



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

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## LEGISLATION

### Proclamations



New South Wales

## Proclamation

under the

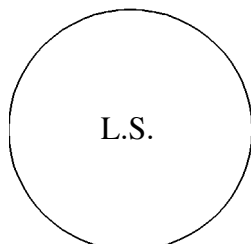
Forestry (Darling Mills State Forest Revocation) Act 2005 No 2

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Forestry (Darling Mills State Forest Revocation) Act 2005*, do, by this my Proclamation, appoint 15 April 2005 as the day on which that Act commences.

Signed and sealed at Sydney, this 13th day of April 2005.

By Her Excellency's Command,



IAN MICHAEL MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!



New South Wales

## Proclamation

under the

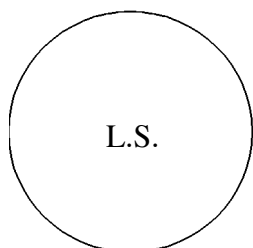
Law Enforcement (Powers and Responsibilities) Act 2002  
No 103

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Law Enforcement (Powers and Responsibilities) Act 2002*, do, by this my Proclamation, appoint 1 December 2005 as the day on which that Act (except for Part 8A) commences.

Signed and sealed at Sydney, this 13th day of April 2005.

By Her Excellency's Command,



BOB DEBUS, M.P.,  
Attorney General

GOD SAVE THE QUEEN!

### Explanatory note

The object of this Proclamation is to commence the *Law Enforcement (Powers and Responsibilities) Act 2002*, except for Part 8A (Use of police in-car video equipment). Part 8A was inserted by the *Law Enforcement (Powers and Responsibilities) Amendment (In-car Video Systems) Act 2004* and commenced on 23 December 2004.

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# Regulations

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New South Wales

## Gas Supply (Gas Appliances) Amendment Regulation 2005

under the

Gas Supply Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Gas Supply Act 1996*.

JOHN HATZISTERGOS, M.L.C.,  
Minister for Fair Trading

### Explanatory note

The object of this Regulation is to amend the *Gas Supply (Gas Appliances) Regulation 2004* to:

- (a) make it clear that the holder of a certificate of authority may arrange to have a compliance label attached to a gas appliance or type of gas appliance rather than having to personally attach the compliance label, and
- (b) make minor amendments in the nature of law revision.

This Regulation is made under the *Gas Supply Act 1996*, including section 83 (the general regulation-making power) and section 83A.

Clause 1            Gas Supply (Gas Appliances) Amendment Regulation 2005

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## **Gas Supply (Gas Appliances) Amendment Regulation 2005**

under the

Gas Supply Act 1996

### **1 Name of Regulation**

This Regulation is the *Gas Supply (Gas Appliances) Amendment Regulation 2005*.

### **2 Amendment of Gas Supply (Gas Appliances) Regulation 2004**

The *Gas Supply (Gas Appliances) Regulation 2004* is amended as set out in Schedule 1.

Gas Supply (Gas Appliances) Amendment Regulation 2005

Amendments

Schedule 1

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## Schedule 1    Amendments

(Clause 2)

**[1]    Clause 8 Conditions of certification authority**

Omit “gas appliances” from clause 8 (1) (a).

Insert instead “a gas appliance or type of gas appliance”.

**[2]    Clause 8 (1)**

Insert “, or cause to be attached,” after “must attach” in clause 8 (1) (b).

**[3]    Clause 12 Offences relating to compliance labels**

Omit “penalty units” where lastly occurring.



New South Wales

# Water Management (General) Amendment (Miscellaneous) Regulation 2005

under the

Water Management Act 2000

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Water Management Act 2000*.

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

## Explanatory note

The object of this Regulation is to make provision with respect to various miscellaneous matters under the *Water Management Act 2000 (the Act)*. Schedules 1 and 4 insert matter relating to the following in the *Water Management (General) Regulation 2004 (the Principal Regulation)*:

- (a) forms used for the purposes of the Act,
- (b) matters to be included in the Water Access Licence Register kept under the Act,
- (c) the exercise of certain functions under the Act by the Minister rather than by the Director-General of the Department that administers the Act,
- (d) exemptions from certain requirements and provisions of the Act,
- (e) the correction of incorrect cross-references,
- (f) the issue of penalty notices for certain offences,
- (g) the repeal of the two Regulations that are incorporated in the Principal Regulation by Schedules 2 and 3 to this Regulation,
- (h) savings and transitional provisions relating to both the *Water Management Amendment Act 2004* and this Regulation.

For the purposes of consolidation, Schedules 2 and 3 to this Regulation insert in the Principal Regulation, without any changes (apart from the consequential amendment of cross-references), such substantive provisions of the *Water Management (Elections) Regulation 2002* and the *Water Management (General) Regulation 2002* as are of continuing effect. Both of those Regulations are repealed by clause 108 of the Principal Regulation, which is inserted in that Regulation by this Regulation.

Water Management (General) Amendment (Miscellaneous) Regulation 2005

Explanatory note

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This Regulation is made under the *Water Management Act 2000*, including section 400 (the general regulation-making power) and clause 1 of Schedule 9 (the power to make regulations of a savings or transitional nature).

Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Clause 1

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## **Water Management (General) Amendment (Miscellaneous) Regulation 2005**

under the

Water Management Act 2000

### **1 Name of Regulation**

This Regulation is the *Water Management (General) Amendment (Miscellaneous) Regulation 2005*.

### **2 Amendment of Water Management (General) Regulation 2004**

The *Water Management (General) Regulation 2004* is amended as set out in Schedules 1–4.



Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Schedule 1 Amendments inserting new matter

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## Schedule 1 Amendments inserting new matter

(Clause 2)

**[1] Clauses 11 (1) (a), 17 (1) (a), 31 (1) (a), 42 (1) and 44 (1)**

Omit “in a form approved by the Director-General” wherever occurring.

Insert instead “in the approved form”.

**[2] Clause 11 Applications generally**

Insert after clause 11 (2):

**Note.** Among other things, certain approved forms relating to dealings require information as to the price paid for water pursuant to the dealing.

**[3] Clause 12 Matters to be included in Water Access Licence Register**

Insert at the end of the clause:

- (2) For the purposes of section 71A (2) (b) of the Act, the matters to be recorded in the Assignment Division of the Access Register include any agreement in the approved form that is signed by all the holders of an access licence and is submitted to the Minister, being an agreement that the person or persons specified in the agreement may, on behalf of the holders of the access licence, apply for an assignment dealing.

**[4] Clauses 16 (2) (b) (ii), 31 (1) (b) and (3), 32 (3), 42 (2) and 44 (2) and Schedule 1 (4)**

Omit “the Director-General” wherever occurring.

Insert instead “the Minister”.

**[5] Clause 18 Exemption from requirement for access licence**

Insert after the Note to clause 18 (1):

- (1A) A person exempted under subclause (1) is also exempted from any mandatory conditions relating to access licences that are imposed on a water supply work approval.

Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Amendments inserting new matter

Schedule 1

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**[6] Clause 21**

Omit the clause. Insert instead:

**21 Security holder's consent not required for certain dealings**

The following are exempt from the requirements of section 71L (1) (c) of the Act:

- (a) the grant of a single access licence arising from an application under section 71U of the Act for the grant of an access licence to give effect to the transfer into the State of an interstate equivalent of an access licence together with an application under section 71P of the Act for consolidation of that licence with another licence,
- (b) an increase in the share or extraction component of an access licence in connection with the assignment of rights under section 71Q of the Act.

**[7] Clause 28 Murrumbidgee**

Omit "Part 2" from clause 28 (1). Insert instead "Part 1".

**[8] Clause 38 Exemption from requirement for water use approval**

Insert at the end of clause 38 (1) (h):

, or

- (i) the use of water for hydrostatic testing of gas pipelines, or
- (j) the use of water for Aboriginal cultural purposes, other than a use pursuant to an adaptive environmental water condition on an access licence (as referred to in section 8 (1) (b) of the Act).

**[9] Clause 40 Exemption from operation of section 106**

Insert "of the Act" after "Section 106".

**[10] Clause 40 (a)**

Omit "clause 21 (a)" and "by clause 21".

Insert instead "clause 18 (1) (a)" and "by clause 18", respectively.

Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Schedule 1 Amendments inserting new matter

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**[11] Clauses 40A and 40B**

Insert after clause 40:

**40A Exemption from requirement for certain endorsement on dealings**

Clause 2 (3) (b) of Schedule 1A to the Act does not apply in respect of any dealing other than a grant or cancellation of an access licence to give effect to an interstate transfer of an access licence (as referred to in section 71U of the Act).

**40B Exemption from certain requirement concerning registration of security interests in replacement access licences**

A person claiming a security interest in a replacement access licence is exempt from the requirement of clause 19 (5) (d) of Schedule 10 to the Act that the person advise the holder of the licence of the existence of the security interest claimed and give written notice of the advice to the Director-General, but only if the licence holder requests the Director-General, in writing, to register the security interest.

Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Amendments inserting substantive provisions of the Water Management  
(Elections) Regulation 2002 Schedule 2

## Schedule 2 Amendments inserting substantive provisions of the Water Management (Elections) Regulation 2002

(Clause 2)

### [1] Part 7

Insert after Part 6:

### Part 7 Elections

**Note.** For consolidation purposes, this Part inserts such of the substantive provisions of the *Water Management (Elections) Regulation 2002* as are required to be retained (without altering those provisions in any way, except for updating cross-references). The *Water Management (Elections) Regulation 2002* is repealed by clause 108 of this Regulation.

#### Division 1 Definitions

##### 46 Definitions

(1) In this Part:

*calling of the ballot* for an election means the date on which a notice is first published for the election under clause 70.

*calling of the election* for an election means the date on which a notice is published for the election under clause 64.

*close of enrolments* for an election means the final time and date fixed by the returning officer for the close of enrolments in the election.

*close of exhibition* of the roll for an election means the final time and date fixed by the returning officer for the exhibition of the roll in the election.

*close of nominations* for an election means the final time and date fixed by the returning officer for the close of nominations in the election.

*close of the ballot* for an election means the final time and date fixed by the returning officer for the close of the ballot for the election.

*election* means:

- (a) an election of members of a private irrigation board referred to in Part 2 of Chapter 4 of the Act, or
- (b) an election of directors of a private drainage board referred to in Part 3 of Chapter 4 of the Act, or

Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Schedule 2 Amendments inserting substantive provisions of the Water Management  
(Elections) Regulation 2002

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- (c) an election of members of a private water trust referred to in Part 4 of Chapter 4 of the Act.

*final roll* for an election means the roll prepared by the returning officer under Subdivision 2 of Division 6.

*preliminary roll* for an election means the roll prepared by the returning officer under clause 58.

*returning officer* means:

- (a) in the case of an election of members of a private irrigation board—the person appointed under clause 57 to be the returning officer for the election, and
  - (b) in the case of an election of directors of a private drainage board—the person appointed under clause 56 to be the returning officer for the election, and
  - (c) in the case of an election of members of a private water trust—the person appointed under clause 56 to be the returning officer for the election.
- (2) In this Part, a reference to a Form is a reference to a Form set out in Schedule 5.

## **Division 2      Division of private irrigation districts into zones**

### **47      Division of private irrigation districts into zones**

- (1) For the purposes of the first election of members of a private irrigation board, the Minister may divide a private irrigation district into zones.
- (2) For the purposes of the second and any later election of members of a private irrigation board, the private irrigation board may divide a private irrigation district into zones.
- (3) If a private irrigation district is divided into zones, the Minister or the board must:
  - (a) subject to section 148 (3) of the Act, determine the number of members to be elected by the voters of each zone, and
  - (b) show the zones on the plan of the private irrigation district exhibited as referred to in section 143 (3) (c) of the Act.

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### **Division 3 Who is eligible to be elected at an election?**

#### **48 Eligibility for election as a member of a private irrigation board**

A person (including a corporation) is eligible to be elected as a member of a private irrigation board if the person is entitled to vote in the election.

#### **49 Eligibility for election as director of a private drainage board**

- (1) A person is eligible to be elected as director of a private drainage board if the person is entitled to vote in the election.
- (2) However, a person is ineligible for election if the person:
  - (a) has not before nomination paid all moneys that were at any time before the end of the month preceding that in which nomination day falls, due by the person to the board, or
  - (b) has been convicted in New South Wales of a serious indictable offence or has been convicted elsewhere than in New South Wales of an offence that, if committed in New South Wales, would be a serious indictable offence.

#### **50 Eligibility for election as member of a private water trust**

- (1) A person is eligible to be elected as a member of a private water trust if the person is entitled to vote in the election.
- (2) However, a person who has been convicted of any serious indictable offence is ineligible to be elected as a member of a private water trust or to act as a member of a private water trust.

### **Division 4 Who is entitled to vote in an election?**

#### **51 Persons entitled to vote in election of members of a private irrigation board**

- (1) A person is entitled to vote in an election of members of a private irrigation board if the person is an owner of land within the private irrigation district of that board.
- (2) Except as provided by subclauses (3) and (4), at any such election:
  - (a) the owner of a non-irrigated holding is entitled to one vote, and
  - (b) the owner of an irrigated holding is entitled to:
    - (i) 2 votes where the area irrigated does not exceed 80 hectares, or
    - (ii) 3 votes where the area irrigated exceeds 80 hectares.

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- (3) At an election for the West Corrugan Private Domestic and Stock Water Supply and Irrigation District:
- (a) the owner of a non-irrigated holding is entitled to one vote, and
  - (b) the owner of an irrigated holding is entitled to:
    - (i) 2 votes where the quantity of water allocated to the holding is up to 200 megalitres, or
    - (ii) 3 votes where the quantity of water allocated to the holding is over 200 megalitres.
- (4) At an election for the Narromine Private Domestic and Stock Water Supply and Irrigation District:
- (a) the owner of a non-irrigated holding is entitled to one vote, and
  - (b) the owner of an irrigated holding is entitled to:
    - (i) 2 votes where the allocation is up to 150 megalitres, and
    - (ii) one vote for each 150 megalitres by which the allocation exceeds 150 megalitres, but only to a maximum of 10 votes.

**52 Persons entitled to vote in election of directors of a private drainage board**

- (1) A person is entitled to vote in an election of directors of a private drainage board if the person is the owner of land within the drainage district of that board.
- (2) At any such election:
- (a) the owner of land not exceeding 20 hectares is entitled to one vote, and
  - (b) the owner of land exceeding 20 hectares but not exceeding 120 hectares is entitled to 2 votes, and
  - (c) the owner of land exceeding 120 hectares is entitled to 3 votes.
- (3) If the Crown is in the roll of voters the votes may be exercised by:
- (a) any director appointed to the board by the Minister, or
  - (b) if a director has not been appointed to the board by the Minister, by a public servant authorised in writing for that purpose by the Ministerial Corporation.

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Amendments inserting substantive provisions of the Water Management (Elections) Regulation 2002 Schedule 2

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**53 Persons entitled to vote in election of members of a private water trust**

- (1) A person is entitled to vote in an election of members of a private water trust if the person is the owner of land within the water supply district of the trust.
- (2) At an election of members of a private water trust placed in charge of irrigation works, or works for the prevention of floods or the control of floodwaters within the Murray Basin:
  - (a) the owner of an area of land not exceeding 20 hectares is entitled to one vote, and
  - (b) the owner of an area of land exceeding 20 hectares, but not exceeding 120 hectares, is entitled to 2 votes, and
  - (c) the owner of an area of land exceeding 120 hectares is entitled to 3 votes.
- (3) At an election of members of a private water trust in charge of water supplies for domestic and stock purposes:
  - (a) the owner of an area of land not exceeding 800 hectares is entitled to one vote, and
  - (b) the owner of an area of land exceeding 800 hectares, but not exceeding 4,000 hectares, is entitled to 2 votes, and
  - (c) the owner of an area of land exceeding 4,000 hectares is entitled to 3 votes.
- (4) A person who is entitled to vote under this clause may by instrument in writing authorise the trustees to place on the roll of voters the name of some other person instead of the person's own name. In such a case, the name of the other person is to be placed on the roll instead of the name of the person.
- (5) For the purposes of this clause, a person whose name is on the roll pursuant to an authority of the owner of a property is to be taken to be the owner of the area of land included in the property.

**54 No other persons entitled to vote**

A person is entitled to vote in an election only if:

- (a) the person has an entitlement set out in this Division, and
- (b) as at the close of enrolments, the person's name is included in the final roll for the election.



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2005

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#### **55 Enrolment of representatives**

- (1) If land is owned:
  - (a) by a corporation—the corporation is taken to be included in the final roll for an election only if the secretary of the corporation or some other nominee is included in that roll as the representative of the corporation, or
  - (b) by more than one trustee or legal personal representative (whether as administrators or executors) on behalf of the estate of a person—the trustees are, or the estate is, taken to be included in the final roll for an election only if a nominee of those trustees or legal personal representatives is so included in that roll as the representative of the trustees or estate.
- (2) Only one person may be nominated to vote in the election as a representative of the corporation, trustees or estate concerned.

#### **Division 5 Who is the returning officer?**

##### **56 Returning officer for election of members of a private water trust or directors of a private drainage board**

- (1) For the purpose of an election of members of a private water trust or directors of a private drainage board, the returning officer is the person appointed by the trust or board (as the case requires) to be the returning officer for the election.
- (2) Without limiting subclause (1), the secretary of a private drainage board may be appointed as the returning officer for an election.

##### **57 Returning officer for election of members of a private irrigation board**

- (1) For the purposes of the first election of members of a private irrigation board after the commencement of section 149 of the Act, the Minister is to appoint a returning officer.
- (2) For the purpose of any other election of members of a private irrigation board, the returning officer is to be appointed by the board.
- (3) Without limiting subclause (2), the secretary of a private irrigation board may be appointed as the returning officer for an election.

Water Management (General) Amendment (Miscellaneous) Regulation  
2005

Amendments inserting substantive provisions of the Water Management  
(Elections) Regulation 2002 Schedule 2

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## **Division 6      Rolls**

### **Subdivision 1      Preparation and exhibition of preliminary roll**

#### **58      Preparation of preliminary roll**

- (1) The returning officer for an election must prepare and keep:
  - (a) a preliminary roll of the persons who, in the opinion of the returning officer, are eligible to vote in the election, and
  - (b) an appropriately addressed label or an appropriately addressed envelope for each person whose name is included in that roll.
- (2) The preliminary roll:
  - (a) must contain the names and last known addresses of each sole owner of land within the district, and
  - (b) if there is more than one owner of any such land—must contain the name and last known address of any one of them who was, by notice in writing given to the returning officer, last nominated for the purposes of this paragraph by all the owners of the land, and
  - (c) must describe the area of land held by each, and
  - (d) must contain the number of votes to which each is entitled, and
  - (e) must be certified by the returning officer in accordance with Form 1.
- (3) This clause does not apply to an election held as a consequence of an earlier election that has failed if a preliminary roll for the earlier election has already been prepared by the returning officer.

#### **59      Exhibition of preliminary roll**

The returning officer must cause copies of the preliminary roll to be exhibited for public inspection:

- (a) at the places where applications for enrolment and objections against enrolment may be lodged, and
- (b) for a period of at least 14 days.

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Schedule 2 Amendments inserting substantive provisions of the Water Management  
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## **Subdivision 2 Preparation of final roll**

### **60 Applications for enrolment by persons not already enrolled**

- (1) A person whose name does not appear on the preliminary roll for an election may apply for enrolment in the final roll for the election.
- (2) The application must be in Form 2 and must be lodged with the returning officer before the close of enrolments.
- (3) On receipt of the application, the returning officer:
  - (a) if satisfied that the applicant is entitled to vote, must accept the application and enter the name and address of the applicant in the final roll, or
  - (b) if not so satisfied, must reject the application and inform the applicant in writing that the application has been rejected, or
  - (c) if the application is not in the proper form or is incomplete, must return the application for correction or completion and consider the duly corrected or completed application in accordance with this clause.

### **61 Objections to enrolment**

- (1) Before the close of enrolments, the returning officer and any person who is entitled to vote in an election may object to the inclusion of the name of any person in the final roll.
- (2) An objection:
  - (a) must be in Form 3, and
  - (b) must state the grounds on which it is made, and
  - (c) must be signed by the objector, and
  - (d) must be lodged with the returning officer.
- (3) The returning officer must send particulars of an objection to the person to whom the objection relates.
- (4) The person to whom an objection relates may lodge a written reply with the returning officer within 14 days after the date on which particulars of the objection were sent to that person.
- (5) The returning officer must consider each objection, and any reply received within that 14-day period, and may make such inquiries as the returning officer thinks fit.
- (6) The returning officer may accept or reject an objection.

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Amendments inserting substantive provisions of the Water Management (Elections) Regulation 2002 Schedule 2

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- (7) If the returning officer accepts an objection, the returning officer must exclude from the final roll for the election the name of the person to whom the objection relates and must inform that person and the objector, in writing, that the person's name is so excluded.
- (8) If the returning officer rejects an objection, the returning officer must notify the person to whom the objection relates and the objector, in writing, that the returning officer has rejected the objection.
- (9) The returning officer may require a person who lodges an objection, or who replies to an objection, to verify the objection or reply by statutory declaration.
- (10) For the purpose of enabling the returning officer to make a decision to accept or reject an objection to the inclusion of the name of a person in the final roll, the returning officer may require a person to furnish the returning officer with such information regarding the person objected to as the returning officer may specify.

**62 Postponement of ballot not to affect final roll**

The validity of the final roll for an election is not affected by the postponement of the close of the ballot by a notice published after the close of exhibition of the roll, and the roll remains the final roll for the election.

**Division 7 Calling of the election**

**63 Final roll must be prepared before election called**

- (1) The final roll in relation to an election must be prepared in accordance with Division 6 before the calling of an election.
- (2) This clause does not apply to an election held as a consequence of an earlier election that has failed if a final roll for the earlier election has already been prepared by the returning officer.

**64 Notice of election**

- (1) The returning officer must fix a time and place for an election and cause notice of that fact:
  - (a) to be posted to every person eligible to vote at the election, or
  - (b) to be published in a newspaper circulating generally throughout the relevant board or trust's district.

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- (2) The notice:
- (a) must state that an election is to be held for the purpose specified, and
  - (b) must call for nominations of candidates, and
  - (c) must specify the date (*the nomination day*) and time for the close of nominations, and
  - (d) must advise where nomination forms can be obtained, and
  - (e) must advise where nominations may be lodged, and
  - (f) must, in the case of a notice sent to eligible voters, contain a nomination form, and
  - (g) must advise when and where the final roll for the election will be available on public exhibition.
- (3) The time specified in the notice for the close of nominations must be at least 14 days after notice is given.

**65 Postponement of nomination day**

- (1) Despite clause 64 (3), the returning officer may postpone the nomination day for a period not exceeding 14 days by a notice in a form similar to, and published in the same manner as, a notice referred to in clause 64 (1).
- (2) The power conferred on the returning officer by this clause may be exercised more than once in respect of an election.

**Division 8 Nominations**

**66 Eligibility for nomination**

Any person is eligible for nomination as a candidate for election if the person is eligible, under Division 3, to be elected.

**67 Nomination of candidates**

- (1) A nomination of a candidate:
  - (a) must be in Form 4, and
  - (b) must be made by at least 2 persons (other than the candidate) who each are eligible to vote in the election, and
  - (c) must be endorsed with, or accompanied by, the consent of the nominee, and
  - (d) must be lodged with the returning officer before the close of nominations.

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2005

Amendments inserting substantive provisions of the Water Management (Elections) Regulation 2002 Schedule 2

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- (2) If the returning officer is of the opinion that an insufficient number of persons by whom a candidate has been nominated are eligible to nominate a candidate, the returning officer must, as soon as practicable, cause notice of that fact to be given to the candidate.
- (3) A candidate who has been nominated in an election may withdraw the nomination at any time before the close of nominations by notice in writing addressed to the returning officer.

**68 Uncontested elections**

If the number of persons who have been duly nominated as candidates by the close of nominations does not exceed the number of persons to be elected, each of those persons is taken to have been elected.

**69 Contested elections**

If the number of persons who have been duly nominated as candidates by the close of nominations exceeds the number of persons to be elected, a ballot must be held.

**Division 9 Calling of the ballot**

**70 Notice of ballot**

- (1) As soon as practicable after it becomes apparent to the returning officer that a ballot is required to be taken in respect of an election, the returning officer must cause notice that a ballot is to be taken:
  - (a) to be published in at least one newspaper circulating locally in the area to which the election relates, or
  - (b) to be sent by post to each person whose name is included in the final roll at the address shown on the roll.
- (2) The notice:
  - (a) must state that a ballot is to be taken, and
  - (b) must fix a time and date for the close of the ballot, and
  - (c) must, in the case of a notice in a newspaper, advise where copies of the final roll will be exhibited.
- (3) The notice must also state that it is compulsory for persons who wish to vote in the election to be enrolled in the final roll for the election.

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- (4) The close of the ballot must not be earlier than 28 days after the calling of the ballot.

**71 Postponement of ballot**

- (1) The returning officer may postpone (for a period not exceeding 14 days) the close of the ballot by a notice published in the same way as the notice stating that a ballot is to be held.
- (2) The power conferred on the returning officer by this clause may be exercised more than once in respect of an election.

**Division 10 The ballot**

**72 Printing of ballot-papers**

- (1) As soon as practicable after the close of enrolments in an election, the returning officer:
- (a) must determine the order in which the candidates' names are to be listed on a ballot-paper by means of a lot, and
  - (b) must cause sufficient ballot-papers to be printed to enable a ballot-paper to be sent to each person included in the final roll for the election.
- (2) A ballot-paper for an election must contain:
- (a) the names of the candidates arranged in the order determined in accordance with subclause (1) (a), with a small square set opposite each name, and
  - (b) if the returning officer considers that the names of 2 or more of the candidates are so similar as to cause confusion, such other matter as the returning officer considers will distinguish between the candidates, and
  - (c) such directions as to the manner in which a vote is to be recorded and returned to the returning officer as the returning officer considers appropriate.
- (3) The directions to voters must include a direction that the voter must record a vote by placing a cross in the square set opposite the name of each candidate for whom he or she votes.

**73 Distribution of ballot-papers**

As soon as practicable after the printing of the ballot-papers for an election, the returning officer must send to each person included in the final roll for the election:

- (a) a ballot-paper that is initialled by the returning officer, and

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- (b) an unsealed envelope (*the voter's envelope*) addressed to the returning officer and bearing on the back the words "NAME AND ADDRESS OF VOTER" and "SIGNATURE OF VOTER", together with appropriate spaces for the insertion of a name, address and signature, and
- (c) another unsealed envelope (*the posting envelope*) that:
  - (i) is large enough to accommodate the voter's envelope if that envelope is folded, and
  - (ii) is addressed to the returning officer, and
  - (iii) is reply-paid.

#### **74 Duplicate ballot-papers**

- (1) At any time before the close of the ballot, the returning officer may issue to a voter a duplicate ballot-paper and envelope if the voter satisfies the returning officer by statutory declaration:
  - (a) that the original ballot-paper has been spoilt, lost or destroyed, and
  - (b) that the voter has not already voted in the election to which the ballot-paper relates.
- (2) The returning officer must maintain a record of all duplicate ballot-papers issued under this clause.

#### **75 Recording of votes**

In order to vote in an election, a person:

- (a) must record a vote on the ballot-paper in accordance with the directions shown on it, and
- (b) must vote for no more than the number of persons to be elected, and
- (c) must place the completed ballot-paper (folded so that the vote cannot be seen) in the voter's envelope, and
- (d) must seal the voter's envelope, and
- (e) must complete the person's full name and address on, and must sign, the back of the voter's envelope, and
- (f) must seal the voter's envelope in the posting envelope, and
- (g) must return the envelopes to the returning officer so as to be received before the close of the ballot.



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## **Division 11 The scrutiny**

### **76 Receipt of ballot-papers**

- (1) The returning officer must reject (without opening it) any voter's envelope purporting to contain a ballot-paper if the envelope is not received before the close of the ballot or is received unsealed.
- (2) The returning officer must examine the name on the back of the voter's envelope and, without opening the envelope:
  - (a) must accept the ballot-paper in the envelope for further scrutiny and draw a line through the name on the roll that corresponds to the name on the back of the envelope, if satisfied that a person of that name is included in the final roll for the election, or
  - (b) must reject the ballot-paper in the envelope, if not so satisfied or if a name, address or signature does not appear on the back of the envelope.
- (3) The returning officer may reject a ballot-paper without opening the voter's envelope if, after making such inquiries as the returning officer thinks fit:
  - (a) the returning officer is unable to identify the signature on the back of the envelope, or
  - (b) it appears to the returning officer that the signature on the back of the envelope is not the signature of the person whose name and address appear on the back of the envelope.

### **77 Ascertaining result of ballot**

The result of a ballot is to be ascertained by the returning officer as soon as practicable after the close of the ballot.

### **78 Poll clerks**

- (1) The returning officer may appoint poll clerks if required.
- (2) A candidate must not be a poll clerk.

### **79 Scrutineers**

- (1) Each voter in a ballot is entitled to request, by notice in writing given to the returning officer at any time after the close of enrolments for the ballot, the appointment of a person specified in the notice (who may, but need not, be the voter concerned) as a scrutineer for the purposes of the ballot.

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- (2) The returning officer may appoint a maximum of 10 persons as scrutineers for a ballot.
- (3) The persons are to be appointed in the order in which the requests for their appointments were received by the returning officer in accordance with subclause (1).
- (4) A person must not be appointed as a scrutineer unless the person consents to the appointment.
- (5) A candidate must not be appointed as a scrutineer.
- (6) A scrutineer's functions include scrutinising the receipt of ballot-papers under clause 76.

**80 Scrutiny of votes**

- (1) The scrutiny of votes in a ballot is to be conducted as follows:
  - (a) the returning officer is to produce, unopened, the voter's envelopes containing the ballot-papers accepted for scrutiny,
  - (b) in the case of an election of members of a private irrigation board—the returning officer is to ascertain the zone to which the vote relates (where applicable) and place the voter's envelope with other such envelopes for that zone,
  - (c) the returning officer is then to open each such envelope, extract the ballot-paper and (without unfolding it) place it in an appropriate box or other container, with (in the case of an election of members of a private irrigation board) separate boxes or other containers for each zone (where applicable),
  - (d) when the ballot-papers from all the voter's envelopes have been placed in the box or other container, the returning officer is then to open the box or other container and remove the ballot-papers,
  - (e) the returning officer is then to examine each ballot-paper and reject those that are informal,
  - (f) the returning officer is then to proceed to count the votes and ascertain the result of the election.
- (2) At the scrutiny of votes in a ballot, a ballot-paper must be rejected as informal if:
  - (a) it is not initialled by the returning officer, or
  - (b) it has on it any mark or writing that the returning officer considers could enable any person to identify the voter who completed it, or

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- (c) it has not been completed in accordance with the directions shown on it.
- (3) A ballot-paper is not to be rejected as informal merely because of any mark or writing on it that is not authorised or required by this Regulation if, in the opinion of the returning officer, the voter's intention is clearly indicated on the ballot-paper.

#### **81 Counting of votes**

The result of a ballot for an election must be ascertained (zone by zone, where applicable) by the returning officer as follows:

- (a) if there is one person to be elected in the election—the candidate who received the highest number of votes is to be declared to be elected,
- (b) if there are 2 or more persons to be elected in the election—the candidates, not exceeding in number the number of persons to be elected, who received the highest number of votes are to be declared to be elected,
- (c) if there is an equality of votes—the returning officer is to determine by lot the candidate to be elected.

#### **82 Notice of result of election**

- (1) As soon as practicable after a candidate in an election has been elected, the returning officer must notify the Minister in writing of the name of the candidate elected.
- (2) As soon as practicable after declaration of a poll, the returning officer must issue to each person elected a notice in writing of the result of the election.

### **Division 12 General**

#### **83 Election of directors of private drainage boards or members of private water trusts**

- (1) An election of directors of a private drainage board must be held:
  - (a) in the case of the first election held under this Regulation, on the third anniversary of the election of the board immediately before 1 April 2002, and
  - (b) every 3 years after that.
- (2) An election of the members of a private water trust must be held:
  - (a) in the case of the first election held under this Regulation, on the third anniversary of the election of the members of the trust immediately before 1 April 2002, and

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(b) every 3 years after that.

- (3) Each person who, immediately before 1 April 2002, was a director of a private drainage board or a member of a private water trust is taken to have continued in office as a director of a private drainage board or a member of a private water trust for the residue of the term for which the person was elected.

**84 Decisions of returning officer final**

If the returning officer is permitted or required by the Act or this Regulation to make a decision on any matter relating to the taking of a ballot in any election, the decision of the returning officer on that matter is final.

**85 Disposal of election papers**

After the declaration of a ballot, the returning officer must keep all papers connected with the election for at least 12 months after the election.

**86 Offences**

A person must not:

- (a) vote, or attempt to vote, more than once in any election, or
- (b) vote, or attempt to vote, in any election in which the person is not entitled to vote, or
- (c) make a false or wilfully misleading statement (not being a statement verified by statutory declaration):
  - (i) to the returning officer in connection with any election, or
  - (ii) in any document that the person furnishes for the purposes of any election, or
- (d) apply for enrolment in respect of any election in respect of which the person is already enrolled.

Maximum penalty: 1 penalty unit.

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**[2] Schedule 5**

Insert after Schedule 4:

**Schedule 5 Forms**

(Clause 46)

**Form 1 Certificate**

(Water Management (General) Regulation 2004, clause 58 (2) (e))

I certify that this roll contains the full names (*consecutively numbered and listed in alphabetical order*) and addresses of those persons who, in my opinion, are entitled to vote in the election in relation to which this roll has been prepared.

The first and last entries in the roll are as follows:

First Entry:

No:

Name:

Address:

Last Entry:

No:

Name:

Address:

Dated:

Signed:

**Form 2 Application for enrolment**

(Water Management (General) Regulation 2004, clause 60 (2))

Surname:

Given Names:

Postal Address:

Postcode:

Telephone No:

Address of property on which enrolment is based:

Local government area in which the property is situated:

I apply to be enrolled in the final roll for the following election and in any subsequent election (*specify the election to which the application relates*).

I am applying for enrolment:

- (a) \*as the sole owner of property,
- (b) \*as the representative of a corporation on behalf of which the property is owned,
- (c) \*as the representative of the trustees or legal personal representatives of a person or estate.

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Particulars of \*corporation/\*trustee/\*legal personal representative in respect of whom or which the applicant is the representative *\*(see paragraphs (b) and (c) above):*

Name:

Postal Address:

I declare that \*I have/\*the person that I represent has, as at the calling of the election, the qualifications to vote.

I further declare that, to the best of my knowledge, the information contained in this application is true.

Dated:

Signed:

*\* Delete whichever is inapplicable.*

### Form 3 Objection to enrolment

(Water Management (General) Regulation 2004, clause 61 (2) (a))

I object to the inclusion in the final roll for the following election: *(specify the election to which the objection relates)* of the name of *(name in full)* of *(postal address)*.

This objection is based on the following grounds: *(specify the grounds of the objection)*

Name of objector:

Postal Address:

Telephone No:

Dated:

Signed:

### Form 4 Nomination of candidate

(Water Management (General) Regulation 2004, clause 67 (1) (a))

We nominate *(name in full)* of *(postal address)* as a candidate for the following election: *(specify the election to which the nomination relates and any zone in which the election is to be held)*.

We declare that we are each entitled to vote in the election.

Name in full:

Address:

Signature:

1

2

3

4

5

6

**Note.** This nomination must be completed by not fewer than 2 persons (other than the candidate), each of whom is qualified to vote under the *Water Management (General) Regulation 2004* in respect of the election.

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I, (*name in full*) consent to being a candidate at the election to which this nomination  
relates.

Postal address:

Telephone No:

Date of birth:

Dated:

Signed:

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## Schedule 3 Amendments inserting substantive provisions of the Water Management (General) Regulation 2002

(Clause 2)

### Parts 8–11

Insert after Part 7 (as inserted by Schedule 2 to this Regulation):

## Part 8 Private drainage boards

**Note.** For consolidation purposes, this Part inserts such of the substantive provisions of the *Water Management (General) Regulation 2002* as are required to be retained (without altering those provisions in any way). The *Water Management (General) Regulation 2002* is repealed by clause 108 of this Regulation.

### Division 1 Constitution and procedure

#### 87 Quorum

The number of directors that constitute a quorum for a private drainage board is:

- (a) if the board consists of 3 directors—2, or
- (b) if the board consists of 4 or 5 directors—3, or
- (c) if the board consists of 6 or 7 directors—4.

### Division 2 Finance

#### 88 Rate book

- (1) For the purposes of section 209 of the Act, a rate book is to be in a form containing the following particulars:
  - (a) assessment number,
  - (b) name of ratepayer,
  - (c) additional charges for current year,
  - (d) payment received,
  - (e) receipt number,
  - (f) date of payment,
  - (g) current rates,
  - (h) arrears of rates carried forward,
  - (i) arrears,



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- (j) total,
- (k) total due.

- (2) For the purposes of section 209 (2) of the Act, any particular relating to a rate may be altered.
- (3) For the purposes of section 209 (4) of the Act, an alteration or amendment in a rate book is to be made, signed and dated by the private drainage board's Secretary and countersigned by the chairperson.

#### **89 Rates**

Rate notices by which rates are levied under section 206 of the Act must be in a form approved by the Ministerial Corporation.

#### **90 Keeping of books and accounts**

A private drainage board is to keep proper books and accounts that show full, true and regular accountings of all money received and paid by the private drainage board and the purposes for which money has been received or paid.

#### **91 Banking**

Money received by a private drainage board must be paid into an authorised deposit-taking institution to the credit of an account in the name of the private drainage board.

## **Part 9 Private water trusts**

### **Division 1 Constitution and procedure**

#### **92 Meetings of members of a private water trust**

- (1) Ordinary meetings of members of a private water trust are to be held at any time that the members from time to time determine.
- (2) The chairperson of a private water trust, or a majority of the members of a private water trust, may at any time call a special meeting of members of a private water trust.
- (3) Seven days' notice of an ordinary meeting, and reasonable notice of a special meeting, must be given in writing to each member of a private water trust.
- (4) No business, other than the business stated in the notice of the meeting, is to be transacted at the special meeting.

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**93 Special general meetings**

For the purposes of sections 224 (2), 225 (2) and 226 of the Act, the prescribed manner of giving notice is:

- (a) by personal delivery, or
- (b) by post, or
- (c) by facsimile transmission, or
- (d) by e-mail.

**94 Quorum**

The quorum for a meeting of a private water trust is:

- (a) if the trust comprises 3 members—2 members, or
- (b) if the trust comprises 5 members—3 members.

**95 Chairperson**

- (1) The chairperson is to preside at a meeting of members of a private water trust.
- (2) If the chairperson is not present, the members of a private water trust then present are to appoint one of their number to act as chairperson.

**96 Voting**

- (1) Any question arising at a meeting of members of a private water trust is to be decided by a majority of votes of the members present.
- (2) In the case of an equality of votes the chairperson has a casting vote.

**97 Minutes**

- (1) The members of a private water trust must cause minutes of the proceedings of each meeting to be kept.
- (2) The minute books are to be open for inspection by the members of a private water trust and any ratepayer within the water supply district at any reasonable time.

**98 Special general meetings of voters**

- (1) The chairperson is to preside at a special general meeting of voters.
- (2) In the absence of the chairperson an appointed member of the private water trust may preside at the meeting or, if there is no

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appointed member of the private water trust present, an elected member of the private water trust selected by the members of the private water trust present may preside.

## **Division 2 Finance**

### **99 Rate book**

- (1) On fixing rates under section 232 of the Act on land in a water supply district the members of a private water trust must enter the rates in a rate book.
- (2) The rate book is to be kept in a form approved by the Ministerial Corporation.

### **100 Correction of rate book**

- (1) Any necessary corrections of the rate book must be made at a meeting of the members of a private water trust and be signed and dated by the Chairperson.
- (2) A correction affecting the amount of a rate must not be made after notice of the amount has been given to the person liable (except in the case of a correction arising from an appeal).

### **101 Payment of rates**

- (1) Rates are payable by instalments if the members of a private water trust so decide.
- (2) A rate or an instalment of a rate is not recoverable until 30 days after notice of the amount due has been served on the ratepayer at the ratepayer's last known or usual address.

### **102 Appeals**

- (1) An appeal by a landholder under section 232 (6) of the Act against the amount at which the landholder is rated must be lodged within 21 days after notice of the amount has been given to the landholder.
- (2) Notice of the appeal, in a form approved by the Ministerial Corporation, must be given to a Magistrate having jurisdiction in any part of the private water trust district and to the Secretary of the trust.

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### **Division 3      Miscellaneous**

#### **103    Members of a private water trust's accounts**

- (1) Money received by members of a private water trust in the operation of a private water trust must be paid into an authorised deposit-taking institution to the credit of an account in the name of the members of the private water trust.
- (2) All expenses incurred by members of a private water trust in the discharge of duties imposed on them by the Act are payable out of the funds at the disposal of the members of the private water trust under the Act.

### **Part 10   Hunter Valley flood mitigation works**

#### **104    Statement of particulars of program of works**

The additional particulars to be set out in a statement under section 263 (3) of the Act are as follows:

- (a) an estimate of the cost to be incurred during the financial year to which the statement relates in respect of each work included in the program of flood works referred to in section 263 (1) of the Act,
- (b) an estimate of the amount of any compensation payable or likely to become payable during that financial year as a consequence of the undertaking of each such work,
- (c) an estimate of the cost of maintenance work in respect of works previously completed that the Minister considers should be carried out during that financial year,
- (d) an estimate of the amount of any compensation (other than compensation in respect of the works referred to in paragraph (a)) payable or to become payable by the Minister during that financial year,
- (e) an estimate of the amount of any payment to be made by the Minister during that financial year under section 261 (2) of the Act,
- (f) the percentage of the cost of the construction, carrying out and maintenance of any of the works referred to in paragraph (a), and of the amount of compensation payable or likely to become payable by the Minister as a consequence of the construction, carrying out and maintenance of such work, that a council will be liable to contribute under section 260 of the Act,

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- (g) an estimate of the amount of any payments that a council will be required to make during that financial year under section 265 of the Act,
- (h) an estimate of the amount of any payment that is likely to be received during that financial year under section 261 of the Act from a public authority in respect of any work referred to in paragraph (a),
- (i) the amount (if any) of any payment made by the Hunter Catchment Management Trust under section 262 of the Act during the previous financial year that remained unexpended at the close of that year.

**105 Statement of cost of maintenance and compensation**

The additional particulars to be set out in a statement under section 266 (1) of the Act are as follows:

- (a) an estimate of the cost of any maintenance that the Minister considers should be undertaken during the financial year to which the statement relates in respect of each work referred to in section 265 of the Act,
- (b) an estimate of the amount of any compensation likely to become payable during that financial year by the Minister as a consequence of any such maintenance,
- (c) an estimate of the amount of compensation payable or likely to become payable during that financial year by the Minister as a consequence of any maintenance of each work referred to in paragraph (a) carried out during any previous financial year,
- (d) the percentage that, under section 260 of the Act, the Minister has determined that the council should contribute to the cost of any such construction and maintenance,
- (e) the amount (if any) of any payment made by the council under section 265 of the Act during any previous financial year that remained unexpended at the end of the immediately preceding financial year.

**Part 11 Lowbidgee flood control and irrigation works**

**106 Payment of rates**

- (1) A landholder in respect of a holding within the Lowbidgee district within the meaning of Part 3 of Chapter 5 of the Act is to be notified, by means of a notice of assessment, of:

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- (a) the rate fixed by the Minister for the current year, and
  - (b) the amount payable by the landholder, in accordance with that rate (subject to any variation by the Minister), for the year commencing on 1 July to which the notice relates.
- (2) The amount specified in the notice is to be paid to the Minister on or before the date for payment specified in the notice. That date must not be less than 28 days after the date of issue of the notice.
- (3) If a holding first becomes subject to a rate after 1 July in any year, the amount of the rate is to be apportioned, for the period from the date from which the holding becomes subject to the rate until the 30 June next following, on the basis of the proportion of the rate that that period bears to the whole year.

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Schedule 4 Further amendments inserting new matter

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## Schedule 4 Further amendments inserting new matter

(Clause 2)

### [1] Parts 12 and 13

Insert after Part 11 (as inserted by Schedule 3 to this Regulation):

## Part 12 Penalty notices for certain offences

### 107 Penalty notice offences

For the purposes of section 365 of the Act:

- (a) each offence created by a provision specified in Column 1 of Schedule 6 is declared to be a penalty notice offence, and
- (b) the penalty prescribed for such an offence is:
  - (i) in the case of a penalty payable by an individual—the penalty specified in Column 2 of Schedule 6 in relation to the offence, and
  - (ii) in the case of a penalty payable by a corporation—the penalty specified in Column 3 of Schedule 6 in relation to the offence.

## Part 13 Miscellaneous

### 108 Repeals

The following Regulations are repealed:

- (a) the *Water Management (Elections) Regulation 2002*,
- (b) the *Water Management (General) Regulation 2002*.

### 109 Savings and transitional provisions

Schedule 7 has effect.

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**[2] Schedules 6 and 7**

Insert after Schedule 5 (as inserted by Schedule 2 to this Regulation):

**Schedule 6 Penalty notice offences**

(Clause 107)

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provision of Act</b>	<b>Penalty for individual</b>	<b>Penalty for corporation</b>
Section 341 (1)	\$750	\$1500
Section 342 (1)	\$750	\$1500
Section 343 (1)	\$750	\$1500
Section 344 (1)	\$750	\$1500
Section 345 (1)	\$750	\$1500
Section 346 (1)	\$750	\$1500
Section 346 (2)	\$750	\$1500
Section 347 (1)	\$750	\$1500
Section 349	\$750	\$1500
Section 350	\$500	\$1000
Section 353	\$500	\$1000

**Schedule 7 Savings and transitional provisions**

(Clause 109)

**Part 1 Provisions relating to the Water Management Amendment Act 2004**

**1 Transfer of certain access licences**

A purchaser of land may apply to the Minister to record in the Access Register a general dealing under section 71M of the Act transferring an access licence to the purchaser, but only if:

- (a) the purchase included an entitlement that was, on the appointed day, replaced by the licence to be transferred, and



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- (b) settlement of the purchase took place before the appointed day, and
  - (c) as at the appointed day:
    - (i) the purchaser's interest in the land had not been recorded on the folio of the Register kept under the *Real Property Act 1900* in relation to the land, or
    - (ii) the conveyance effecting the transfer of the land had not been registered in the General Register of Deeds kept under the *Conveyancing Act 1919*,
 as the case may require.

**2 Deemed term transfers**

For the purpose of enabling a term transfer referred to in clause 10 (3) of Schedule 10 to the Act to be recorded in the Access Register, the current occupier (within the meaning of clause 10 (1) of that Schedule) of the land concerned is to:

- (a) apply to the Director-General in the approved form for the recording of the transfer, and
- (b) provide the Director-General with evidence in the approved form of the current occupier's occupation (including its proposed duration) of the land.

**Note.** A term transfer of water entitlements conferred by an access licence is a **general dealing** within the meaning of the Act. Section 71A (1) (b) of the Act requires all general dealings to be recorded in the General Division of the Access Register kept under the Act. Section 71B (1) provides that any matter required to be recorded in that Division has no effect until it is so recorded and takes effect on being recorded.

**3 Entitlements held by co-owners in a replacement access licence**

Two or more co-holders of a replacement access licence referred to in clause 23 (1) of Schedule 10 to the Act who wish to make an election of the kind referred to in clause 23 (2) of that Schedule but do not receive a request to do so under that subclause may apply under section 73 of the Act for the recording of an alteration in the way in which they hold the licence.

**4 Murrumbidgee entitlements**

This Regulation is taken to have been made with the following amendments to Schedule 4:

- (a) the share component volume in megalitres shown in Column 2 in relation to Water Act entitlement 40IC000005 at the end of Part 1 is "34,400" instead of "25,649",

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(b) the following matter appears in appropriate order in  
Columns 1 and 2, respectively, of Part 1:

40SL24994H	3,402
40SL34102H	6,773
40SL36994H	2,000

## Part 2 Provisions relating to Water Management (General) Amendment (Miscellaneous) Regulation 2005

### 5 Definition

In this Part:

*the amending Regulation* means the *Water Management (General) Amendment (Miscellaneous) Regulation 2005*.

### 6 Approved forms

A form approved by the Director-General for the purposes of clause 11 (1) (a), 17 (1) (a), 31 (1) (a), 42 (1) or 44 (1) before the commencement of Schedule 1 [1] to the amending Regulation is taken, on and from that commencement, to have been approved by the Minister.

### 7 Action taken by Director-General

Anything done by the Director-General under clause 16 (2) (b), 31 (1) (b) or (3), 32 (3), 42 (2), 44 (2) or Schedule 1 (4) before the commencement of Schedule 1 [4] to the amending Regulation is taken (to the extent that it has continuing effect), on and from that commencement, to have been done by the Minister.

### 8 Saving relating to repealed Regulations

Any act, matter or thing that, immediately before the repeal of the *Water Management (Elections) Regulation 2002* or the *Water Management (General) Regulation 2002*, had effect under the Regulation concerned continues to have effect under this Regulation.

# OFFICIAL NOTICES

## Appointments

### ABORIGINAL LAND RIGHTS ACT 1983

#### NOTICE

I, the Honourable ANDREW REFSHAUGE, M.P., Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council, do, by this notice pursuant to section 231 (2) of the Aboriginal Land Rights Act 1983 (the Act), extend the appointment of Mr Terry LAWLER as Administrator to the Purfleet-Taree Local Aboriginal Land Council for a maximum period of six (6) calendar months, commencing 7 April 2005. During the period of his appointment, the Administrator will have all of the functions of a Local Aboriginal Land Council as specified in section 52 (1) of the Act, and any other duties as specified by the agreed terms of appointment. The Administrator's remuneration is not to exceed \$60,000 dollars.

Signed and sealed this 8th day of April 2005.

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

GOD SAVE THE QUEEN!

### ABORIGINAL LAND RIGHTS ACT 1983

#### NOTICE

I, the Honourable ANDREW REFSHAUGE, M.P., Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council, do, by this notice pursuant to section 231 (2) of the Aboriginal Land Rights Act 1983 (the Act), extend the appointment of Mr Peter HILLIG as Administrator to the Worimi Local Aboriginal Land Council for a maximum period of twelve (12) calendar months, commencing 13 April 2005. During the period of his appointment, the Administrator will have all of the functions of a Local Aboriginal Land Council as specified in section 52 (1) of the Act, and any other duties as specified by the agreed terms of appointment. The Administrator's remuneration is not to exceed \$360,000 dollars.

Signed and sealed this 8th day of April 2005.

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

GOD SAVE THE QUEEN!

### 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 Sharryn Dawn BROWNLEE as a part-time member of the NSW Casino Control Authority from 13 April 2005 to 12 April 2010.

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

### THE UNIVERSITY OF SYDNEY ACT 1989

#### Notification of Appointment to the Senate

I, CARMEL TEBBUTT, Minister for Education and Training, in pursuance of sections 9 (1) (b) and 9 (2) of the University of Sydney Act 1989, appoint the following persons:

The Hon. John Joseph AQUILINA, M.P.,

The Hon. Henry Shui-Lung TSANG, M.L.C.,

as members of the Senate of the University of Sydney for a term of office expiring on 31 December 2005.

CARMEL TEBBUTT, M.L.C.,  
Minister for Education and Training

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# Department of Infrastructure, Planning and Natural Resources

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## Infrastructure and Planning



New South Wales

## **Maclean Local Environmental Plan 2001 (Amendment No 15)**

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*. (GRA6322676/PC)

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

Clause 1 Maclean Local Environmental Plan 2001 (Amendment No 15)

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## **Maclean Local Environmental Plan 2001 (Amendment No 15)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Maclean Local Environmental Plan 2001 (Amendment No 15)*.

### **2 Aims of plan**

This plan aims to allow, with the development consent of Clarence Valley Council, the carrying out of development for the purpose of professional consulting rooms on the land to which this plan applies.

### **3 Land to which plan applies**

This plan applies to land within the Residential (Low Density) Zone, the Residential (Medium Density) Zone and the Residential (Tourism) Zone under *Maclean Local Environmental Plan 2001*.

### **4 Amendment of Maclean Local Environmental Plan 2001**

*Maclean Local Environmental Plan 2001* is amended by inserting in item 4 of the Table to clause 46 in the matter relating to Zone No 2 (a), Zone No 2 (b) and Zone No 2 (t) in alphabetical order the words "professional consulting rooms;".

## Natural Resources

### WATER ACT 1912

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

Christian BOES for a bore on Lot 11//537656 in the Parish of Ourimbah, County of Northumberland, for 4 megalitres for irrigation (nursery) (new licence) (Reference: 20BL169570).

Any inquiries regarding the above should be directed to the undersigned on (telephone: [02] 4929 9844).

Written and signed objections (fax or e-mail is not acceptable), specifying the grounds for the objection, must be lodged with the Department before close of business on the 13 April 2005. Please quote the licence number on your correspondence.

HEMANTHA DE SILVA,  
Senior Natural Resource Officer,  
Hunter Region

Department of Infrastructure, Planning and  
Natural Resources,  
PO Box 2213, Dangar NSW 2309.

### WATER ACT 1912

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

An application for an approval under section 167(1) of Part 8 of the Water Act 1912, for works has been received as follows:

#### *Murray River Valley*

Nicholas Keith CONNELL for two building pads and an access road on the Murray River Floodplain on Lot 2, DP 819529, Parish of Woperana, County of Denison, for access and the prevention of inundation of land by floodwaters (Reference: 50CW805694) (GA2:484854).

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

Written objections to the application specifying the grounds thereof may be made by any statutory authority or a local occupier within the proclaimed local area whose interests may be affected and must be lodged at the Department's Office at Deniliquin by no later than 18 May 2005.

P. NANKIVELL,  
Floodplain Manager,  
Murray Region

Department of Infrastructure, Planning and  
Natural Resources,  
PO Box 205, Deniliquin NSW 2710.

### WATER ACT 1912

Order Under Section 166 (1) of Part 8

Amendment of Designation of Floodplain Area  
– Floodplain of the Murray, Edward and Wakool River  
Systems

THE Water Administration Ministerial Corporation, by this Order pursuant to section 166(1) of Part 8 of the Water Act 1912, hereby amends the floodplain designation known as the Murray, Edward and Wakool River Systems floodplain (gazetted 28 September 1984), to exclude the lands set out in the Schedule to this Notice.

### WATER ACT 1912

Order Under Section 166 (1) of Part 8

Designation of Floodplain Area – Lower Edward –  
Wakool Floodplain (Stage 4)

THE Water Administration Ministerial Corporation, by this Order pursuant to section 166 (1) of Part 8 of the Water Act 1912, designates the lands set out in the Schedule to this notice as a floodplain which is to be known as the Lower Edward – Wakool Floodplain.

A map of the floodplain is available for public inspection at the Deniliquin office of DIPNR.

### WATER ACT 1912

Notice of Adoption of Floodplain Management Plan  
Under Section 166A of Part 8

Lower Edward – Wakool (Stage 4) Floodplain  
Management Plan

THE Water Administration Ministerial Corporation, pursuant to Clause 15 of Schedule 2 of the Water Act 1912, and having considered the matters set out in section 166C of the Water Act 1912, adopts the Lower Edward – Wakool (Stage 4) Floodplain Management Plan as a floodplain management plan for the Lower Edward – Wakool Floodplain being the lands set out in the Schedule to this Notice.

Copies of the plan are available for public inspection at the Deniliquin office of DIPNR.

### SCHEDULE

Those parts of that area situated in New South Wales and:

- (a) being within or part of the Shires of Wakool and Balranald;
- (b) shown on the diagram hereunder; and
- (c) exclusive of all towns, villages and their environs.

DAVID HARRISS,  
Regional Director,  
Murray/Murrumbidgee  
(by delegation)

## Department of Lands

### FAR WEST REGIONAL OFFICE

**45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830**

**Phone: (02) 6883 3000 Fax: (02) 6883 3099**

#### APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

TONY KELLY, M.L.C.,  
Minister for Lands

#### SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Bourke Shire Council.	Wanaaring Recreation Reserve C Trust.	Reserve No.: 11743. Public Purpose: Public recreation. Notified: 21 June 1890. File No.: WL99 R 50/1.

For a term commencing this day.

#### 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 for Lands

#### SCHEDULE 1

COLUMN 1	COLUMN 2
Land District: Cobar. Local Government Area: Cobar Shire Council. Locality: Elouera. Reserve No.: 41375. Public Purpose: Public recreation. Notified: 6 March 1907. File No.: WLL13844.	The whole being Lot 1, section 27, DP No. 758385, Parish Kaloogleguy, County Robinson, of an area of 4.91 hectares.

Note: Area is within Western Lands Lease 13844 with no access to the general public.

#### SCHEDULE 2

COLUMN 1	COLUMN 2
Land District: Cobar. Local Government Area: Cobar Shire Council. Locality: Cobar. Reserve No.: 97949. Public Purpose: Environmental protection. Notified: 18 October 1985. File No.: WL98 R 813/1.	The whole being Lot 323, DP No. 755649, Parish Cobar, County Robinson, of an area of 10.88 hectares.

Note: The area is now freehold.

#### ERRATUM

IN the notification appearing in the *Government Gazette* of 25 February 2005, Folio 534, under the heading Appointment of Corporation to manage common trust in Schedule 1. Column 1 should have read Broken Hill City Council not Broken Hill Shire Council.

File No.: WL04 R 39.

TONY KELLY, M.L.C.,  
Minister for Lands

#### 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

*Administrative District – Hillston North;  
Shire – Central Darling;  
Parish – Ivanhoe; County – Mossgiel.*

The purpose of Western Lands Lease 13174, being the land contained within Folio Identifier 7/15/758537 has been altered from "Erection of Dwelling" to "Community Services" effective from 25 February 2005.

As a consequence of the alteration of purpose rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The conditions previously annexed to Western Lands Lease 13174 have been revoked and the following conditions have been annexed thereto.

#### CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 13174

- (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 agrees to occupy use and keep the Premises at the risk of the lessee and hereby releases to the full extent permitted by law the Lessor from all claims and demands of every kind resulting from any accident damage or injury occurring therein and the lessee EXPRESSLY AGREES that the Lessor shall have no responsibility or liability for any loss of or damage to fixtures and/or the personal property of the lessee.
- (c) The lessee expressly agrees that the obligations of the lessee under this clause shall continue after the expiration or other 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 assessed in accordance with Part 6 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 or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (11) The land leased shall be used only for the purpose of "Community Services".
- (12) 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.
- (13) 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.
- (14) 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.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall effectively prevent any interference with the amenity of the locality by reason of the emission from the land leased of noise, vibration, smell, fumes, smoke, vapour, steam, soot ash, dust, waste water, waste products, grit or oil or otherwise, and when directed by the Commissioner shall abate that interference forthwith.
- (17) The lessee shall, within 12 months from the date of commencement of the lease or such further period as the Minister may allow, erect a building on the land in accordance with plans and specifications approved by the Council of the local government area.



- (18) 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.
- (19) 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.
- (20) 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.
- (21) Where the Crown has paid a contribution under section 217-219 of the Roads Act 1993 in respect of the land leased, the lessee shall pay to the Crown the amount of that contribution within 3 months of being called upon to do so.
- (22) The lessee shall pay to the Crown the proportional part of the costs of road construction as notified by the Department of Infrastructure Planning and Natural Resources within 3 months of the date of gazettal of the granting.
- (23) 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.
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**GRAFTON OFFICE**  
**76 Victoria Street (Locked Bag 10), Grafton NSW 2460**  
**Phone: (02) 6640 2000 Fax: (02) 6640 2035**

**NOTIFICATION OF CLOSING OF ROAD**

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

Description

*Land District – Murwillumbah;  
L.G.A. – Tweed Shire Council.*

Roads Closed: Lot 1, DP 1080329 at Banora Point, Parish Terranora, County Rous.

File No.: GF04 H 64.

SCHEDULE

On closing, the land within Lot 1, DP 1080329 becomes vested in Tweed Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: GR3/12/7 Pt3.

**NOTIFICATION OF CLOSING OF ROAD**

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

Description

*Land District – Murwillumbah;  
L.G.A. – Tweed Shire Council.*

Roads Closed: Lot 1, DP 1077253 at Pottsville, Parish Mooball, County Rous.

File No.: GF02 H 373.

SCHEDULE

On closing, the land within Lot 1, DP 1077253 becomes vested in Tweed Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: R4855.

**NOTIFICATION OF CLOSING OF ROAD**

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

Description

*Land District – Lismore; L.G.A. – Ballina Shire Council.*

Roads Closed: Lot 1, DP 1061771 at Ballina, Parish Ballina, County Rous.

File No.: GF03 H 167.

SCHEDULE

On closing, the land within Lot 1, DP 1061771 becomes vested in Ballina Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: CBD Redevelopment Doc No. 630578.

**NOTIFICATION OF CLOSING OF ROAD**

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

Description

*Land District – Casino; L.G.A. – Kyogle Council.*

Roads Closed: Lot 1, DP 1077526 at Cedar Point, Parish Runnymede, County Rous.

File No.: GF02 H 369.

SCHEDULE

On closing, the land within Lot 1, DP 1077526 becomes vested in Kyogle Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: John F Gibson: 02/425: HM.

**NOTIFICATION OF CLOSING OF ROAD**

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

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Description

*Land District – Murwillumbah;  
L.G.A. – Tweed Shire Council.*

Roads Closed: Lot 1, DP 1077064 at Cudgera Creek,  
Parish Mooball, County Rous.

File No.: GF02 H 114.

**SCHEDULE**

On closing, the land within Lot 1, DP 1077064 becomes vested in Tweed Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: GS4/95/117.

**GRIFFITH OFFICE**

**2nd Floor, Griffith City Plaza,  
120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680**

**Phone: (02) 6962 7522 Fax: (02) 6962 5670**

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

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

TONY KELLY, M.L.C.,  
Minister for Lands

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SCHEDULE 1

Land District: Mirrool.  
Local Government Area: Griffith City Council.  
Dedication No.: 559038.  
Notified: 17 August 1962.  
Public Purpose: Police Boys' Club.  
File No.: GH95 R 16/1.

**SCHEDULE 2**

The whole being Lot 6, section 54, DP No. 758476, Parish Jondaryan, County Cooper, of an area of 2188 square metres.

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SCHEDULE 3

It is intended to reserve the land for community purposes.

**HAY OFFICE**  
**126 Lachlan Street (PO Box 182), Hay NSW 2711**  
**Phone: (02) 6993 1306 Fax: (02) 6993 1135**

**DISSOLUTION OF RESERVE TRUST**

PURSUANT to section 92(3) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedules hereunder, which was established in respect of the reserve specified opposite thereto in Column 2 of the Schedules, is dissolved.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Booorooban Cricket Ground Trust.	Reserve No.: 57705. Public Purpose: Public recreation. Notified: 9 January 1925. File No.: HY02 R 3.

**SCHEDULE 2**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Windouran Council Crown Reserves Reserve Trust.	Reserve No.: 85270. Public Purpose: Public recreation. Notified: 26 March 1965. Reserve No.: 97439. Public Purpose: Community purposes. Notified: 21 September 1984. Reserve No.: 44928. Public Purpose: Obtaining sand. Notified: 2 March 1910. Reserve No.: 88068. Public Purpose: Soil conservation. Notified: 24 December 1970. Reserve No.: 90112. Public Purpose: Access and preservation of trees. Notified: 5 May 1972. Reserve No.: 91668. Public Purpose: Road and rubbish depot. Notified: 21 December 1979. Reserve No.: 98151. Public Purpose: Public recreation. Notified: 2 May 1986. Reserve No.: 88408. Public Purpose: Preservation of fauna and public recreation. Notified: 26 November 1971. File No.: HY02 H 3.

**SCHEDULE 3**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Woodbury Woodlot Trust.	Reserve No.: 150050. Public Purpose: Environmental protection. Notified: 8 April 1993. File No.: HY02 R 3.

**SCHEDULE 4**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
The Council of the Shire of Conargo.	Reserve No.: 150034. Public Purpose: Public recreation. Notified: 12 April 1990. File No.: HY02 R 3.

**SCHEDULE 5**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Jerilderie Sports Centre Trust.	Reserve No.: 88451. Public Purpose: Public recreation. Notified: 31 December 1971. File No.: HY02 R 3.

**SCHEDULE 6**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Moulamein Pound Trust.	Reserve No.: 150052. Public Purpose: Urban services. Notified: 6 August 1993. File No.: HY02 R 3.

**SCHEDULE 7**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Wakool Hall Trust.	Reserve No.: 59685. Public Purpose: Public hall. Notified: 6 May 1927. File No.: HY02 R 3.

**SCHEDULE 8**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Griffith Shire Council.	Reserve No.: 87311. Public Purpose: Quarry. Notified: 1 August 1969. File No.: HY02 R 3.

**SCHEDULE 9**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Loy Reserve Trust.	Reserve No.: 1001384. Public Purpose: Public recreation and access. Notified: 21 August 1998. File No.: HY02 R 3.

**SCHEDULE 10**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Moulamein Rubbish Depot Trust.	Reserve No.: 150051. Public Purpose: Urban services. Notified: 6 August 1993. File No.: HY02 R 3.

**SCHEDULE 11**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Berrigan Old Police Paddock Trust.	Reserve No.: 150048. Public Purpose: Environmental protection. Notified: 11 June 1993. File No.: HY02 R 3.

## SCHEDULE 12

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Finley Museum Trust.	Reserve No.: 88498. Public Purpose: Public recreation and museum. Notified: 18 February 1972. File No.: HY02 R 3.

## SCHEDULE 13

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Kelly Street Nature Reserve Trust.	Reserve No.: 150054. Public Purpose: Public recreation. Notified: 24 December 1993. File No.: HY02 R 3.

## SCHEDULE 14

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Retreat Hall Trust.	Reserve No.: 88752. Public Purpose: Public hall and public recreation. Notified: 27 October 1972. File No.: HY02 R 3.

## SCHEDULE 15

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Burke Street Playground Trust.	Reserve No.: 1001042. Public Purpose: Public recreation. Notified: 12 December 1997. File No.: HY02 R 3.

## SCHEDULE 16

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Carrathool Sports Ground Trust.	Reserve No.: 70008. Public Purpose: Public recreation. Notified: 18 April 1941. File No.: HY02 R 3.

## SCHEDULE 17

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Merriwagga Hall Trust.	Reserve No.: 57490. Public Purpose: Public hall. Notified: 3 October 1924. File No.: HY02 R 3.

## SCHEDULE 18

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Goolgowi Hall Trust.	Reserve No.: 60054. Public Purpose: Public hall. Notified: 21 October 1927. File No.: HY02 R 3.

## SCHEDULE 19

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Gunbar Hall Trust.	Reserve No.: 68530. Public Purpose: Public hall. Notified: 4 August 1939. File No.: HY02 R 3.

## SCHEDULE 20

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Hillston Recreation Reserve Trust.	Reserve No.: 150047. Public Purpose: Public recreation. Notified: 14 August 1992. File No.: HY02 R 3.

## SCHEDULE 21

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Lake Woorabinda Trust.	Reserve No.: 88353. Public Purpose: Public recreation. Notified: 10 September 1971. File No.: HY02 R 3.

## SCHEDULE 22

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Wallanthery Hall Trust.	Reserve No.: 64309. Public Purpose: Public recreation. Notified: 15 December 1933. File No.: HY02 R 3.

**MAITLAND OFFICE**

**Cnr Newcastle Road & Banks Street (PO Box 6), East Maitland NSW 2323**

**Phone: (02) 4934 2280 Fax: (02) 4934 2252**

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

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

TONY KELLY, M.L.C.,  
Minister for Lands

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Wayne WINSLADE	Gosford Showground Trust	Dedication No.: D570055 Purposes: Showground Notified: 10 January 1912 File Ref: MD80 R 220

For a term commencing 15 April 2005  
and expiring 14 October 2005.

**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 for Lands

Description

*Parish – Newcastle; County – Northumberland;  
Land District – Newcastle;  
Local Government Area – Newcastle.*

Road Closed: Lot 1, DP 1078392 at Broadmeadow.

File No.: MD02 H 42.

SCHEDULE

On closing, the land within Lot 1, DP 1078392 remains vested in Newcastle City Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: 13/35463/40000/04.

**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 for Lands

Description

*Parishes – Whittingham and Belford;  
County – Northumberland; Land District – Singleton;  
Local Government Area – Singleton.*

Road Closed: Lot 90, DP 1075951 at Whittingham subject to:

- (1) Right of Access created by Deposited Plan 1075951,
- (2) Easement for Electricity created by Deposited Plan 1075951,
- (3) Easement for Gas Main created by Deposited Plan 1075951, and
- (4) Easement for Water Supply created by Deposited Plan 1075951.

File No.: MD02 H 306.

SCHEDULE

On closing, the land within Lot 90, DP 1075951 remains vested in Singleton Council as operational land for the purposes of the Local Government Act 1993.

Council's Reference: 01/0550:RD00064.

**NOWRA OFFICE**  
**5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541**  
**Phone: (02) 4428 6900 Fax: (02) 4428 6988**

**NOTIFICATION OF CLOSING OF A PUBLIC ROAD**

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

TONY KELLY, M.L.C.,  
 Minister for Lands

Description

*Land District – Bega; L.G.A. – Bega Valley.*

Lot 7034, DP 1045350 at Cocora Beach in the Parish of Eden and County of Auckland.

File No.: NA00 H 170.

Notes: (1) On closing, title for the land comprised in Lot 7034 will remain vested in the State of New South Wales as Crown Land.

(2) The land within Lot 7034 was added to Crown Reserve R.83815 for public recreation, this day.

**ADDITION TO RESERVED CROWN LAND**

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

TONY KELLY, M.L.C.,  
 Minister for Lands

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Bega.	Reserve No.: 83815.
Local Government Area: Bega Valley Shire Council.	Public Purpose: Public recreation.
Locality: Eden.	Notified: 27 April 1962.
Lot 7034, DP No. 1045350, Parish Eden, County Auckland.	Lot 85, DP No. 750205, Parish Eden, County Auckland;
Area: 1.09 hectares.	Lot 55, DP No. 750205, Parish Eden, County Auckland;
File No.: NA02 R 38.	Lot 82, DP No. 750205, Parish Eden, County Auckland;
	Lot 95, DP No. 750205, Parish Eden, County Auckland;
	Lot 1, section 16, DP No. 758379, Parish Eden, County Auckland;
	Lot 2, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 3, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 5, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 6, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 7, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 9, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 10, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 100, DP No. 748090, Parish Eden, County Auckland;

Lot 7005, DP No. 750205#, Parish Eden, County Auckland;

Lot 7006, DP No. 1065549, Parish Eden, County Auckland;

Lot 7007, DP No. 1065548, Parish Eden, County Auckland;

Lot 7009, DP No. 1065550, Parish Eden, County Auckland;

Lot 7010, DP No. 750205#, Parish Eden, County Auckland;

Lot 7004, DP No. 750205#, Parish Eden, County Auckland;

Lot 7008, DP No. 1065550, Parish Eden, County Auckland;

Lot 4, section 16, DP No. 758379, Parish Eden, County Auckland;

Lot 8, section 16, DP No. 758379, Parish Eden, County Auckland.

New Area: 54.31 hectares.

Note: Being the road closed, this day.

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

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

**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 for Lands

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
The person for the time being holding the office of Senior Mine Safety Officer, Orange, Mineral Resources New South Wales (ex-officio member), The person for the time being holding the office of Manager, City Presentation, Orange City Council (ex-officio member), The person for the time being holding the office of Councillor, Cabonne Council (ex-officio member), Learne Jane SPICER (new member), Margaret Jean HOSKIN (new member), Brian Thomas OSTINI (re-appointment), Peter Graham CULVERSON (re-appointment), William Henry Mervyn SCHMICH (re-appointment), George Noel RAWLINSON (re-appointment).	Ophir (R65909) Reserve Trust.	Reserve No.: 65909. Public Purpose: Public recreation. Notified: 3 April 1936. File No.: OE80 R 16/6.

Term of Office

For a term commencing 24 April 2005 and expiring 23 April 2010.



**TAREE OFFICE**  
**98 Victoria Street (PO Box 440), Taree NSW 2430**  
**Phone: (02) 6552 2788 Fax: (02) 6552 2816**

**ROADS ACT 1993**

**ORDER**

Transfer of Crown Public Road to a Council

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

TONY KELLY, M.L.C.,  
Minister for Lands

SCHEDULE 1

*Parish – Taree; County – Macquarie;  
Land District – Taree;*

*Local Government Area – Greater Taree City Council.*

Crown public road being Cowan Road at Taree between the northern boundary of Lot 1, DP 115934 to the north western corner of Lot 36, DP 239062.

SCHEDULE 2

Roads Authority: Greater Taree City Council.

File No.: TE03 H 237.

**ERRATUM**

THE notice appearing in *Government Gazette* No. 42 on the 8 April 2005, Folio 1312, under the heading “NOTIFICATION OF CLOSING OF A ROAD” is amended by the inserting after the words “Greater Taree City Council as operational land” the words “subject to easement for transmission line 20 wide affecting Lot 1 and restriction as to user for Lots 1 to 3 created by DP 1065270”.

TONY KELLY, M.L.C.,  
Minister for Lands

**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 for Lands

SCHEDULE

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
The person for the time being holding the office of Manager, Community Services and Lifestyle Kempsey Shire Council (ex-officio member), The person for the time being holding the office of President, Central North Coast National Agricultural Society Ltd (ex-officio member), Rodney Alex BAKER (new member), Ronald VANDRJAGT (re-appointment), Frances WALE (re-appointment), Michele FOLEY (re-appointment).	Kempsey Showground Trust.	Dedication No.: 610019. Public Purpose: Showground addition. Notified: 7 October 1884. File No.: TE80 R 216/5.

Term of Office

For a term commencing 15 April 2005 and expiring 14 April 2010.

## Department of Primary Industries

### Agriculture

#### PLANT DISEASES ACT 1924

Proclamation P162

PROCLAMATION to amend Proclamation P157 which regulates the bringing into the State and into specified portions of the State certain plants, machinery and equipment and to regulate the movement of such things into and within the State on account of the pest Phylloxera.

Her Excellency Professor MARIE BASHIR, A.C.,  
Governor

I, Professor MARIE BASHIR, A.C., Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to section 3 (2) of the Plant Diseases Act 1924 amend Proclamation P157 published in Government Gazette No. 200 of 17 December 2004, at pages 9497-9501 by omitting Schedule 1 and inserting instead:

#### Schedule 1

1. Phylloxera insects or anything infested with them.
2. Any part of the plant genus *Vitis*, excluding packaged fresh fruit, packaged dried fruit or fruit processed into juice or wine being free from all shoots, leaves, canes and other plant residue and soil.
3. Machinery and equipment that has been used in a vineyard.
4. Soil that is in contact with any plant material of the genus *Vitis* or that has been in contact with any such plant material at any time during the previous five (5) years.
5. Anything at risk of spreading the pest phylloxera such as green waste.

Note: Clause 2 does not exclude clarified or filtered white juice.

Signed and sealed at Sydney this 30th day of March 2005.

By Her Excellency's Command

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!

#### PLANT DISEASES ACT 1924

Authority to Exercise Inspectors' Functions

I, BARRY DESMOND BUFFIER, Director-General, NSW Department of Primary Industries, hereby authorise, pursuant to 11 (3) of the Plant Diseases Act 1924, the undermentioned persons to exercise such of the functions of an Inspector as are specified in this authority, for the purpose of eradicating and preventing the spread of fruit fly (Family Tephritidae):

Beryl WILSON  
Tim WILSON  
Lisa TERESE WILSON  
Christopher WILSON  
Lewis Charles HEFFERNAN

Functions of an inspector authorised to be exercised:

Sections 9 (1)	seizure of plants
13 (1)	powers to display stop signs, stop vehicles etc
13 (1B) (a)	power to enter vehicles for the purpose of searching for or inspecting any fruit, etc.
13 (1B) (c)	power to enter vehicles for the purpose of determining whether any duty or obligation imposed by or under the Act has been discharged
13 (1BA)	power to open any part of a vehicle and to open any coverings, for the purpose of searching for or inspecting any fruit or coverings
25A	demand name and place of abode of person committing an offence.

The specified functions may be exercised by the authorised persons:

- only on a road or in a public place or vehicle on a road or in any public place; and
- only in relation to fruit which the authorised person has reasonable grounds for believing:
  1. are infected or likely to convey infection or
  2. to have been introduced into the State or any portion of the State; or which are being conveyed or dealt with in contravention of any proclamation, notification, order under the Plant Diseases Act 1924 or under the Plant Diseases Regulation 2003.

This authority is limited in its operation to:

NSW Portion of the Fruit Fly Exclusion Zone pursuant to section 11 (4) of the Plant Diseases Act.

Date: 18 March 2005

B. D. BUFFIER,  
Director-General,  
Department of Primary Industries

#### NSW WINE INDUSTRY RESEARCH AND DEVELOPMENT ADVISORY COUNCIL

Appointment of Members

I, IAN MACDONALD, M.L.C., NSW Minister for Primary Industries hereby appoint the following persons as members of the NSW Wine Industry Research and Development Advisory Council for a term commencing from the date hereof for a period of three years:

Ms Elizabeth ANTONOPOULOS  
Mr Loftus HARRIS

Dated this 9th day of March 2005.

IAN MACDONALD, M.L.C.,  
NSW Minister for Primary Industries

**BOVINE JOHNE'S DISEASE SUMMIT  
EXECUTIVE COMMITTEE**

Appointment of Members and Chairperson

I, IAN MACDONALD M.L.C., NSW Minister for Primary Industries, appoint the following persons to the Bovine Johne's Disease Summit Executive Committee for a term of two years commencing on the date hereof:

*Members:*

Ronald Noel CHITTICK  
Malcolm Charles REID  
Ian James ROTH  
William Bruce WHITTEN  
Robert John WINTERTON

*Chairperson:*

Janet Barbara MOXEY

Dated this 9th day of March 2005.

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

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**NSW Fisheries****FISHERIES MANAGEMENT ACT 1994****FISHERIES MANAGEMENT (AQUACULTURE)  
REGULATION 2002**

## Clause 39 (4) – Notice of Aquaculture Lease Renewal

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL74/169 within the estuary of Wallis Lake, having an area of 0.7033 hectares to CLIFT OYSTERS PTY LTD of Tuncurry, for a term of 15 years expiring on 26 January 2020.

OL96/056 within the estuary of the Manning River, having an area of 0.6700 hectares to CLIFT OYSTERS PTY LTD of Tuncurry, for a term of 15 years expiring on 5 April 2020.

OL74/277 within the estuary of the Nambucca River, having an area of 0.9900 hectares to Charles Edward FORD, Jean FORD, Nigel Richard ASHLEY and Biba ASHLEY of Nambucca Heads, for a term of 15 years expiring on 20 July 2020.

OL74/198 within the estuary of Wallis Lake, having an area of 0.1943 hectares to Clarence COOMBES of Forster, for a term of 15 years expiring on 17 March 2020.

OL68/168 within the estuary of Brisbane Waters, having an area of 1.9324 hectares to PERMYARD PTY LTD of Davistown, for a term of 15 years expiring on 14 April 2020.

OL60/014 within the estuary of the Pambula River, having an area of 0.5463 hectares to Robert Anthony DWYER and Robyn Ann DWYER of South Pambula, for a term of 15 years expiring on 23 January 2020.

OL74/161 within the estuary of the Pambula River, having an area of 1.2022 hectares to Robert Anthony DWYER and Robyn Ann DWYER of South Pambula, for a term of 15 years expiring on 23 January 2020.

NICK RAYNS,  
Director,  
Fisheries Management,  
Agriculture and Fisheries Division,  
NSW Department of Primary Industries

## Roads and Traffic Authority

### ROADS ACT 1993

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

HAWKESBURY 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.

G. FAULKNER,  
General Manager,  
Hawkesbury City Council  
(by delegation from the Minister for Roads)  
12 January 2005

#### SCHEDULE

**1. Citation**

This Notice may be cited as the Hawkesbury City Council B-Double Notice No. 1/ 2005.

**2. Commencement**

This Notice takes effect from the date of Gazettal.

**3. Effect**

This Notice remains in force until 31 December 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 Hawkesbury City Council.

<i>Type</i>	<i>Road</i>	<i>Starting point</i>	<i>Finishing point</i>
25	Blaxland Ridge Road, East Kurrajong.	Putty Road.	Jacaranda Road.

**ROADS ACT 1993**

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

HAWKESBURY 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.

G. FAULKNER,  
General Manager,  
Hawkesbury City Council  
(by delegation from the Minister for Roads)  
8 April 2005

**SCHEDULE****1. Citation**

This Notice may be cited as the Hawkesbury City Council B-Double Notice No. 2/ 2005.

**2. Commencement**

This Notice takes effect from the date of Gazettal.

**3. Effect**

This Notice remains in force until 31 December 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 Hawkesbury City Council.

<i>Type</i>	<i>Road</i>	<i>Starting point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	Stannix Park Road, Ebenezer.	Sackville Road.	Sargents Road.	Left turn only from Sackville Road.
25	Sargents Road.	Stannix Park Road.	200 metres	Exit via Stannix Park Road to unnamed road.
25	Unnamed road.	Stannix Park Road.	Sackville Road.	Eastbound traffic only.

**ROADS ACT 1993**

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

HAWKESBURY 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.

G. FAULKNER,  
General Manager,  
Hawkesbury City Council  
(by delegation from the Minister for Roads)  
8 April 2005

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**SCHEDULE**
**1. Citation**

This Notice may be cited as the Hawkesbury City Council B-Double Notice No. 3/ 2005.

**2. Commencement**

This Notice takes effect from the date of Gazettal.

**3. Effect**

This Notice remains in force until 31 December 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 Hawkesbury City Council.

<i>Type</i>	<i>Road</i>	<i>Starting point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	Campbell Street, South Windsor.	Macquarie Street.	Mileham Street.	Right turn only from Macquarie Street, right turn only into Macquarie Street.

**ROADS ACT 1993**

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

HAWKESBURY 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.

G. FAULKNER,  
General Manager,  
Hawkesbury City Council  
(by delegation from the Minister for Roads)  
8 April 2005

**SCHEDULE****1. Citation**

This Notice may be cited as the Hawkesbury City Council B-Double Notice No. 4/ 2005.

**2. Commencement**

This Notice takes effect from the date of Gazettal.

**3. Effect**

This Notice remains in force until 31 December 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 Hawkesbury City Council.

<i>Type</i>	<i>Road</i>	<i>Starting point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25	Curtis Road.	Windsor Road, McGaths Hill.	Mulgrave Road.	Westbound travel only. No left turn into Mulgrave Road.
25	Cunneen Street.	Curtis Street.	Curtis Street.	Right turn only from Cunneen Street to Curtis Street.
25	Mulgrave Road.	Windsor Road.	Railway Road North	No left turn from Windsor Road. No left turn to Curtis Road.

**ROADS ACT 1993 – ORDER**

MARIE BASHIR, Governor

I, Professor Marie Bashir, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of the definition of approved toll camera in section 250A of the Roads Act 1993, do, by this my Order, approve the following type of digital camera as being designed to take a photograph of a vehicle that is driven in contravention of a requirement to pay a toll and to record on the photograph the matters specified in that definition:

Type of digital camera:

ASPECT SENTINEL TOLL VIOLATION ENFORCEMENT SYSTEM (also known as “ASTVES”).

Signed at Sydney, this 13th day of April, 2005.

By Her Excellency’s Command,

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



**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Carlingford in the Hornsby 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 Hornsby Shire Council area, Parish of Field of Mars and County of Cumberland, shown as:

Lots 1 to 9 inclusive Deposited Plan 230389; and

Lots 1 to 4 inclusive Deposited Plan 586421.

(RTA Papers: 13/201.1750)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at North Barraba in the Tamworth Regional 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

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SCHEDULE

ALL those pieces or parcels of land situated in the Tamworth Regional Council area, Parish of North Barraba and County of Darling, shown as Lots 14 and 15 Deposited Plan 1046176.

(RTA Papers: FPP 2M3433; RO 29.1181)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at Smithtown  
and Gladstone in the Kempsey 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

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SCHEDULE

ALL those pieces or parcels of land situated in the Kempsey Shire Council area, Parishes of Cooroobongatti and Kinchela, Counties of Dudley and Macquarie, shown as:

Lots 2 to 6 inclusive Deposited Plan 242188; and

Lots 5 to 10 inclusive Deposited Plan 242187.

(RTA Papers: 275.1203)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Carlingford in the Parramatta 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

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SCHEDULE

ALL those pieces or parcels of land situated in the Parramatta City Council area, Parish of Field of Mars and County of Cumberland, shown as Lots 10 to 15 inclusive Deposited Plan 230389.

(RTA Papers: FPP 5M1109; RO 31.1226)

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

Notice of Compulsory Acquisition of Land at Vineyard  
in the Blacktown 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 Blacktown City Council area, Parish of St Matthew and County of Cumberland, shown as:

Lot 10 Deposited Plan 446461, being the whole of the land remaining in Deed of Conveyance No 184 Book 207; and

Lot 66 Deposited Plan 1070588, being part of the land in Certificate of Title 1/795119.

The land is said to be in the possession of the Minister for Education and Training.

(RTA Papers FPP 5M731; RO 40.12451)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Birriwa in the Mid-Western Regional 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 Mid-Western Regional Council area, Parish of Rouse and County of Bligh, shown as Lots 4, 5 and 6 Deposited Plan 1067219.

(RTA Papers: FPP 4M1885; RO 18/295.156)

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

Notice of Compulsory Acquisition of Land at Yellow Pinch  
in the Bega Valley Shire Council area

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

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

—————  
SCHEDULE

ALL that piece or parcel of public road situated in the Bega Valley Shire Council area, Parish of Pambula and County of Auckland, shown as Lot 16 Deposited Plan 862130.

The land is said to be in the possession of Bega Valley Shire Council.

(RTA Papers FPP 4M3766; RO 1/32.1882)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road  
at Dairy Flat in the Kyogle 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 Kyogle Shire Council area, Parish of Unumgar and County of Rous, shown as Lots 9 to 16 inclusive Deposited Plan 1060274.

(RTA Papers: FPP 3M2177; RO 240.1359)

**ROADS ACT 1993**

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

Notice of Compulsory Acquisition and Dedication as Public  
Road of Land at Roseville in the Willoughby 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 and further dedicates  
the land 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 Willoughby  
City Council area, Parish of Willoughby and County of  
Cumberland, shown as Lot 1 Deposited Plan 448481, being  
part of the land in Auto Consol 10246-90.

The land is said to be in the possession of Willoughby City  
Council.

(RTA Papers FPP 490.1673)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at Lane Cove  
in the Lane Cove Municipal 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 Lane Cove  
Municipal Council area, Parish of Willoughby and County  
of Cumberland, shown as Lot 21 Deposited Plan 808119.

(RTA Papers: 254.1169)

## Other Notices

### APPRENTICESHIP AND TRAINEESHIP ACT

#### ORDER

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

Commissioner for Vocational Training

#### Commencement

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

#### Amendment

2. The Apprenticeship and Traineeship Orders are amended by:
  - (a) omitting from Schedule 2 the following recognised vocation:
 

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

*Beauty Services*

### APPRENTICESHIP AND TRAINEESHIP ACT 2001

#### Notice of Making of a Vocational Training Order

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

#### Citation

The order is cited as the Beauty Therapy Trade Order.

#### Order

A summary of the Order is given below.

- (a) Term of Training
 

Training shall be given for a nominal period of 4 years or until achievement of the relevant competencies to this Vocational Training Order is demonstrated.
- (b) Competency Outcomes
 

Apprentices will be trained in and learn the relevant competencies contained in the endorsed National Beauty Training Package WRB04.
- (c) Courses of Study to be undertaken
 

Apprentices will undertake the following course of study from the National Beauty Training Package WRB04:

  - Certificate IV in Beauty Therapy WRB40104

#### AVAILABILITY FOR INSPECTION

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

### APPRENTICESHIP AND TRAINEESHIP ACT 2001

#### Notice of Making of a Vocational Training Order

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

#### Citation

The order is cited as the Beauty Services Order.

#### Order

A summary of the Order is given below.

- (a) Term of Training

##### (i) Full-time

Training shall be given for a nominal term of 12 months, for each traineeship qualification:

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

## (b) Competency Outcomes

Trainees will be trained in and achieve competence in the units of competence specified in the Beauty Training Package.

## (c) Courses of Study to be undertaken

Trainees will undertake the following courses of study:

- Certificate II Nail Technology WRB20104
- Certificate II in Retail Cosmetic Services WRB20304

**Availability For Inspection**

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

**BUSINESS NAMES ACT 2002**

## Prohibition by Minister for Fair Trading

I, JOHN HATZISTERGOS, Minister for Fair Trading for the State of New South Wales, being the Minister for the time being administering the Business Names Act 2002 (“the Act”), pursuant to the power conferred by section 21(1) of the Act, hereby prohibit the registration as a business name of the names or classes of names specified below, viz:

1. A name that is identical to any of the following or so closely resembles any of the following as to be likely to be mistaken for:
  - (a) a name that is reserved in respect of an association proposed to be, or is a name by which an association is, incorporated under Part 2 of the Associations Incorporation Act 1984; or
  - (b) the name of an association amalgamated or proposed to be amalgamated, or is a name by which an association is incorporated or proposed to be incorporated, under Part 7 of the Associations Incorporation Act 1984; or
  - (c) the name of a building society, co-operative, co-operative society, co-operative company, co-operative building society, co-operative housing society, or credit union registered in New South Wales.

For the purposes of this paragraph 1, a name closely resembles another name even if it differs only by the use of any of the following variations:

- (a) punctuation variations
- (b) singular or plural variations
- (c) words such as “a”, “an”, and “and” or “the”
- (d) abbreviated or grammatical variations
- (e) direct word reversals
- (f) symbols
- (g) the inclusion of generic business terms as a suffix. Generic business terms include “services”, “associates”, “company”, “partners”, “shop”, “centre”, “enterprises”, “holding”, “trading”, “promotions”, “products” and the like
- (h) spelling variations
- (i) split words
- (j) word derivatives
- (k) prefix or suffix of ‘AA’ and ‘AAA’
- (l) suffixes

2. Names which subject to the Australian Securities and Investments Commission (ASIC) rules are identical to names reserved or registered under the Corporations Act 2001 except where the applicant for the business name is the registered corporation in question.

3. Names which are misleading in relation to the nature, objects or purposes of the business carried on or to be carried on under those names.

4. Names that are likely to be offensive to members of the public or members of any section of the public.

5. Names containing the following words or phrases or any abbreviation thereof or any words, phrases or abbreviation of like import:

America’s Cup; Building Society; Chamber of Commerce; Chamber of Manufactures; Chartered; College of Advanced Education; Consumer; Co-operative; Co-operative Society; Co-operative Company; Co-operative Building Society; Co-operative Housing Society; Executor; Futures Exchange; Guarantee; Institute of Advanced Education; Made In Australia; Oxfam; Savings; Starr Bowkett; Stock Exchange; Trust; Trustee; University.

6. Names which, in the context in which they are proposed to be used, are capable of suggesting:

- (a) connection with a member of a royal family when the connection suggested does not exist; or
- (b) that royal patronage has been received when this is not the case.

7. Names which, in the context in which they are proposed to be used, are capable of suggesting connection with the Crown, the Government of the Commonwealth of Australia or of a State or Territory.

8. Names which include the words “Commonwealth” or “Federal” except where the word is included in a geographical context.

9. Names which, in the context in which they are proposed to be used, are capable of suggesting connection with the government of a foreign country.

10. Names which, in the context in which they are proposed to be used, are capable of suggesting connection with a department, authority or instrumentality of the Government of the Commonwealth of Australia or of a State or Territory or with a municipal or other local authority.

11. Names which, in the context in which they are proposed to be used, are capable of suggesting:

- (a) connection with ex-servicepersons’ organisations when the connection suggested does not exist; or
- (b) that the members of an organisation are totally or partially incapacitated when this is not the case; or
- (c) a connection with Sir Donald Bradman.

12. Except with the prior written consent of Australian Olympic Committee Inc., a name that:

- (a) is or contains any, or an abbreviation of any, of the following words or phrase:
  - Olympic
  - Olympics
  - Olympiad
  - Olympiads
  - Olympic Games

- (b) is a word or phrase, or an abbreviation of a word or phrase, so closely resembling any of the words or the phrase mentioned in paragraph 12(a) as to be likely to be mistaken, by a reasonable person, for such word or phrase.

The words "Olympian" and "Olympians" are taken not to be a word or phrase the registration of which is prohibited by paragraph 12(b).

13. A name that:

- (a) is or contains any, or an abbreviation of any, of the following words or phrase:
- Paralympic
  - Paralympics
  - Paralympian
  - Paralympiad
  - Paralympiads
  - Paralympic Games
- (b) in the context in which it is proposed to be used, otherwise suggests a connection with the Sydney Paralympic Games; or
- (c) is, or contains any combination of, "11th", "Eleventh" or "XIth" and the word "Paralympics" or "Games".

14. Without limiting the generality of paragraphs 12 or 13, a name that is or contains:

- (a) a word or an abbreviation of a word contained in an item in either column 1 or column 2 below and one or more words or abbreviations of words or numbers contained in column 3 below.

Column 1	Column 2	Column 3
Olympic	Paralympic	Bronze
Olympics	Paralympics	Games
Olympian	Paralympian	Gold
Olympiad	Paralympiad	Green and Gold Medals Millennium Silver Spirit Sponsor Summer Sydney Two Thousand 2000 City

- (b) the word "24th", "Twenty-Fourth" or "XXIVth" and the word "Olympic" or "Olympics" or "Games"; or
- (c) the word "27th", "Twenty-Seventh" or "XXVIIth" and the word "Olympiad"; or
- (d) the phrase "Share the Spirit"; or
- (e) the word "Sydney" and the number "2000" or the words "Two Thousand"; or
- (f) the word "Gold" and the number "2000" or the words "Two Thousand"; or
- (g) the word "Games" and the number "2000" or the words "Two Thousand"; or
- (h) the phrase "Games City"; or
- (i) the phrase "Summer Games"; or
- (j) the phrase "Sydney Games"; or

- (k) the phrase "Millennium Games"; or
- (l) the phrase "Gold Games"; or
- (m) the phrase "Team Millennium".

Dated at Sydney this 16th day of March 2005.

J. HATZISTERGOS,  
Minister for Fair Trading

**CONTAMINATED LAND MANAGEMENT ACT 1997**

Environment Protection Authority  
Variation of Declaration of Remediation Site  
(Sections 21 of the Contaminated Land Management Act  
1997)

Declaration Number 21070b; Area Number 3349

THE Environment Protection Authority ("EPA") varies the declaration of remediation site number 21070 dated 15 December 2004 and published on page 9518 of the *NSW Government Gazette* No. 200 ("the original declaration") by adding the following land to the land to which the original declaration applies:

- The entire width of the Pacific Highway easement located adjacent to 690, 692, 692B, 694 and 696 Pacific Highway, Killara.

1. Land to which this declaration applies ("the site")

DeStrata Plan 4653	690 Pacific Highway, Killara NSW 2071.
Strata Plan 4064	692 Pacific Highway, Killara NSW 2071.
Lot 1 in DP 1017481	692B and 694 Pacific Highway, Killara NSW 2071.
Lot 3 in DP 90485	696 Pacific Highway, Killara NSW 2071.
Pacific Highway Easement	The entire width of the Pacific Highway easement located adjacent to 690 to 696 Pacific Highway, Killara NSW 2071.

A map entitled "Boundary of Remediation Site 21070b" which shows the location of the remediation site as varied by this declaration is available for inspection at the department.

2. Nature of contamination affecting the site:

The EPA has found that the soils and groundwater of the site are contaminated with the following substances ("the contaminants"):

- Total petroleum hydrocarbons (TPH); and
- Monoaromatic hydrocarbons including benzene, toluene, ethyl benzene and xylenes (BTEX).

3. Nature of harm that the contaminants has caused:

The EPA has considered the matters in s.9 of the Act and for the following reasons has determined that the site is contaminated in such a way as to present a significant risk of harm to the environment:

- High concentrations of the contaminants exist in a groundwater plume under the site. The contamination, due to its toxic effects on living organisms, has potential to cause harm to the environment.

- The groundwater plume is moving off site and can ultimately cause harm to the environment down-gradient of the groundwater flow.

#### 4. Submissions invited

The public may make written submissions to the EPA on:

- Whether the EPA should issue a remediation order in relation to the site; or
- Any other matter concerning the site.

Submissions should be made in writing to:

Director Specialised Regulation  
Department of Environment and Conservation  
PO Box A290

Sydney South NSW 1232

or faxed to 02 9995 5930

by not later than 13 May 2005.

#### 5. Reason for the variation

The original declaration has been varied because following the gazettal of the original declaration, additional information was provided to the EPA that indicated significant levels of contamination below the Pacific Highway. This contamination will require remediation.

Dated: 12 April 2005.

CRAIG LAMBERTON,  
Director,  
Specialised Regulation,  
Department of Environment and Conservation

#### NOTE:

Remediation order may follow

If remediation of the site or part of the site is required, the EPA may issue a remediation order under s.23 of the Act.

#### Variation/Revocation

This declaration may be varied by subsequent declarations. It remains in force until it is otherwise revoked. A declaration may only be revoked when the EPA does not have reasonable grounds to believe that land is contaminated in such a way as to present a significant risk of harm (s.44 of the Act).

#### Information recorded by the EPA

Section 58 of the Contaminated Land Management Act 1997 requires the EPA to maintain a public record. A copy of this remediation declaration will be included in the public record.

#### Information recorded by councils

Section 59 of the Act requires the EPA to give a copy of this declaration to the relevant local council. The council is then required to note on its planning certificate issued pursuant to s.149 (2) of the Environmental Planning and Assessment Act that the land is currently within a remediation site. The EPA is required to notify council as soon as practicable when the declaration is no longer in force and the notation on the s.149 (2) certificate is no longer required.

#### Relationship to other regulatory instrument

This declaration does not affect the provisions of any relevant environmental planning instruments which apply to the land or provisions of any other environmental protection legislation administered by the EPA.

#### 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:

Bathurst – 26 April 2005 (2 weeks) in lieu of 26 April 2005 (3 weeks).

Parkes – 26 April 2005 (2 weeks) in lieu of 26 April 2005 (3 weeks).

Dated this 8th day of April 2005.

R. O. BLANCH,  
Chief Judge

#### DISTRICT COURT ACT 1973

District Court of New South Wales

Direction

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

Campbelltown – 11 July 2005 (1 week).

Lismore – 26 September 2005 (2 weeks).

Dated this 8th day of April 2005.

R. O. BLANCH,  
Chief Judge

#### 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 names listed hereunder as geographical names.

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

Proposed Name:	Ivanhoe Park Botanic Garden.
Current Name:	Ivanhoe Park.
Designation:	Reserve.
L.G.A.:	Manly Council.
Parish:	Manly Cove.
County:	Cumberland.
L.P.I. Map:	Sydney Heads.
1:100,000 Map:	Sydney 9130.
Reference:	GNB 5037.

Proposed Name:	Benoit Park.
Designation:	Reserve.
L.G.A.:	Blue Mountains City Council.
Parish:	Magdala.
County:	Cook.
L.P.I. Map:	Springwood.
1:100,000 Map:	Penrith 9030.
Reference:	GNB 5038.

Proposed Name: Philippa OLeary Park.  
 Designation: Reserve.  
 L.G.A.: Hornsby Shire Council.  
 Parish: South Colah.  
 County: Cumberland.  
 L.P.I. Map: Hornsby.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5039.

Proposed Name: James Ridley Park.  
 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 5041.

Proposed Name: Mittaggar 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 5045.

Proposed Name: Albert Hutchinson 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: GNB 5044.

Proposed Name: Henry Curtis Reserve.  
 Designation: Reserve.  
 L.G.A.: Baulkham Hills Shire Council.  
 Parish: Field of Mars.  
 County: Cumberland.  
 L.P.I. Map: Hornsby.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5047.

Proposed Name: Rorie Reserve.  
 Designation: Reserve.  
 L.G.A.: Bankstown City Council.  
 Parish: Bankstown.  
 County: Cumberland.  
 L.P.I. Map: Botany Bay.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5048.

Proposed Name: Nallawilli Reserve.  
 Designation: Reserve.  
 L.G.A.: Holroyd City Council.  
 Parish: St John.  
 County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5050.

Proposed Name: Rangihou Reserve.  
 Designation: Reserve.  
 L.G.A.: Parramatta City Council.  
 Parish: Field of Mars.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5051.

Proposed Name: David Wood Sporting Fields.  
 Designation: Reserve.  
 L.G.A.: Wingecarribee Shire Council.  
 Parish: Mittagong.  
 County: Camden.  
 L.P.I. Map: Mittagong.  
 1:100,000 Map: Burragorang 8929.  
 Reference: GNB 5052.

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](http://www.gnb.nsw.gov.au).

WARWICK WATKINS,  
 Chairperson

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

#### GEOGRAPHICAL NAMES ACT 1966

Notice of Proposal to Define a new Address Locality in the Bega Valley Local Government Area

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to amend the address locality boundaries for Nungatta to create a new suburb called "Nungatta South" in the Bega Valley Local Government Area as shown on map GNB3735/A.

Plots GNB3735/A showing the proposed boundaries for the address locality of Nungatta South, can be viewed at Bega Valley Council Offices and the Office of the Geographical Names Board of New South Wales, Panorama Avenue, Bathurst NSW 2795, from Friday, 29 April 2005 until Tuesday, 31 May 2005.

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.

WARWICK WATKINS,  
 Chairperson

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

#### LEGAL PROFESSION ACT 1987

Legal Practitioners Admission Rules 1994

BY decision of the Legal Practitioners Admission Board, the following amendments are made to the Legal Practitioners Admission Rules 1994:

R 29 (e) Insert "an associate degree or" after "holds".

R 81 Delete the existing rule 81 and insert in lieu:

81 (1) A Student-at-Law who has passed one or more of the Board's examinations may apply for a transcript of academic record in Form 9.



- (2) Form 9 shall include the following information:
- name of the Student-at-Law;
  - student number of the Student-at-Law;
  - name of each examination sat;
  - the grade awarded in each examination, being “Distinction”, “Merit”, “Pass” or “Fail”;
  - if applicable, notice that the person has been awarded the Diploma in Law following a specified examination period.
- R 96 Delete the existing rule 96 and insert in lieu:
- 96 (1) The practical training requirement for admission is completion of a course of practical training which:
- (a) is recognized in at least one Australian jurisdiction for the purposes of practical training qualifications for admission by the Supreme Court of that jurisdiction as a barrister, solicitor, barrister and solicitor or legal practitioner; and
  - (b) includes demonstrating the competencies set out in the Sixth Schedule.
- (2) The practical training courses which have been assessed by the Board and which are recognized in New South Wales as satisfying the requirements of sub-rule (1) are listed in the Fourth Schedule.
- R 98 Delete the existing rule and insert in lieu:
- 98 (1) A person may make application to be exempted from some elements of practical training if he or she:
- (a) has been admitted as a lawyer in a foreign jurisdiction; or
  - (b) has attained the age of 30 years and completed either 7 years service as a New South Wales government, or government related, employee performing legal services or 15 years service in courts administration in New South Wales.
- (2) A person qualified under subrule (1) may apply to the Practical Training Exemptions Sub-Committee for exemption from practical training in some or all of the skills and practice areas described in the sixth schedule and listed in the following table:
- SKILLS**
- 1 Lawyer’s Skills
  - 2 Problem Solving
  - 3 Work Management and Business Skills
- PRACTICE AREAS**
- 4 Civil Litigation Practice
  - 5 Commercial and Corporate Practice
  - 6 Property Law practice
  - 7 Administrative Law Practice OR Criminal Law Practice OR Family Law Practice
  - 8 Consumer Law Practice OR Employment and Industrial Relations Practice OR Planning and Environmental Law Practice OR Wills and Estate Practice
- (3) The Practical Training Exemptions Sub-Committee may exempt a person from practical training in a skill or practice area if it is satisfied that the person has the level of competence in that skill or practice area which would be expected of a graduate of one of the practical training courses listed in the Fourth Schedule.
- (4) A person granted one or more exemptions pursuant to subrule (2) shall pass, before making an application for admission as a legal practitioner, examinations approved by the Practical Training Exemptions Sub-Committee in:
- (a) Ethics and Professional Responsibility;
  - (b) Trust and Office Accounting; and
  - (c) Skills and practice areas listed in subrule (2) in which the applicant was not granted an exemption pursuant to subrule (3).
- (5) An applicant under this rule shall apply in and to the effect of form 17 and shall provide a copy of the application to the Law Society of New South Wales.
- (6) A person aggrieved by a determination of the Practical Training Exemptions Sub-Committee under subrule (3) may, within one month of the making of such determination, or within such extended time as the Legal Qualifications Committee may allow, request the Legal Qualifications Committee to review that determination.
- Second Schedule**
- Insert “OR Law, Lawyers and Society” after “Macquarie University – Legal Ethics”
- 
- LOCAL GOVERNMENT ACT 1993**
- ORDER**
- I, the Hon. TONY KELLY, M.L.C., Minister for Local Government, in pursuance of section 516(1A) of the Local Government Act 1993, do by this Order determine that for the purpose of the definitions of “boarding house” and “lodging house” in that section the maximum tariffs that a boarding house or lodging house may charge tariff-paying occupants are:
- (a) Where full board and lodging is provided –
    - \$255 per week for single accommodation, or
    - \$424 per week for family or shared accommodation
  - (b) Where less than full board and lodging is provided –
    - \$170 per week for single accommodation, or
    - \$283 per week for family or shared accommodation.
- Dated this 1st day of April 2005.
- The Hon, TONY KELLY, M.L.C.,  
Minister for Local Government

**LOCAL GOVERNMENT ACT 1993**

## Notice Under Section 566(3)

I, the Hon. TONY KELLY, M.L.C., Minister for Local Government, in pursuance of section 566(3) of the Local Government Act 1993, do by this notice specify that for the period 1 July 2005 to 30 June 2006, both inclusive, the maximum rate of interest that may be set by a council in respect of rates and charges that remain unpaid after they become due and payable shall be 9 per cent per annum.

Dated this 1st day of April 2005.

The Hon. TONY KELLY, M.L.C.,  
Minister for Local Government

**MUSEUM OF APPLIED ARTS AND SCIENCES ACT 1945**

## Easement at Castle Hill

HER Excellency the Governor, with the advice of the Executive Council has approved, pursuant to section 3 of the Museum of Applied Arts and Sciences Act 1945, the creation of an easement of approximately 15 square metres adjoining the western boundary of Lot 1 in Deposited Plan 1066281 being part of property located at the corner of Windsor Road and Showground Road, Castle Hill.

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

**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 the Department of Environment and Conservation, 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 "Kanimbla View Wildlife Refuge".

Signed and sealed at Sydney this 30th day of March 2005.

MARIE BASHIR,  
Governor

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

—————  
Description

*Land District – Lithgow;  
Council – Blue Mountains City Council.*

County of Cook, Parish of Kanimbla, 4.856 hectares,  
being Lot 174, DP 751647.

NPWS 04/08009.

# 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

### BATHURST REGIONAL COUNCIL

Roads Act 1993  
Naming of Roads

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

<i>Location</i>	<i>New Street Name</i>
Existing road between Lots 3 and 4, DP 253530 off Willow Tree Lane, Mount Rankin.	Wylchris Lane.

Authorised by resolution of the Council on 8th December 2004. D. SHERLEY, General Manager, Bathurst Regional Council, PMB 17, Bathurst NSW 2795. [1185]

### BAULKHAM HILLS SHIRE COUNCIL

Roads Act 1993  
Public Notice

Permanent Closure of Bridge connecting James Mileham Drive with Geewan Avenue, Kellyville

IN accordance with the Development Control Plan (DCP200) for the Kellyville area, the bridge connecting James Mileham Drive with Geewan Avenue (formerly the Hezlett Road bridge) will be permanently closed to motorised traffic on Monday, 2nd May 2005. The existing bridge will remain in place for use by pedestrians and cyclists. Alternate routes are now available via Green road or via Redden Drive. All enquiries may be directed to Council's Manager - Traffic and Parking at the address below or on 9843 0242 or at [www.baulkhamhills.nsw.gov.au](http://www.baulkhamhills.nsw.gov.au). D. WALKER, General Manager, Baulkham Hills Shire Council, PO Box 75, Castle Hill NSW 1765. [1188]

### BELLINGEN SHIRE COUNCIL

Roads (General) Regulation 2000  
Naming of Roads

NOTICE is hereby given that pursuant to section 162 of the Roads Act 1993, Council has named those sections of road as described hereunder:

Two (2) unnamed roads off Ford Street, Hill Street and Casey's Lane: Lucas Avenue and Red Cedar Place.

Authorised by Council Resolution dated 5th April 2005. P. J. DOYLE, General Manager, Bellingen Shire Council, PO Box 117, Bellingen NSW 2450. [1194]

### CANTERBURY CITY COUNCIL

Roads Act 1993, Section 116  
Proposed Permanent Closure of Urunga Parade at Punchbowl Road Punchbowl

THE Council hereby advises that pursuant to Section 116 of the Roads Act 1993, and in accordance with the authority delegated to it by the Roads and Traffic Authority of New South Wales, it proposes to make permanent the temporary road closure currently existing in Urunga Parade at the intersection of Punchbowl Road Punchbowl.

The purpose of this road closure, which was initiated on 23 August 2004, is to eliminate through traffic using Urunga Parade as a by-pass route to Punchbowl Road, to address safety issues at the intersection of the State Road and to incorporate the reclaimed land into Warren Reserve for the amenity of the residents.

A period of 28 days from the date of this notice is allowed for persons to lodge a comment on the proposal. Following advertising, it is intended to permanently close Urunga Parade at Punchbowl Road from Friday 24 June 2005.

Comments (quoting File No. 888-6) should be in writing and addressed to the General Manager, 137 Beamish Street, Campsie NSW 2194.

For any further information please contact the Team Leader Traffic and Transportation, Sri Sritharan, 9789 9360. Administration Centre, JIM MONTAGUE, General Manager, 137 Beamish Street, Campsie NSW 2194. [1201]

### FAIRFIELD CITY COUNCIL

Roads Act 1993, Section 116  
Spencer Lane, Fairfield – Proposed Speed Hump

NOTICE is hereby given that Council proposes to install a speed hump in Spencer Lane, approximately 75 metres south of Nelson Street affecting southbound traffic. Council is seeking comments from the public and interested organisations. Submissions in writing, either by way of support or objection to the proposal, must reach Council by Friday, 13th May 2005 (please quote Council's reference G10-07-817 in reply). Further information can be obtained by contacting Council's Traffic and Road Safety Branch on 9725 0261. A YOUNG, General Manager, Fairfield City Council, PO Box 21, Fairfield NSW 1860. [1184]

### HASTINGS COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road at Port Macquarie.

NOTICE is hereby given that Hastings Council in pursuance of section 10 of the Roads Act 1993, hereby dedicates the following Council-owned land as public road. B.SMITH, General Manager, Hastings Council, PO Box 84, Port Macquarie NSW 2444.

#### SCHEDULE

Lot 50 and Lot 51 Deposited Plan 874058  
Parish & County of Macquarie and  
Situated at 177 – 179 Hastings River Drive,  
Port Macquarie. [1202]

### MAITLAND CITY COUNCIL

Naming of Public Roads

NOTICE is hereby given that Maitland City Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, has approved the following new road name/s for gazettal:

<i>Deposited Plan/Location</i>	<i>Road Name</i>
DP 1065984, off Mt Vincent Road, East Maitland.	Johnson Drive.
DP 1065984, off Mt Vincent Road, East Maitland.	Corner Close.
DP 1065984, off Mt Vincent Road, East Maitland.	Osprey Crescent.
DP 1065984, off Mt Vincent Road, East Maitland.	Gahnia Cove.
DP 1065984, off Mt Vincent Road, East Maitland.	Jacana Close.
DP 1065984, off Mt Vincent Road, East Maitland.	Bittern Street.
DP 1065984, off Mt Vincent Road, East Maitland.	Pomax Close.

The above road names have been advertised and notified for a 28 day period and were authorised by Council on 8th April 2005. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220), Maitland NSW 2320. [1182]

#### MAITLAND CITY COUNCIL

##### Naming of Public Roads

NOTICE is hereby given that Maitland City Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, has approved the following new road name/s for gazettal:

<i>Deposited Plan/Location</i>	<i>Road Name</i>
DP 1077336, off Belmore Road, Lorn.	Williams Close.

The above road name has been advertised and notified. No objections to the proposed name have been received during the prescribed 28 day period. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220), Maitland NSW 2320. [1183]

#### SHOALHAVEN CITY COUNCIL

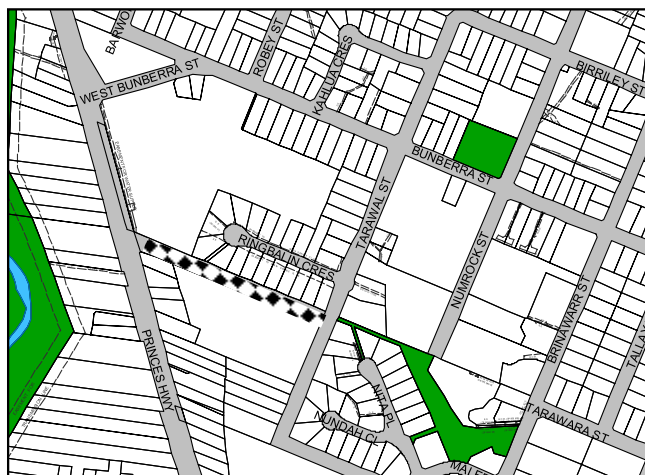
##### Roads Act 1993, Section 16

Dedication of road left in subdivision of private lands and registered before the commencement of the Local Government Act 1919, that section of Tarawara Street shown hatched on the sketch below.

NOTICE is hereby given that Shoalhaven City Council in accordance with the provisions of sections 16 and 17 of the Roads Act 1993 and Council Resolution No. 1627 of 21st December 2004, hereby notifies that the land shown hatched hereunder being part of land in Deposited Plan 2886 is dedicated as public road and vested in Council.

*Parish – Bunberrra; County – Camden.*

The land 20.115m wide shown as road in DP 2886 between the Princes Highway and Tarawal Street, Bomaderry on the sketch hereon. R. D. PIGG, General Manager, Shoalhaven City Council, PO Box 42, Nowra NSW 2541.



[1186]

#### ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ROSE EMMA MURPHY, late of 5 Gilmore Road, Lalor Park, in the State of New South Wales, home duties, who died on 31st December 2004, must send particulars of his/her claim to the executrix, Lynette June Horton, c.o. Low Doherty & Stratford, Solicitors, 9 Campbell Street, Blacktown NSW 2148, 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 8th March 2005. LOW DOHERTY & STRATFORD, Solicitors, 9 Campbell Street, Blacktown NSW 2148 (DX 8109, Blacktown), tel.: (02) 9622 4644.

[1181]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of OLIVE WESTON, late of Windermere Nursing Home, Henson Street, Summer Hill, in the State of New South Wales, retired, who died on 14th February 2005, must send particulars of his claim to the executor, Dean Joseph Mitchelmore, c.o. C. P. White & Sons (Burwood), Solicitors, 15 Belmore Street, Burwood NSW 2134, 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 30th March 2005. C. P. WHITE & SONS (BURWOOD), Solicitors, 15 Belmore Street, Burwood NSW 2134 (PO Box 36, Burwood 1805) (DX 8550, Burwood), tel.: (02) 9744 2198.

[1192]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of NEIL SCOTT NEWTON, late of 15 Fairlands Road, Medowie, in the State of New South Wales, engineer, who died on 25th September 2004, must send particulars of his/her claim to the executrix, Margo Mary Newton, 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 25th February 2005. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool NSW 2170.

[1195]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of HAROLD JOHN HARRIS, late of Wingham, in the State of New South Wales, who died on 11th September 2004, must send particulars of the claim to the executrices, Dorothy Johanna Harris and Rhonda Jean Mills, c.o. McKerns, 12 Albert Street, Taree NSW 2430, within one (1) calendar month from publication of this notice. After that time the executrices may distribute the assets of the estate having regard only to the claims of which at the time of distribution the trustees has notice. Probate was granted in New South Wales on 4th March 2005". McKERNS, 12 Albert Street, Taree NSW 2430 (DX 7021, Taree), tel.: (02) 6550 0922. Reference: DIM:KH:2004685. [1196]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JONG WOON CHUNG, late of Murray Street, West Ryde, in the State of New South Wales, retired gentleman, who died on 30th December 2004, must send particulars of his claim to the executor, Koo-Hong Min, c.o. Greg Smith, Solicitor, 1st Floor, 202 Beamish Street, Campsie NSW 2194, 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 1st March 2005. GREG SMITH, Solicitor, 1st Floor, 202 Beamish Street, Campsie NSW 2194, tel.: (02) 9718 0877. [1197]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of SENGA FINDLAY BEVERIDGE, late of Cedar Party, in the State of New South Wales, who died on 7th November 2004, must send particulars of the claim to the executor, Hugh Shaw Beveridge, c.o. McKerns, 12 Albert Street, Taree NSW 2430, 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 the trustees has notice. Probate was granted in New South Wales on 5th April 2005". McKERNS, 12 Albert Street, Taree NSW 2430 (DX 7021, Taree), tel.: (02) 6550 0922. Reference: DIM:KH:2004755. [1198]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ZIVANKO O'BRENOVIC, late of 14 Swager Place, Canley Heights, in the State of New South Wales, widowed, who died on 17th January 2003, must send particulars of his/her claim to the administrator, Alexander O'Brenovic, 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 administrator has notice. Letters of Administration were granted in New South Wales on 9th March 2005. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool NSW 2170. [1199]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PENNY JENNIFER GAI HASSALL, late of "Kiewa", Gilgandra, in the State of New South Wales, who died on 27th October 2004, must send particulars of their claim to the executor, Keith Allan Hume Hassall, c.o. Simpson & Co, Solicitors, 103A Anzac Parade, Kensington NSW 2033, 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 or distribution the executor has notice. Probate was granted in New South Wales on 17th March 2005. SIMPSON & CO., Solicitors, 103A Anzac Parade, Kensington NSW 2033 (PO Box 340, Kensington 1465), tel.: (02) 9662 4381. Reference: IS:LB. [1200]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of VIOLET DOREEN MASSEY, late of Paddington, in the State of New South Wales, who died on 28 November 2004, must send particulars of their claim to the executors, Malcolm John Massey and Leonie Helen Waingarten, c.o. Simpson & Co., Solicitors, 103A Anzac Parade, Kensington, NSW 2033, 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 executor has notice. Probate was granted in New South Wales on 17 March 2005. SIMPSON & CO., Solicitors, 103A Anzac Parade, Kensington, NSW 2033 (PO Box 340, Kensington 1465), tel.: (02) 9662 4381. Reference: IS:LB. [1203]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ZIVANKO O'BRENOVIC, late of 14 Swager Place, Canley Heights, in the State of New South Wales, widowed, who died on 17 January 2003, must send particulars of his/her claim to the administrator, Alexander O'Brenovic, 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 administrator has notice. Letters of Administration were granted in New South Wales on 9 March 2005. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool, NSW 2170 (PO Box 1163 Liverpool BC 1871) (DX5034, Liverpool), tel.: (02) 9601 7300. [1204]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOHN LAWRENCE TYNDALL, late of Griffith, in the State of New South Wales, retired, who died on 1 January 2005, must send particulars of the claim to the executrix, Donna Clare Duncan, c.o. Messrs Olliffe & McRae, Solicitors, within one calendar month from publication of this notice. After that time, the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 16 March 2005. Olliffe & McRae, Solicitors, PO Box 874, Griffith NSW 2680, tel.: (02) 6962 1744. [1205]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BEVERLEY LITTLEFIELD, late of 20 Moore Street, Bexley, in the State of New South Wales, who died on 21 January 2005, must send particulars of their claim to the executors, Peter John Littlefield and Deanne Carole Bagnell, c.o. Simpson & Co., Solicitors, 103A Anzac Parade, Kensington, NSW 2033, 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 executor has notice. Probate was granted in New South Wales on 17 March 2005. SIMPSON & CO., Solicitors, 103A Anzac Parade, Kensington, NSW 2033 (PO Box 340, Kensington 1465), tel.: (02) 9662 4381. Reference: IS:LB. [1206]

## COMPANY NOTICES

NOTICE of general meeting of members.—I S T E C INVESTMENTS PTY LTD, ACN 000 869 090 (in liquidation).—Notice is hereby given in pursuance of subsection 509(3) and (4) of the Corporations Law that a general meeting of the members of the abovenamed company will be held on 9th May 2005, at 10:00 a.m., at the office of Crosbie Warren Sinclair, 1 Warabrook Boulevard, Warabrook NSW 2304, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of and hearing any explanation that may be given by the liquidator. Dated this 6th day of April 2005. RICHARD JAMES SOUTH, Liquidator, c.o. Crosbie Warren Sinclair, Accountants, Box 29, Hunter Region Mail Centre NSW 2310, tel.: (02) 4923 4000. [1187]

NOTICE of meeting of members.—PAVEL INVESTMENTS PTY LIMITED, ACN 000 667 014 (in liquidation).—Notice is hereby given that pursuant to section 509(2) of the Corporations Act 2001, the final meeting of the abovenamed company will be held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 20th May 2005, for the purpose of laying before the meeting the liquidator's final account and report and giving explanation thereof. Dated this 8th day of April 2005. ROBERT TABER, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1189]

NOTICE of meeting of members.—NEW PARK ESTATE PTY LIMITED, ACN 000 181 144 (in liquidation).—Notice is hereby given that pursuant to section 509(2) of the Corporations Act 2001, the final meeting of the abovenamed company will be held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 20th May 2005, for the purpose of laying before the meeting the liquidator's final account and report and giving explanation thereof. Dated this 8th day of April 2005. DAVID CARPENTER, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1190]

NOTICE of meeting of members.—PATONS INVESTMENTS PTY LIMITED, ACN 000 341 604 (in liquidation).—Notice is hereby given that pursuant to section 509(2) of the Corporations Act 2001, the final meeting of the abovenamed company will be held at 1st Floor, 25 Bolton Street, Newcastle NSW 2300, on 20th May 2005, for the purpose of laying before the meeting the liquidator's final account and report and giving explanation thereof. Dated this 8th day of April 2005. GARRY JOHN PATON, c.o. Cutcher & Neale, Chartered Accountants, The Bolton Building, 25 Bolton Street (PO Box 694), Newcastle NSW 2300, tel.: (02) 4928 8500. [1191]

## OTHER NOTICES

### COUNTRY ENERGY

Electricity Supply Act 1995

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement Temora to Cowal Electricity Transmission Line

COUNTRY ENERGY declares, with the approval of Her Excellency the Governor and the Executive Council that the interest in Land described in Schedule 2 to this notice is acquired over the Land described in Schedule 1 by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney this 15th day of April 2005

CRAIG MURRAY,  
Managing Director

Country Energy,  
Level 25, 44 Market Street  
Sydney NSW 2000

#### SCHEDULE 1

Locality: Site of proposed easement for overhead powerlines variable width at Temora shown as Crown Land in DP1074886

LGA: Temora

Title: Crown Land south of Lot 1 in DP 609354 and south west of Lot 2 in DP 609354

Parish: Bundawarra

County: Bland

#### SCHEDULE 2

Easement for overhead powerlines variable width as set out in Part A of Memorandum No. AA26009 registered at Land & Property Information.

In so far as any Native Title rights and interests may exist over any of the Land in the Schedule, the "non-extinguishment principle" as defined in section 238 Native Title Act 1993 (Cth) applies to this acquisition.

### COUNTRY ENERGY

Electricity Supply Act 1995

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement

Temora to Cowal Electricity Transmission Line

COUNTRY ENERGY declares, with the approval of Her Excellency the Governor and the Executive Council that the easements in land described in Schedule 1 of this notice, the terms of which are described in Schedule 2 of this notice, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Electricity Supply Act 1995.

Dated at Sydney this 15th day of April 2005

CRAIG MURRAY,  
Managing Director

Country Energy,  
Level 25, 44 Market Street  
Sydney NSW 2000

## SCHEDULE 1

<i>Easement depicted in Deposited Plan</i>	<i>Title</i>	<i>Locality</i>	<i>Parish</i>	<i>County</i>	<i>LGA</i>
1075245	Crown public road Teal Street between Lot 348 DP750587 in the north and Lot 438 DP750587 in the south	Temora	Bundawarra	Bland	Temora
1072715	Crown public road Research Station Road between Lot 387 DP750587 in the north and Lot 1065 DP750587 in the south	Temora	Bundawarra	Bland	Temora
1074883	Unnamed crown public road between Lot 112 DP750620 in the west and Lot 79 DP750620 in the east	Temora	Temora, Thanowring and Gidgingidginbung	Bland	Temora
1074883	Unnamed crown public road between Lot 162 DP750621 in the north-west and Lot 112 DP750620 in the south-east	Temora	Temora, Thanowring and Gidgingidginbung	Bland	Temora
1074883	Unnamed crown public road between Lot 108 DP750621 in the north-west and Lot 100 DP750621 in the south-east	Temora	Temora, Thanowring and Gidgingidginbung	Bland	Temora
1073835	Crown public road Lauder Street between Lot 102 DP750602 in the north-west and Lot 1 Section 1 DP249585 in the south-east	Reefton	Gidgingidginbung and Therarbung	Bland	Temora and Bland
1073835	Crown public road Nixons Street between Lots 1-5 Section 1 DP249585 in the north-west and Lot 102 DP750602 in the south-east	Reefton	Gidgingidginbung and Therarbung	Bland	Temora and Bland
1073835	Unnamed crown public road between Lot 81 DP750602 in the north-west and Lot 7	Reefton	Gidgingidginbung and Therarbung	Bland	Temora and Bland
1073835	Unnamed crown public road between Lot 79 DP750622 in the west and Lot 98 DP44117 in the south	Reefton	Gidgingidginbung and Therarbung	Bland	Temora and Bland
1075954	Unnamed crown public road through Lot 40 DP750622 between Lot 28 DP750622 in the north-west and Lot 18 DP750622 in the south-east	Barmedman	Therarbung, Barmedman and Mandamah	Bland	Temora
1073836	Unnamed crown public road between Lot 32 DP750573 in the north-west and Lot 30 DP750573 in the south-east	Barmedman	Barmedman and Belimebung	Bland	Bland
1075956	Unnamed crown public road off Myers Lane between Lot 7 DP750634 in the north and Lot 3 DP750634 in the south	Wyalong	Wyrra and Clear Ridge	Bland and Gipps	Bland

## SCHEDULE 2

Easement: Easement for overhead powerlines 40 metres wide/40 metres wide and variable width as depicted in the Deposited Plan and in Part A of Memorandum No. AA26009 registered at Land & Property Information.