Electrical Explosion Protected Equipment for use in NSW Coal Mines.

Regulations: Coal Mines (Underground) Regulation 1999, Clause 146.

Categories: Explosion protected apparatus and cables.

This approval was issued to:

Name: Western Cable and Pump Repairs.

Address: Lot 5, Donald Street, Lithgow, NSW 2790.

Dated: 12 September 1994.

J. F. WAUDBY,
Senior Inspector of Electrical Engineering,
Mine Safety Division.

File No.: C94/0331.	Document No.: App. Rev. - Western Cable & Pump Repairs.	Date: 21-1-2004.
Prepared by: P. de Gruchy.	Page No.: 1 of 1.	

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(T04-0030)

No. 2294, SHERWOOD VENTURES PTY LTD (ACN 107 201 687), area of 78 units, for Group 1, dated 20 February 2004. (Sydney Mining Division).

(T04-0031)

No. 2295, COMET RESOURCES LIMITED (ACN 060 628 202), area of 100 units, for Group 1, dated 20 February 2004. (Sydney Mining Division).

(T04-0032)

No. 2296, DIAMANTE AUSTRALIA PTY LIMITED (ACN 108 049 074), area of 100 units, for Group 6, dated 20 February 2004. (Broken Hill Mining Division).

(T04-0033)

No. 2297, DIAMANTE AUSTRALIA PTY LIMITED (ACN 108 049 074), area of 100 units, for Group 6, dated 20 February 2004. (Broken Hill Mining Division).

(T04-0034)

No. 2298, DIAMANTE AUSTRALIA PTY LIMITED (ACN 108 049 074), area of 100 units, for Group 6, dated 20 February 2004. (Broken Hill Mining Division).

(T04-0035)

No. 2299, EVERGREEN ENERGY CORPORATION PTY LIMITED (ACN 095 292 685), area of 4 units, for Group 1, dated 20 February 2004. (Sydney Mining Division).

(T04-0036)

No. 2300, COMET RESOURCES LIMITED (ACN 060 628 202), area of 96 units, for Group 1, dated 24 February 2004. (Sydney Mining Division).

(T04-0037)

No. 2301, REDMAN MINING LIMITED (ACN 108 048 371), area of 59 units, for Group 1, dated 24 February 2004. (Wagga Wagga Mining Division).

KERRY HICKEY, M.P.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(T03-0107)

No. 2146, now Exploration Licence No. 6195, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), Counties of Kennedy and Narromine, Map Sheet (8532), area of 19 units, for Group 1, dated 18 February 2004, for a term until 17 February 2006.

(T03-0858)

No. 2179, now Exploration Licence No. 6196, MALACHITE RESOURCES NL (ACN 075 613 268), Counties of Gough and Hardinge, Map Sheet (9138), area of 100 units, for Group 1 and Group 6, dated 19 February 2004, for a term until 18 February 2006.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(T03-0874)

No. 2193, AGRICULTURAL EQUITY INVESTMENTS PTY LIMITED (ACN 064 646 108), County of Ashburnham and County of Bathurst, Map Sheet (8630, 8631). Withdrawal took effect on 20 February 2004.

(T03-0879)

No. 2198, AGRICULTURAL EQUITY INVESTMENTS PTY LIMITED (ACN 064 646 108), County of Bathurst and County of Wellington, Map Sheet (8731). Withdrawal took effect on 20 February 2004.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

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

(T99-0203)

Exploration Licence No. 5709, ILUKA RESOURCES LIMITED (ACN 008 675 018), area of 52 units. Application for renewal received 19 February 2004.

(T01-0114)

Exploration Licence No. 5933, PEAK GOLD MINES PTY LIMITED (ACN 001 533 777), area of 95 units. Application for renewal received 25 February 2004.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITY

NOTICE is given that the following authority has been renewed:

(T01-0196)

Exploration Licence No. 5915, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), Counties of Bland and Gipps, Map Sheet (8329, 8330), area of 82 units, for a further term until 9 January 2006. Renewal effective on and from 24 February 2004.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

TRANSFER

(T03-0956)

Exploration Licence No. 5959, formerly held by PHELPS DODGE AUSTRALASIA INC (ACN 000 614 899) has been transferred to RED METAL LIMITED (ACN 103 367 684). The transfer was registered on 20 February 2004.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

ERRATUM

THE notice appearing in *Government Gazette* No. 19, Folio 350, dated 30 January 2004, in respect to the date of application for Assessment Lease Application No. 31 (Act 1992), should have read 20 January 2004, not 2003.

KERRY HICKEY, M.P.,
Minister for Mineral Resources

Roads and Traffic Authority

ROADS ACT 1993

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

Sydney City Council, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading, 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.

Dated: 26 February 2004.

PETER DONLEY,
Manager, Traffic & Road Management Section,
Sydney City Council
(by delegation from the Minister for Roads).

SCHEDULE

1. Citation

This Notice may be cited as the Sydney City Council B-Double Notice No. 1/ 2004.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 1 July 2005 unless it is amended or repealed earlier.

4. Application

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

5. Routes

B-Double routes within the Sydney City Council

Type	Road	Starting point	Finishing point	Condition
25	Euston Rd, Alexandria	Sydney Park Rd	205 Euston Rd	Access only between 07.00am and 07.00pm Monday to Friday and 9.00am and 4.00pm Saturday.

ROADS ACT 1993**Notice under Clause 17 of the Road Transport (Mass, Loading and Access) Regulation, 1996**

Lachlan Shire Council, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading and Access) Regulation 1996, by this Notice, specifies the roads and road related areas on or in which Road Trains may be used, subject to any requirements or conditions set out in the Schedule.

ROGER WILLIAM BAILEY,
General Manager,
Lachlan Shire Council,
(by delegation from the Minister for Roads).

SCHEDULE**1. Citation**

This Notice may be cited as the Lachlan Shire Council Road Train Notice No. 1/2004.

2. Commencement

This Notice takes effect on date of gazettal.

3. Effect

This Notice remains in force until 1 February, 2005, unless it is amended or repealed earlier.

4. Application

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

5. Routes

Road Train routes within the Lachlan Shire Council

All local, regional and state roads within the Lachlan Shire

ROADS ACT 1993**Notice under Clause 17 of the Roads Transport (Mass, Loading and Access) Regulation, 1996**

The Council of Camden, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading, 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.

Dated: 24 February 2004.

PAHEE SELLATHURAI,
Transport Planner,
The Council of Camden,
(by delegation from the Minister for Roads).

SCHEDULE**1. Citation**

This Notice may be cited as the Council of Camden B-Double Notice No 1/ 2004.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 1 July 2005 unless it is amended or repealed earlier.

4. Application

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

5. Routes**B-Double routes within the The Council of Camden**

Type	Road	Starting point	Finishing point
25	Porrende St, Narellan	The Northern Rd	Graham Hill Rd
25	Graham Hill Rd	Porrende St	Readymix site
25	Millwood Av	Readymix exit gate	Graham Hill Rd

ROADS ACT 1993**Notice under Clause 17 of the Roads Transport (Mass, Loading and Access) Regulation, 1996**

Parramatta City Council, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading, 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.

Dated: 24 February 2004.

ROD COOK,
 Manager City Works,
 Parramatta City Council,
 (by delegation from the Minister for Roads).

SCHEDULE**1. Citation**

This Notice may be cited as the Parramatta City Council B-Double Notice No 1/ 2004.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 1 July 2005 unless it is amended or repealed earlier.

4. Application

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

5. Routes**B-Double routes within the Parramatta City Council area.**

Type	Road	Starting point	Finishing point	Condition
25	Bungaree Rd, Pendle Hill	Wentworth Av	154A Bungaree Rd	Travel not permitted from 6.00am to 7.00pm

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

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

PAUL FORWARD,
Chief Executive,
Roads and Traffic Authority.

SCHEDULE**Part 1 - General****1.1 Citation**

This Notice may be cited as the Roads and Traffic Authority 4.6 Metre High Vehicle Route Notice No 1/2004.

1.2 Commencement

This Notice takes effect from the date of gazettal.

1.3 Effect

This Notice remains in force until 30 June 2008 unless it is amended or repealed earlier.

1.4 Application

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

1.5 Limitations

The conditions of requirements set out in Clause 3.3 and 3.4 of Part 3 ('Vehicle Access'), Part 4 ('General Requirements') and Part 5 ('Special Requirements') of the Schedule to the '**4.6m Metre High Vehicle Route Notice 2004**' published in NSW Government Gazette No.197 of 19 December, 2003, must be duly complied with.

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

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

2.2 Class 2 vehicles

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

2.3 Class 3 vehicles

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

Part 3 – Routes**3.1 Routes****4.6 metre high vehicle routes within the Sydney Region**

Route	Starting point	Finishing point
Former Hume Hwy	Remembrance Driveway	Camden Bypass
Camden Bypass	Former Hume Hwy	Narellan Rd

ROADS ACT 1993

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

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

ROADS MANAGER,
Cowra Shire Council.

SCHEDULE

1. Citation

This Notice may be cited as the Cowra Shire Council B-Doubles Notice No 1/ 2004.

2. Commencement

This Notice takes effect on the date of Gazettal.

3. Effect

This Notice remains in force until 30 June 2008 unless it is amended or repealed earlier.

4. Application

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

5. Routes**B-Double routes within the Cowra Shire Council**

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25	000	Bourke Street	Nangar Street	200 metres east	
25	000	Bulkhead Road	Boorowa Road	700 metres west	
25	000	Campbell Street	Darbys Falls Road	240 metres north only	
25	000	Campbell Street	South of Darbys Falls Road		
25	000	Cowra Road	Showground Lane	Hartley Street only	
25	000	Doncaster Dr	Canowindra Road	Binni Creek Road	

Type	Road No	Road Name	Starting point	Finishing point	Conditions
25	000	Hartley Street	Cowra Road	Boundary Road	
25	000	Mulyan Street	Redfern Street	North Logan Road	
25	000	Nangar Street	Pridham Street	Mulyan Street	
25	000	Redfern Street	Dowell Street	Mulyan Street	
25	000	Showground Lane	Grenfell Road	Cowra Road only	
25	000	Waratah Street	Young Road	260 metres west only	
25	000	William Street	Grenfell Road	Young Road	
25	000	Barryrennie Road	Canimbla Road	west of Sheep Station Road	
25	000	Kangaroooby Road	Lachlan Valley Way	south of Binda Road	

ROADS ACT 1993**Notice under Clause 17 of the Road Transport (Mass, Loading and Access) Regulations, 1996**

Parkes Shire Council, in pursuance of Division 2 of Part 3 of the Road Transport (Mass, Loading and Access) Regulations 1996, by this Notice, specify the roads and road areas on or in which B-Doubles may be used subject to any requirements or conditions set out in the schedule.

ALAN McCORMACK,
General Manager,
Parkes Shire Council
(by delegation from the Minister for Roads).

SCHEDULE**1. Citation**

This Notice may be cited as the Parkes Shire Council B-Doubles Notice No 1/2004.

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

5. Routes**B-Double routes within the Parkes Shire Council**

Type	Road No	Road Name	Starting Point	Finishing Point	Conditions
25	000	London Road	Hartigan Avenue	Depot of Westlime Pty Ltd	

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

Notice of Compulsory Acquisition of land at Northmead
in the Parramatta 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.

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Parramatta City Council area, Parish of St John and County of Cumberland, shown as:

Lot 1 Deposited Plan 1033618, being the whole of the land in Certificate of Title 1/1033618, and said to be in the possession of Stadurn Pty Limited (registered proprietor) and National Australia Bank Limited (mortgagee), excluding from the compulsory acquisition of Lot 1 the easement for electricity purposes created by dealing S602745; and

Lot 4 Deposited Plan 541850, being the whole of the land in Certificate of Title 4/541850 and said to be in the possession of G J Lawton Pty Ltd (registered proprietor) and Skateworx Holdings Pty Ltd (reputed lessee).

(RTA Papers: FPP 4M234 & 4M236; RO 354.12166 & 354.12185)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Ben Bullen in the Lithgow City Council area

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

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of land situated in the Lithgow City Council area, Parish of Ben Bullen and County of Roxburgh, shown as Lot 4 Deposited Plan 737188.

(RTA Papers: 258.1314)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Shortland in the Newcastle City Council area

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

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL that piece or parcel of land situated in the Newcastle City Council area, Parish of Hexham, County of Northumberland, shown as Lot 6 Deposited Plan 1043133.

(RTA Papers: 23/325.13)

ROADS ACT 1993

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

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

T D Craig
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the
Narromine Shire Council area, Parish of Trangie and
County of Narromine, shown as:

Lot 2 Deposited Plan 227967; and

Lots 1 to 6 inclusive, Deposited Plan 700849.

(RTA Papers: 7/322.16)

Other Notices

APPRENTICESHIP AND TRAINEESHIP TRAINING ACT 2001

Notice of Making of a Vocational Training Order

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

Citation

The order is cited as the Entertainment Order.

Order

A summary of the Order is given below.

(a) Term of Training

(i) Full-time

The nominal term of training shall be given for a nominal term of 12 months for Certificate II, 24 months for Certificate III and 36 months for Certificate IV, or until achievement of the relevant competencies to this Vocational Training Order is demonstrated.

(ii) Part-time

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

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

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

(b) Competency Outcomes

Trainees will be trained in and achieve competence in the endorsed National Entertainment Music-Competency Standards.

(c) Courses of Study to be undertaken

Trainees will undertake the following courses of study:

Certificate II in Live Production, Theatre and Events CUE20103

Certificate III in Live Production, Theatre and Events (Construction and Manufacturing) CUE30103

Certificate III in Live Production, Theatre and Events (Technical Operations) CUE30203

Certificate III in Venues and Events (Customer Service) CUE30303

Certificate IV in Live Production, Theatre and Events (Construction and Manufacturing) CUE40103

Certificate IV in Costume for Performance CUE40203

Certificate IV in Make-up CUF40203

Certificate IV in Live Production, Theatre and Events (Technical Operations) CUE40303

Certificate IV in Venues and Events (Customer Service) CUE40403

Availability for Inspection

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

Trainees will be trained in and achieve competence in the endorsed National Entertainment Music-Competency Standards.

CO-OPERATIVES ACT 1992

Notice under Section 601AA of the Corporations Law as applied by Section 325 of the Co-operatives Act 1992

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.

Far Northern Rivers Suppliers Co-operative Limited.

Dated this 1st day of March 2004.

C. GOWLAND,
Delegate of the Registrar of Co-operatives.

CO-OPERATIVES ACT 1992

Notice under Section 601AA of the Corporations Law as applied by Section 325 of the Co-operatives Act 1992

NOTICE is hereby given that the Co-operative mentioned below will be deregistered when two months have passed since the publication of this notice.

Northern Rivers Suppliers Co-operative Limited.

Dated this 1st day of March 2004.

C. GOWLAND,
Delegate of the Registrar of Co-operatives.

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 55A of the Associations Incorporation Act, 1984.

Cancellation is effective as at the date of gazettal.

Australian Asian Federation of Commerce & Industry Incorporated

Tongbong Landcare Group Incorporated

MCI Worldcom Social Club Incorporated

Five Dock Residents Action Committee Incorporated

Hunter Environment Action Group Incorporated

Panthers Lavington Rockers Incorporated

CHRISTINE GOWLAND

Manager, Financial Analysis Branch
Registry of Co-operatives & Associations
Office of Fair Trading
Department of Commerce

1 March 2004

CHARITABLE TRUSTS ACT 1993**ERRATUM**

THE notification 'Charitable Trusts Act 1993 – Notice under section 15 – Proposed cy-pres scheme relating to the Estate of the late Gretta Ellen Emery' appearing in the Government Gazette of 16 January 2004 was incorrect and is cancelled, and the following inserted in lieu thereof:

Notice Under Section 15

Proposed Cy-pres Scheme Relating to
the Estate of the Late Gretta Ellen Emery

Gretta Ellen Emery died on 18 May 2001. In her Will dated 5 September 1983, for which probate was granted on 28 February 2003, the testatrix directed, after payment of debts, funeral, testamentary and other expenses, as follows:

'...the whole of my estate both real and personal to my Trustee upon trust to see call in and convert the same into money and from the proceeds to pay...the Royal Blind Society of NSW, Foundation 41 and the Royal Alexandra Hospital for Children for their general purposes absolutely in equal shares'.

Foundation 41, a medical research organisation established to carry out research to prevent and ameliorate the diseases, deformities and disabilities which may occur in intrauterine and early neonatal life, ceased to exist prior to the death of the testatrix. There is no evidence to suggest that any other institution has taken over the work carried on by Foundation 41 or is the successor to Foundation 41. However, work carried out in the research and clinical units of the Sydney Children's Hospital at Randwick is similar to or is in the same field as that previously carried out by Foundation 41.

The gift to Foundation 41 is the basis of an application for a cy-pres scheme, submitted on behalf of the executor of the Will of the deceased. The Solicitor General, under delegation from the Attorney General in and for the State of New South Wales, has formed the view that the gift to Foundation 41 in the testatrix's Will is a gift for charitable purposes, and has approved a recommendation that the Attorney General

establish a cy-pres scheme pursuant to section 12(1)(a) of the Charitable Trusts Act 1993. The scheme is to give effect to Gretta Ellen Emery's bequest to Foundation 41 in favour of the Sydney Children's Hospital at Randwick.

Take note that within one month after the publication of this notice any person may make representations or suggestions, in writing, to the Attorney General in respect of the proposed scheme. Initial inquiries as to the proposed scheme may be directed to (02) 9228 7883.

LAURIE GLANFIELD
Director General
Attorney General's Department

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
Griffith Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Northern Co-operative Housing Society on 27 February 2004, the society has been dissolved in accordance with Section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998 effective from the date of transfer.

Dated this 27 February 2004

LINDA FULLER,
Delegate of the Registrar of
Co-Operative Housing Societies

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

Transfer of Engagements and Dissolution
Metropolitan Homes SSB Co-operative Housing Society

PURSUANT to the transfer of engagements of the abovementioned society to Metropolitan and Country Co-op Housing Society on 1 March 2004, the society has been dissolved in accordance with Section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998 effective from the date of transfer.

Dated this 1 March 2004

LINDA FULLER,
Delegate of the Registrar of
Co-Operative Housing Societies

CO-OPERATIVE HOUSING AND STARR-BOWKETT SOCIETIES ACT 1998

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

PURSUANT to the transfer of engagements of the abovementioned society to LoanSolutions Co-op Housing Society on 1 March 2004, the society has been dissolved in accordance with Section 161 of the Co-operative Housing and Starr-Bowkett Societies Act 1998 effective from the date of transfer.

Dated this 1 March 2004

LINDA FULLER,
Delegate of the Registrar of
Co-Operative Housing Societies

DISTRICT COURT ACT 1973

District Court of New South Wales – Direction

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

Wollongong, 10:00 a.m., 1 March 2004 (extra week).

Dated this 20th day of February 2004.

R. O. BLANCH,
Chief Judge.

**EDUCATION ACT 1990
LAND ACQUISITION (JUST TERMS
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land
for Public School

THE Minister for Education and Training, with the approval of Her Excellency the Governor, declares by delegate 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 Education Act 1990.

Dated at Sydney this 19th day of February 2004.

ANDREW REFSHAUGE,
Deputy Premier, Minister for Education
and Minister for Aboriginal Affairs.

Schedule

All that piece of parcel of land in the Local Government Area of Canada Bay, Parish of Concord and County of Cumberland, containing an area of 98.5 square metres or thereabouts and being Lot 1, Deposited Plan 1022649.

**ELECTRICITY SUPPLY ACT 1995**

Independent Pricing and Regulatory Tribunal of
New South Wales

Application for Licence to Supply Electricity
(Reference: 04/23)

THE Tribunal has received an application for an electricity retail supplier's licence under the Electricity Supply Act 1995, from Independent Electricity Retail Solutions Pty Ltd (ACN 107 316 423), to operate in New South Wales.

The Tribunal seeks public submissions on this application. Submissions should address the assessment criteria contained in the Electricity Supply Act 1995.

A copy of this application can be viewed and downloaded from the Tribunal's website at www.ipart.nsw.gov.au/what'snew/updates.htm.

All submissions should reach the Tribunal by 9 April 2004. Inquiries to Mr Gary Drysdale on (02) 9290 8477.

Dated: 5 March 2004.

JAMES COX,
Acting Chairman.

Level 2, 44 Market Street, Sydney, NSW 2000
(PO Box Q290, QVB Post Office, NSW 1230).

FORESTRY ACT 1916**PROCLAMATION**

(L.S.) MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales in pursuance of the provisions of the Forestry Act 1916, and with the advice of the Executive Council, do, by this my Proclamation, declare that the land described in the Schedule hereto is dedicated as a State Forest.

Schedule

Eastern Division

*Land District of Singleton;
Singleton Shire Council Area;
Hunter Forestry Region*

Ravensthorpe State Forest No. 277, No. 2 Extension. An area of about 430.2 hectares in the Parishes of Goorangoola and Liddell, County of Durham, being the land within Lot 12 in Deposited Plan 873459, EXCLUSIVE OF all public roads including Crown roads within the abovescribed land. (04/0013)

Signed and sealed at Sydney, this twenty fifth day of February, 2004.

By Her Excellency's Command,

CRAIG KNOWLES, M.P.,
Minister for Natural Resources

GOD SAVE THE QUEEN!

FORESTRY ACT 1916 – PROCLAMATION

(L.S.) MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales in pursuance of the provisions of the Forestry Act 1916, and with the advice of the Executive Council, do, by this my Proclamation, declare that the land described in the Schedule hereto is dedicated as a State Forest.

Schedule**Eastern Division**

*Land District of Gundagai;
Gundagai Shire Council Area;
Hume Forestry Region*

Bungongo State Forest No. 582, No. 9 Extension. An area of about 511 hectares in the Parish of Childowla, County of Buccleuch, being the land within Portions 46, 48, 49, 50, 116, 121, 124, 152, 153 and 160 delineated on plans catalogued 748, 773, 1217, 1250, 1017, 1688, 1680 and 2705 – 1713 in the Department of Lands, Sydney, EXCLUSIVE OF all public roads including all Crown roads within the abovedescribed lands, and the Easement for Transmission Line 30.48 metres wide resumed by notification in the *Government Gazette* of 1 March 1946, traversing the abovedescribed lands. (52151)

Signed and sealed at Sydney, this twenty-first day of January 2004.

By Her Excellency's Command,

CRAIG KNOWLES, M.P.,
Minister for Natural Resources

GOD SAVE THE QUEEN!

FORESTRY ACT 1916 – PROCLAMATION

(L.S.) MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales in pursuance of the provisions of the Forestry Act 1916, and with the advice of the Executive Council, do, by this my Proclamation, declare that the land described in the Schedule hereto is dedicated as a State Forest.

Schedule**EASTERN DIVISION**

*Land District of Casino;
Kyogle Council Area;
North East Forestry Region*

Eden Creek State Forest No. 1013, No. 9 Extension. An area of about 2023 square metres in the Parish of Queebun, County of Rous, being the land within Portion 354 delineated on plan catalogued 8551 – 1759 in the Department of Lands, Sydney. (53332)

Signed and sealed at Sydney, this twenty-first day of January 2004.

By Her Excellency's Command,

CRAIG KNOWLES, M.P.,
Minister for Natural Resources

GOD SAVE THE QUEEN!

Note: Reserve 57945 from sale (57946 from lease generally) for Public Hall notified 1 May 1925, within the abovedescribed land is revoked by this notification.

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to assign the name listed hereunder as a geographical name.

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

Proposed Name: Kay-ye-my Point.
Designation: Point.
L.G.A.: Manly Council.
Parish: Manly Cove.
County: Cumberland.
L.P.I. Map: Sydney Heads.
1:100,000 Map: Sydney 9130.
Reference: GNB 4973.

The position and the extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's Web Site at www.gnb.nsw.gov.au

WARWICK WATKINS,
Chairperson.

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

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: Douglass Square
Designation: Urban Place
L.G.A.: Blue Mountains City Council
Parish: Linden
County: Cook
L.P.I. Map: Katoomba
1:100,000 Map: Katoomba 8930
Reference: GNB 4968

Assigned Name: Pritchard Park
Designation: Reserve
L.G.A.: Lismore City Council
Parish: North Lismore
County: Rous
L.P.I. Map: Lismore
1:100,000 Map: Lismore 9540
Reference: GNB 4970

Assigned Name: Heritage Park
Designation: Reserve
L.G.A.: Lismore City Council
Parish: Lismore
County: Rous
L.P.I. Map: Lismore
1:100,000 Map: Lismore 9540
Reference: GNB 4970

Assigned Name: The Riviera
 Designation: Reserve
 L.G.A.: Lismore City Council
 Parish: Lismore
 County: Rous
 L.P.I. Map: Lismore
 1:100,000 Map: Lismore 9540
 Reference: GNB 4970

Assigned Name: The Stops
 Designation: Reserve
 L.G.A.: Lismore City Council
 Parish: North Lismore
 County: Rous
 L.P.I. Map: Lismore
 1:100,000 Map: Lismore 9540
 Reference: GNB 4970

Assigned Name: The Ramp
 Designation: Reserve
 L.G.A.: Lismore City Council
 Parish: Lismore
 County: Rous
 L.P.I. Map: Lismore
 1:100,000 Map: Lismore 9540
 Reference: GNB 4970

Assigned Name: Upperby Reserve
 Designation: Reserve
 L.G.A.: Blacktown City Council
 Parish: Gidley
 County: Cumberland
 L.P.I. Map: Riverstone
 1:100,000 Map: Penrith 9030
 Reference: GNB4971

Assigned Name: Alexander Egoroff Reserve
 Designation: Reserve
 L.G.A.: Blacktown City Council
 Parish: Rooty Hill
 County: Cumberland
 L.P.I. Map: Riverstone
 1:100,000 Map: Penrith 9030
 Reference: GNB 4972

Assigned Name: James Watts Reserve
 Designation: Reserve
 L.G.A.: Blacktown City Council
 Parish: Prospect
 County: Cumberland
 L.P.I. Map: Prospect
 1:100,000 Map: Penrith 9030
 Reference: GNB 4979

Assigned Name: Pat Thompson Park
 Designation: Reserve
 L.G.A.: Woollahra Municipal Council
 Parish: Alexandria
 County: Cumberland
 L.P.I. Map: Botany Bay
 1:100,000 Map: Sydney 9130
 Reference: GNB 4975

Assigned Name: Garavel Playground
 Designation: Reserve
 L.G.A.: Marrickville Council
 Parish: Petersham
 County: Cumberland
 L.P.I. Map: Botany Bay
 1:100,000 Map: Sydney 9130
 Reference: GNB4976

Assigned Name: Yowie Bay Old Baths Reserve
 Designation: Reserve
 L.G.A.: Sutherland Shire Council
 Parish: Sutherland
 County: Cumberland
 L.P.I. Map: Port Hacking
 1:100,000 Map: Port Hacking 9129
 Reference: GNB4949

Assigned Name: Everinghams Crossing
 Designation: Ford
 L.G.A.: Hastings Council
 Parish: Johns River
 County: Macquarie
 L.P.I. Map: Lorne
 1:100,000 Map: Camden Haven 9434
 Reference: GNB4980

Assigned Name: Doring Park
 Designation: Reserve
 L.G.A.: Tamworth City Council
 Parish: Calala
 County: Parry
 L.P.I. Map: Tamworth
 1:100,000 Map: Tamworth 9035
 Reference: GNB4981

The position and the extent for these features are recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's Web Site at www.gnb.nsw.gov.au

WARWICK WATKINS,
 Chairperson

Geographical Names Board
 PO Box 143
 Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of Section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notices that it has this day discontinued the name "BALGOWLAH BOYS HIGH SCHOOL" which was assigned with the designation of School, Folio 1810 on the 3 September 1976.

WARWICK WATKINS,
 Chairperson

Geographical Names Board
 PO Box 143
 Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of Section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day discontinued the name "BEACON HILL HIGH SCHOOL" which was assigned with the designation of School, Folio 462 on the 16 July 1976.

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143
Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of Section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day discontinued the name "MANLY HIGH SCHOOL" which was assigned with the designation of School, Folio 3160 on the 13 January 1984.

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143
Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of Section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day discontinued the name "CROMER HIGH SCHOOL" which was assigned with the designation of School, Folio 3484 on the 28 May 1976.

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143
Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Notice of Assignment of Geographical Names

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day assigned the name "Rologas Sporting Fields" to an area of land adjacent to Dumaresq Street in the Armidale Local Government Area.

The position and the extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Boards Web Site at www.gnb.nsw.gov.au

WARWICK WATKINS,
Chairperson.

Geographical Names Board
PO Box 143
Bathurst NSW 2795.

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of Section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day discontinued the name "FRESHWATER HIGH SCHOOL" which was assigned with the designation of School, Folio 3163 on the 13 January 1984.

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143
Bathurst NSW 2795

ERRATUM

IN the notice referring to the assignment of the name and Aberfoyle, Folio 5669, 2nd January 1976, the name was incorrectly designated as a Locality, the correct designation for this feature is Village, this notice corrects that error.

WARWICK WATKINS,
Chairperson.

Geographical Names Board
PO Box 143
Bathurst NSW 2795.

GEOGRAPHICAL NAMES ACT 1966

Notice of Discontinuance of a Geographical Name

PURSUANT to the provisions of Section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day discontinued the name "MACKELLAR GIRLS HIGH SCHOOL" which was assigned with the designation of School, Folio 1810 on the 3 September 1976.

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143
Bathurst NSW 2795

ERRATUM

IN the notice referring to the assignment of the name and Prestons Park, Folio 6159, 30 June 1978, the name was incorrectly spelt and should read Preston Park, also in the notice referring to the assignment of the name and Hordern Beach, Folio 4706, 22 June 1973, the name was incorrectly spelt and should read Horderns Beach, this notice corrects those errors.

WARWICK WATKINS,
Chairperson.

Geographical Names Board
PO Box 143
Bathurst NSW 2795.

HERITAGE ACT 1977

Order Under Section 57 (2)
Prospect Hill
SHR No. 1662

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the Heritage Act 1977, do, by this my order, grant an exemption from section 57 (1) of the said Act in respect of the engaging in or carrying out of any activities described in Schedule C by the owner, mortgagee or lessee of the land described in Schedule B on the item described in Schedule A.

DIANE BEAMER,
Minister Assisting the Minister for
Infrastructure and Planning (Planning
Administration)

Sydney, 16 Day of February 2004.

SCHEDULE A

The item known as the Prospect Hill, situated on the land described in Schedule "B".

SCHEDULE B

All those pieces or parcels of land shown edged heavy black on the plan catalogued HC 1907 in the office of the Heritage Council of New South Wales.

SCHEDULE C

The staged removal of pine trees planted on Prospect Hill and replacement of removed vegetation with appropriate native flora, representative of the Cumberland Plain is permitted.

NATIONAL PARKS AND WILDLIFE ACT 1974**PROCLAMATION**

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of the powers vested in me under section 68 of the National Parks and Wildlife Act 1974, with the consent of every owner and occupier do, on the recommendation of the Director-General of National Parks and Wildlife, by this my Proclamation declare the lands described hereunder to be a wildlife refuge for the purposes of the abovementioned Act.

To be known as "Tabbil Forest Wildlife Refuge".

Signed and sealed at Sydney this 18th day of February 2004.

MARIE BASHIR,
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

Description

Land District – Dungog; Council – Dungog.

County Durham, Parish Dungog, about 277 hectares, being Lot 2, DP 241563; the land described in Deed of Conveyance No 4411, Book 426; and Lots 12 and 13, DP 456332, being the land described in Auto Consol 7719-79. NPWS 03/08753.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of National Park

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, as part of Arakwal National Park, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and Sealed at Sydney this 3rd day of March 2004.

MARIE BASHIR,
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

Schedule

Land District – Lismore; LGA – Byron

County Rous, Parish Byron, at Byron Bay, 1.102 hectares, being Lot 1, DP 42428 and Lot 173, DP 755695 (Portion 173). NPWS/F/2956.

RESTRICTED PREMISES ACT 1943

Notice of Declaration under Section 3

ON 27 February 2004 I declared the premises set out in the schedule below to be restricted premises pursuant to the provisions of the Restricted Premises Act 1943 as amended.

Schedule

Shop 2, 9 Ward Avenue, Potts Point, in the State of new South Wales, occupied by Ward Investments (NSW) Pty Limited trading as Bliss Café

Ordered at Sydney on 3 March 2004.

His Honour Justice GREGORY R. JAMES

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation: Richmond Valley, Kyogle, Lismore Area incorporating Richmond Valley, Kyogle and Lismore Local Government Areas.

The Local Bush Fire Danger period has been revoked for the period 1 March 2004 until 31 March 2004.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER, AFSM,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate).

RURAL FIRES ACT 1997

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation: Gloucester Local Government Area.

The Local Bush Fire Danger period has been revoked for the period 6 March 2004 until 31 March 2004.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or fire breaks.

MARK CROSWELLER, AFSM,
Assistant Commissioner,
Executive Director Operations
and Regional Management
(delegate).

TENDERS

Department of Commerce

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

Information in relation to the Department of Commerce proposed, current and awarded tenders is available on:

<http://www.tenders.nsw.gov.au>

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BANKSTOWN CITY COUNCIL

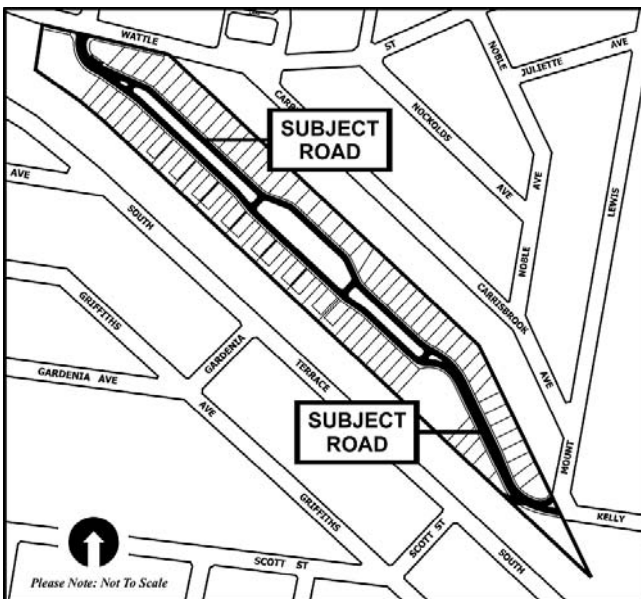
Roads (General) Regulation 2000, Part 2, Division 2

Naming of Road – Carrisbrook Estate, Bankstown

NOTICE is hereby given that Bankstown City Council, in pursuance of Clause 9 of the above regulation, has named a new road in the subdivision located at 148B Wattle Street, Bankstown, shown as Subject Road on the map below.

Named: Stansfeld Avenue.

RICHARD COLLEY, General Manager, PO Box 8, Bankstown, NSW 1885.



[0137]

BATHURST CITY COUNCIL

Roads Act 1993

Naming of Roads

NOTICE is hereby given that Bathurst City Council, in pursuance of section 162 of the Roads Act 1993, has named the roads as follows:

Location	New Name
Lot 54, DP 270167, Wentworth Estate, Mitchell Highway.	Kessey Place.

Authorised by resolution of the Council on 28 January 2004. GENERAL MANAGER, Bathurst City Council, Private Mail Bag 17, Bathurst, NSW 2795.

[0150]

TWEED SHIRE COUNCIL

Proposed Naming of Road in Subdivisions

IN pursuance of section 162(1) of the Roads Act 1993, as amended, Council proposes to name the roads dedicated in a plan of subdivision of Lot 12 in DP 1005206 at Terranora in the Shire of Tweed as shown below:

Sunnycrest Drive and Nassau Avenue.

A period of fourteen days from the date of this notice is allowed for any person to lodge a written objection to the proposed naming. Any objections should state clearly the reasons for such objections. GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

[0136]

TWEED SHIRE COUNCIL

Roads Act 1993

Naming of Public Road

NOTICE is hereby given that the Tweed Shire Council, in pursuance of section 162 of the Roads Act 1993, proposes to name a strip of road variable width south of Lot 2, DP 700873 and Lot 2, DP 881169 and that part of the road that intersects with Scenic Drive as BIRDS BAY DRIVE. Submissions or objections to the proposal may be made within one month from the date of publication of this notice in writing to the GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

[0149]

TWEED SHIRE COUNCIL

Proposed Naming of Road in Subdivisions

IN pursuance of section 162(1) of the Roads Act 1993, as amended, Council proposes to name the road/s dedicated in a plan of subdivision of Lot 4 in DP 817155 at Tweed Heads South in the Shire of Tweed as shown below:

“Greendale Place”.

A period of fourteen days from the date of this notice is allowed for any person to lodge a written objection to the proposed naming. Any objections should state clearly the reasons for such objections. GENERAL MANAGER, Tweed Shire Council, PO Box 816, Murwillumbah, NSW 2484.

[0151]

ERRATUM

COOLAH SHIRE COUNCIL

THE notice published in Government Gazette No. 220 of 15 November 2002, Page 9769, under Coolah Shire Council, Notice of Compulsory Acquisition of Land should not have been published in that issue.

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOHN REGINALD MAHER, late of 36/10 Mount Street, Hunters Hill, in the State of New South Wales, who died on 7 September 2003, must send particulars of his claim to the executor, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde, NSW 2114, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 16 February 2004. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde, NSW 2114 (PO Box 107, West Ryde 1685), (DX27551, West Ryde), tel.: (02) 9858 1533. Reference: JSF.RV.04006.

[0113]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BARBARA JOAN D'ARCY, late of Green Point, in the State of New South Wales, retired air hostess, who died on 29 October 2003, must send particulars of his claim to the executors, Margaret Elizabeth Durose and Helen Ann French, c.o. John G Burton & Associates, Solicitors, 16 Adelaide Street, East Gosford, NSW 2250, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 24 December 2003. JOHN G BURTON & ASSOCIATES, Solicitors, 16 Adelaide Street (PO Box 4139), East Gosford, NSW 2250, (DX7263, Gosford), tel.: (02) 4323 4899. Reference: JGB:MK.

[0134]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BRUCE LOUIS ROBERTSON, late of 3 Araluen Avenue, Moorebank, in the State of New South Wales, fitter, who died on 17 September 2003, must send particulars of his/her claim to the executrix, Janeene Hunt (also known as Janine Hunt), c.o. Doherty Partners, Solicitors, Level 1, 171 Bigge Street, Liverpool, NSW 2170, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the executrix has notice. Probate was granted in New South Wales on 17 February 2004. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool, NSW 2170 (PO Box 1163, Liverpool BC 1871), (DX5034, Liverpool), tel.: (02) 9601 7300. Reference: JULIE SHEDDEN:31698.

[0135]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of LILLIAN DORIS LANGE, late of Point Clare, in the State of New South Wales, housewife, who died on 16 January 2003, must send particulars of the claim to the executrix, Louise Victoria Swan, c.o. Gary Cleary & Associates, Solicitors, 1/299 Brisbane Water Drive, West Gosford, NSW 2250, within one (1) calendar month from publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the

claims of which at the time of conveyance and distribution the executrix has notice. Probate was granted in New South Wales on 21 November 2003. GARY CLEARY & ASSOCIATES, Solicitors, 1/299 Brisbane Water Drive (PO Box 6), West Gosford, NSW 2250 (DX7279, Gosford), tel.: (02) 4324 5999. Reference: David Zammit.

[0139]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of THERESA MARGARET FINLAY, late of Baulkham Hills, in the State of New South Wales, who died on 13 August 2003, must send particulars of his claim to the executor, Stephen Scott Finlay, c.o. Kencalo & Ritchie, Solicitors, 96 Moore Street, Liverpool, NSW 2170, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 17 February 2004. KENCALO & RITCHIE, Solicitors, 96 Moore Street, Liverpool, NSW 2170 (PO Box 651, Liverpool BC 1871), (DX5003, Liverpool), tel.: (02) 9602 8333. Reference: 5E/03/4644.

[0140]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JAMES HOGG, late of Gosford, in the State of New South Wales, retired, who died on 29 November 2003, must send particulars of his claim to the executor, Agnes Arbuckle Cains Green (also known as Nancy Green), c.o. John G Burton & Associates, Solicitors, 16 Adelaide Street, East Gosford, NSW 2250, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 10 February 2004. JOHN G BURTON & ASSOCIATES, Solicitors, 16 Adelaide Street (PO Box 4139), East Gosford, NSW 2250, (DX7263, Gosford), tel.: (02) 4323 4899. Reference: JGB:MK.

[0141]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ODETTE LUCY CALLAGHAN, late of Legacy Nursing Home, Chamberlain Road, Wyoming, in the State of New South Wales, who died on 15 September 2003, must send particulars of his claim to the executors, Richard Victor Rees and Gary Cleary, c.o. Gary Cleary & Associates, Solicitors, 9 Broken Bay Road, Ettalong Beach, NSW 2257, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 16 February 2004. GARY CLEARY & ASSOCIATES, Solicitors, 9 Broken Bay Road (PO Box 273), Ettalong Beach, NSW 2257 (DX7279, Gosford), tel.: (02) 4344 1966. Reference: G. Cleary.

[0142]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of SELWYN GEORGE JOHNSTON, late of 62 Karingi Street, Ettalong Beach, in the State of New South Wales, who died on 4 November 2003, must send particulars of his claim to the executors,

Kevin Neil Johnston and Sandra Ann Lord, c.o. Gary Cleary & Associates, Solicitors, 9 Broken Bay Road, Ettalong Beach, NSW 2257, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 5 February 2004. GARY CLEARY & ASSOCIATES, Solicitors, 9 Broken Bay Road (PO Box 273), Ettalong Beach, NSW 2257 (DX7279, Gosford), tel.: (02) 4344 1966. Reference: G. Cleary.

[0143]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOYCE ADAMS, late of 3 Boronia Avenue, Woy Woy, in the State of New South Wales, retired, who died on 26 October 2003, must send particulars of his claim to the executor, Christine Lynette Pickup, c.o. Gary Cleary & Associates, Solicitors, 9 Broken Bay Road, Ettalong Beach, NSW 2257, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 9 February 2004. GARY CLEARY & ASSOCIATES, Solicitors, 9 Broken Bay Road (PO Box 273), Ettalong Beach, NSW 2257 (DX7279, Gosford), tel.: (02) 4344 1966. Reference: G. Cleary.

[0144]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PAMELA JUDITH WATZL, late of Wingham, in the State of New South Wales, who died on 17 November 2003, must send particulars of the claim to the executrix, Diane Ivy McKern, c.o. McKerns, Lawyers, 43 Isabella Street, Wingham, NSW 2429, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution the trustees has notice. Probate was granted in New South Wales on 2 February 2004. MCKERNS, Lawyers, 43 Isabella Street (PO Box 34), Wingham, NSW 2429 (DX7021, Taree), tel.: (02) 6557 0922. Reference: DIM:KH:2003751.

[0147]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ARTHUR DORE, late of 2 Warrigal Street, Blackwall, in the State of New South Wales, retired, who died on 1 November 2003, must send particulars of his claim to the executor, Kevin Dore, c.o. Gary Cleary & Associates, Solicitors, 9 Broken Bay Road, Ettalong Beach, NSW 2257, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 12 February 2004. GARY CLEARY & ASSOCIATES, Solicitors, 9 Broken Bay Road (PO Box 273), Ettalong Beach, NSW 2257 (DX7279, Gosford), tel.: (02) 4344 1966. Reference: G. Cleary.

[0148]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of LUIGI FELICETTI, late of 10 Watkin Street, Hurlstone Park, in the State of New South Wales, retired, who died on 25 August 2003, must send particulars of his/her claim to the Administrator, Maria Pia Felicetti, c.o. Colquhoun & Colquhoun, Solicitors, 588 Darling Street, Rozelle, NSW 2039, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of distribution the Administrator has notice. Letters of Administration were granted in New South Wales on 18 February 2004. COLQUHOUN & COLQUHOUN, Solicitors, 588 Darling Street (PO Box 182), Rozelle, NSW 2039, tel.: (02) 9818 2666.

[0152]

COMPANY NOTICES

NOTICE of general meeting.—S.M.A.R.T. CENTRE PTY LIMITED, ACN 080 391 644 (in voluntary liquidation).—Notice is hereby given that a general meeting of the company will be held at 22 Bridge Street, Moree, on 9 April 2004, at 2:00 p.m., the purpose of the meeting is to lay accounts before the members showing the manner in which the winding up of the company was conducted and the property of the company disposed of and of hearing explanations that may be given by the liquidator. Dated 5 March 2004. M. H. JOHNSON, Liquidator, c.o. Cummins & Wallace, Chartered Accountants, 22 Bridge Street (PO Box 201), Moree, NSW 2400, tel.: (02) 6752 1433.

[0138]

NOTICE of members' voluntary liquidation.—AULETTY INVESTMENTS PTY LIMITED, ACN 000 412 028 (in liquidation).—At a general meeting of the abovenamed company, duly convened and held at "The Stables", 7 Carleton Street, Cowra, NSW 2794, on the 26 February 2004, the following special resolution was passed: "That the company be wound up as a members' voluntary liquidation and that the assets of the company be distributed in whole or part to the members in specie should the liquidator so desire". Dated this 27th day of February 2004. REGINALD THOMAS CASSIDY, Chartered Accountant, 103 Kendal Street (PO Box 363), Cowra, NSW 2794, tel.: (02) 6342 1311.

[0145]

NOTICE of members' voluntary liquidation.—L E COOLEY PTY LIMITED, ACN 000 610 953 (in liquidation).—At a general meeting of the abovenamed company, duly convened and held at "New Mornington", Cowra, NSW 2794, on the 26 February 2004, the following special resolution was passed: "That the company be wound up as a members' voluntary liquidation and that the assets of the company be distributed in whole or part to the members in specie should the liquidator so desire". Dated this 27th day of February 2004. WILLIAM MICHAEL MURPHY, Chartered Accountant, 103 Kendal Street (PO Box 363), Cowra, NSW 2794, tel.: (02) 6342 1311.

[0146]