



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 90
Friday, 7 July 2006

Published under authority by Government Advertising

LEGISLATION

Allocation of Administration of Acts

The Cabinet Office, Sydney
2006

TRANSFER OF THE ADMINISTRATION OF ACTS

HER Excellency the Governor, with the advice of the Executive Council, has approved that the administration of the Partnership Act 1892 be vested jointly in the Attorney General, the Minister for Commerce, and the Minister for Fair Trading in so far as it relates to the functions of the Registrar of the register of limited partnerships and incorporated limited partnerships and to the setting of fees to be charged for maintaining that register, remainder Attorney General.

These arrangements are in substitution for those in operation before the date of this notice.

JOHN WATKINS, M.P.,
Acting Premier

Regulations



New South Wales

Public Authorities (Financial Arrangements) Amendment (Joint Ventures) Regulation 2006

under the

Public Authorities (Financial Arrangements) Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Authorities (Financial Arrangements) Act 1987*.

MICHAEL COSTA, M.L.C.,
Treasurer

Explanatory note

The object of this Regulation is to clarify the activities that are joint ventures for the purposes of the *Public Authorities (Financial Arrangements) Act 1987* and to exclude certain activities from the provisions relating to joint ventures. Under Part 2D of that Act, the Treasurer's approval is required for joint ventures carried on by authorities within the meaning of that Act.

This Regulation is made under the *Public Authorities (Financial Arrangements) Act 1987*, including section 22K and section 43 (the general regulation-making power).

Clause 1 Public Authorities (Financial Arrangements) Amendment (Joint Ventures)
 Regulation 2006

Public Authorities (Financial Arrangements) Amendment (Joint Ventures) Regulation 2006

under the

Public Authorities (Financial Arrangements) Act 1987

1 Name of Regulation

This Regulation is the *Public Authorities (Financial Arrangements) Amendment (Joint Ventures) Regulation 2006*.

2 Amendment of Public Authorities (Financial Arrangements) Regulation 2005

The *Public Authorities (Financial Arrangements) Regulation 2005* is amended as set out in Schedule 1.

Public Authorities (Financial Arrangements) Amendment (Joint Ventures)
Regulation 2006

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] **Clause 55 Activities excluded from meaning of joint venture (Department of Education and Training and TAFE Commission)**

Insert after clause 55 (3):

- (4) To the extent of any inconsistency between this clause and clause 55A, this clause prevails.

[2] **Clause 55A**

Insert before clause 56:

55A Joint ventures

(1) **Activities that are joint ventures**

For the purposes of section 22K of the Act (but subject to subclause (2)), an activity of a commercial nature that:

- (a) is entered into for the purposes of profit or gain, and
(b) is carried on jointly by an authority and another person, and
(c) involves a range of technical, managerial and financial resources or other assets in the form of jointly controlled operations, assets and entities (either within or outside of Australia, or both),

is prescribed as an activity that is within that section.

(2) **Excluded activities**

For the purposes of section 22K of the Act, the following activities are prescribed as not being within that section (but only if the activity is carried on in New South Wales or is related to an activity carried on in New South Wales):

- (a) an activity carried on by 2 or more authorities but with no other person involved,
(b) an activity carried on by an authority and an agency of the Commonwealth or of another State or Territory but with no other person involved.



New South Wales

Public Sector Employment and Management (General) Amendment (Transitional) Regulation 2006

under the

Public Sector Employment and Management Act 2002

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Public Sector Employment and Management Act 2002*.

MORRIS IEMMA, M.P.,
Premier

Explanatory note

Section 4K (1) (c) of the *Public Sector Employment and Management Act 2002* (as inserted by the *Public Sector Employment Legislation Amendment Act 2006* which commenced on 17 March 2006) requires references in any instrument to certain statutory corporations in their capacity as the employers of staff to be read as references to the Government Service of NSW or to the Division Head of the Government Service Division in which the staff are now employed.

The object of this Regulation is to disapply, on a transitional basis, the operation of section 4K (1) (c) to the extent that any such reference relates to the provision of benefits that are subject to the *Fringe Benefits Tax Assessment Act 1986* of the Commonwealth. As a result of this Regulation, the statutory corporation concerned continues to be the relevant employer for the period between 17 March 2006 and 31 March 2006 (which coincides with the end of the relevant fringe benefits tax year).

This Regulation is made under the *Public Sector Employment and Management Act 2002*, including sections 4K (2) and 164 (the general regulation-making power) and clause 1 of Schedule 4 (savings and transitional regulations).

Clause 1 Public Sector Employment and Management (General) Amendment
(Transitional) Regulation 2006

Public Sector Employment and Management (General) Amendment (Transitional) Regulation 2006

under the

Public Sector Employment and Management Act 2002

1 Name of Regulation

This Regulation is the *Public Sector Employment and Management (General) Amendment (Transitional) Regulation 2006*.

2 Amendment of Public Sector Employment and Management (General) Regulation 1996

The *Public Sector Employment and Management (General) Regulation 1996* is amended by inserting after clause 101 the following clause:

102 Transitional provision relating to provision of fringe benefits

- (1) This clause is taken to have commenced on 17 March 2006.
- (2) Section 4K (1) (c) of the Act does not apply to a reference in any instrument to a statutory corporation to the extent that the reference relates to the provision of benefits that are subject to the *Fringe Benefits Tax Assessment Act 1986* of the Commonwealth.
- (3) This clause is taken to have ceased to have effect at the end of 31 March 2006.

Orders



New South Wales

Public Sector Employment and Management (SOPA Aquatic and Athletic Centres Division) Order 2006

under the

Public Sector Employment and Management Act 2002

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of Chapter 4 of the *Public Sector Employment and Management Act 2002*, make the following Order.

Dated, this 5th day of July 2006.

By Her Excellency's Command,

MORRIS IEMMA, M.P.,
Premier

Clause 1 Public Sector Employment and Management (SOPA Aquatic and Athletic Centres Division) Order 2006

Public Sector Employment and Management (SOPA Aquatic and Athletic Centres Division) Order 2006

under the

Public Sector Employment and Management Act 2002

1 Name of Order

This Order is the *Public Sector Employment and Management (SOPA Aquatic and Athletic Centres Division) Order 2006*.

2 Commencement

This Order is taken to have commenced on 1 July 2006.

3 Establishment of Sydney Olympic Park Authority Aquatic and Athletic Centres Division

- (1) The Sydney Olympic Park Authority Aquatic and Athletic Centres Division is established as a Division of the Government Service.
- (2) The employment of staff in the Sydney Olympic Park Authority Aquatic and Athletic Centres Division is limited to staff who are not subject to Chapter 2 of the *Public Sector Employment and Management Act 2002*.

4 Transfer of Sydney Olympic Park Aquatic and Athletic Centres staff to new Division

- (1) The group of staff in the Sydney Cricket and Sports Ground Trust Division who are employed primarily to carry out duties at or in relation to the Sydney Olympic Park Aquatic Centre or the Sydney Olympic Park Athletic Centre are removed from that Division and added to the Sydney Olympic Park Authority Aquatic and Athletic Centres Division.
- (2) A reference to the Sydney Cricket and Sports Ground Trust Division in any document relating to the employment (including the conditions of employment) of the group of staff referred to in subclause (1) is to be construed as a reference to the Sydney Olympic Park Authority Aquatic and Athletic Centres Division.
- (3) In subclause (2), *document* means any Act or statutory instrument, or any other instrument, or any contract or agreement.

Public Sector Employment and Management (SOPA Aquatic and Athletic
Centres Division) Order 2006

Clause 5

5 Amendment of Public Sector Employment and Management Act 2002

Part 3 of Schedule 1 (Divisions of the Government Service) to the *Public Sector Employment and Management Act 2002* is amended by inserting in alphabetical order of Special Employment Divisions the following matter:

Sydney Olympic Park Authority Aquatic and Athletic Centres Division (limited to staff who are not subject to Chapter 2 of this Act)	Chief Executive Officer of the Sydney Olympic Park Authority
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Rules



New South Wales

Uniform Civil Procedure Rules (Amendment No 10) 2006

under the

Civil Procedure Act 2005

The Uniform Rules Committee made the following rules of court under the *Civil Procedure Act 2005* on 5 July 2006.

Jennifer Atkinson
Secretary of the Committee

Explanatory note

The object of these Rules is to include in the *Uniform Civil Procedure Rules 2005* certain provisions that are currently contained in, but are to be omitted from, the *Supreme Court Rules 1970* and the *District Court Rules 1973* in relation to:

- (a) the service within the State of process concerning court proceedings outside the State, and
- (b) the distribution of business between the Divisions of the Supreme Court, and
- (c) the entry of proceedings in the specialist lists of the Supreme Court and the District Court, and
- (d) accounts and inquiries under judgments and orders of the Supreme Court, and
- (e) matters arising under the *Commercial Arbitration Act 1984*, and
- (f) matters arising under Commonwealth intellectual property legislation.

These Rules also make other minor, consequential and ancillary amendments to the *Uniform Civil Procedure Rules 2005*.

Rule 1 Uniform Civil Procedure Rules (Amendment No 10) 2006

Uniform Civil Procedure Rules (Amendment No 10) 2006

under the

Civil Procedure Act 2005

1 Name of Rules

These Rules are the *Uniform Civil Procedure Rules (Amendment No 10) 2006*.

2 Amendment of Uniform Civil Procedure Rules 2005

The *Uniform Civil Procedure Rules 2005* are amended as set out in Schedule 1.

Uniform Civil Procedure Rules (Amendment No 10) 2006

Amendments

Schedule 1

Schedule 1 Amendments

(Rule 2)

[1] Part 1, Division 4

Insert after Division 3 of Part 1:

Division 4 Distribution of business between Divisions of Supreme Court

1.16 Assignment of business to Divisions (cf SCR Part 12, rule 1 (1))

Proceedings in the Supreme Court:

- (a) under an Act or instrument referred to in Column 1 of Part 1 or 2 of Schedule 8, or
- (b) under a provision referred to in Column 2 of that Part in respect of such an Act or instrument,

are assigned to the Division of the Court referred to in Column 3 of that Part in respect of that Act, instrument or provision.

1.17 Bulk transfers between Supreme Court Divisions (cf SCR Part 14A, rule 7)

The Supreme Court may of its own motion, by a single order, direct that proceedings of a specified type be transferred between the Common Law Division and the Equity Division.

1.18 Assignment of business to Common Law Division (cf SCR Part 12, rule 1 (3))

The following proceedings in the Supreme Court are assigned to the Common Law Division:

- (a) proceedings for a debt arising under any Act (including any Commonwealth Act) by which any tax, fee, duty or other impost is collected or administered by or on behalf of the State or the Commonwealth,
- (b) proceedings on an appeal or application to the Court:
 - (i) in respect of a decision of a public body (other than a court or tribunal) or public officer (other than an officer of a court or tribunal), or
 - (ii) for the removal into the Court of any matter before a public body (other than a court or tribunal) or public officer (other than an officer of a court or tribunal),

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- (c) proceedings on an appeal or application to the Court in respect of:
 - (i) a decision of a public body constituted or established by or under a Commonwealth Act (other than a court exercising federal jurisdiction within the meaning of section 26 of the *Acts Interpretation Act 1901* of the Commonwealth), or
 - (ii) a decision of a person holding or acting in a public office under a Commonwealth Act (other than an officer of a court referred to in subparagraph (i)),
 - (d) subject to section 53 of the *Supreme Court Act 1970*, proceedings that are not assigned to the Equity Division by these rules.

1.19 Assignment of business to Equity Division (cf SCR Part 12, rule 5 (b))

The following proceedings in the Supreme Court are assigned to the Equity Division:

- (a) proceedings on an application for a writ of habeas corpus ad subjiciendum in respect of a minor,
- (b) proceedings for orders for the custody of and access to minors,
- (c) proceedings on an appeal to the Court in a Division in proceedings between husband and wife or parent and child,
- (d) proceedings for orders under and provision by or under any Act that a debenture or bond issued by a corporation constituted by that Act, or a coupon annexed to that debenture or bond, has been lost or destroyed or defaced and directions by or under that Act for advertisement relating to that debenture, bond or coupon,
- (e) proceedings for orders under any provision made by or under any Act for the appointment of a receiver of the income of a corporation which is constituted by that Act and which makes default in payment to the holder of any debenture, or coupon, issued or stock inscribed by that corporation,
- (f) proceedings in relation to any provision in any Act or Commonwealth Act by which a tax, fee, duty or other impost is levied, collected or administered by or on behalf of the State or the Commonwealth (other than proceedings for debt that are assigned to the Common Law Division by rule 1.18 (a)).

Uniform Civil Procedure Rules (Amendment No 10) 2006

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Schedule 1

1.20 Declarations of right and injunctions (cf SCR Part 12, rule 3)

Proceedings need not be assigned to the Equity Division solely because a declaration of right or an injunction is claimed in the proceedings.

1.21 Removal to Court of Appeal (cf SCR Part 12, rule 2)

- (1) The Supreme Court in a Division may, in relation to proceedings commenced in the Division, make an order that the proceedings be removed into the Court of Appeal:
 - (a) if it makes an order under rule 28.2 for the decision of a question of law, or
 - (b) if, having stated the question to be decided or determined, it is satisfied that special circumstances exist that render it desirable to make an order for their removal into the Court of Appeal.
- (2) If an order is made under subrule (1):
 - (a) the Court of Appeal may order that the whole or any part of the proceedings be remitted to a Division for the determination, by trial or otherwise, of the proceedings or of any question arising in the proceedings, or
 - (b) the proceedings may be continued and disposed of in the Court of Appeal.
- (3) Proceedings may be removed into the Court of Appeal under subrule (1) even if any decision or determination in the proceedings is expressed by any Act or law to be final or without appeal.
- (4) In this rule, *question* includes any question or issue in any proceedings, whether of fact or law or partly of fact and partly of law, and whether raised by pleadings, agreement of parties or otherwise.

[2] Rule 4.2 Documents to be filed to contain certain information

Omit rule 4.2 (1) (b). Insert instead:

- (b) if relevant, the division in which the proceedings are intended to be heard,
- (b1) if relevant, the list in which the proceedings are intended to be entered,

[3] Rule 4.2 (2) (b)

Omit the paragraph. Insert instead:

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- (b) if relevant, the division in which the proceedings are intended to be heard,
 - (b1) if relevant, the list in which the proceedings are intended to be entered,

[4] Part 11, heading

Omit the heading. Insert instead:

Part 11 Service of documents outside Australia and service of external process**[5] Part 11, Division 3**

Insert after Division 2:

Division 3 Service of external process**11.13 Application** (cf SCR Part 57, rule 1)

This Part applies to the service in the State of any document that is required in connection with civil proceedings pending before a court outside the State, where:

- (a) a letter of request from the court has been received by the Principal Registrar of the Supreme Court, and
- (b) either:
 - (i) the request is for service pursuant to a convention, or
 - (ii) the Attorney General certifies that effect ought to be given to the request.

11.14 Requisite documents (cf SCR Part 57, rule 2)

In order that service may be effected in accordance with this Part, the following documents must be delivered to the Principal Registrar of the Supreme Court, unless the Principal Registrar otherwise directs:

- (a) the document to be served and 2 copies of it,
- (b) a copy of the letter of request,
- (c) if the document or letter is not in English, a translation of it in English and a copy of the translation.

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11.15 Service (cf SCR Part 57, rule 3)

- (1) The Principal Registrar of the Supreme Court is to request the Sheriff or some other person to serve the document concerned.
- (2) The document may be served in any manner in which originating process in proceedings in the Supreme Court may be served, including substituted service pursuant to rule 10.14.
- (3) Proceedings for an order for substituted service may be commenced only by the Attorney General.

11.16 Affidavit of service (cf SCR Part 57, rule 4)

- (1) After the document has been served or attempts to serve the document have failed, the Sheriff or other person requested to serve the document must make an affidavit of service, and lodge it together with such further copies of the affidavit as the Principal Registrar of the Supreme Court may direct.
- (2) The affidavit must state when, where and how service was effected or attempted, and the costs incurred in connection with the service or attempted service.

11.17 Certificate (cf SCR Part 57, rule 5)

- (1) If the request for service is made pursuant to a convention, the Principal Registrar of the Supreme Court must give either:
 - (a) a certificate complying with subrule (2), or
 - (b) such other certificate as is appropriate to the terms of the relevant convention.
- (2) A certificate referred to in subrule (1) (a):
 - (a) must certify:
 - (i) that the document or a copy of it was served on the person at the time, and in the manner, specified in the certificate, or
 - (ii) if attempts to effect service failed, that service has failed and the reasons for the failure, and
 - (b) must certify the amount of the costs incurred.
- (3) If the request for service is made otherwise than pursuant to a convention, the Principal Registrar of the Supreme Court must give either:
 - (a) a certificate complying with subrule (4), or
 - (b) such other certificate as is appropriate to the terms of the letter of request.

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- (4) A certificate referred to in subrule (3) (a):
- (a) must annex the letter of request, a copy of the document to be served and of any translation, and a copy of the affidavit under rule 11.16, and
 - (b) must identify the annexures, and
 - (c) must certify:
 - (i) that the manner of service of the document and the proof of service are such as are required by these rules in relation to the service of originating process of the Supreme Court, or
 - (ii) if attempts to effect service failed, that service has failed and the reasons for the failure, and
 - (d) must certify the amount of the costs incurred.
- (5) In each case, the certificate is to be sealed with the seal of the Supreme Court.
- (6) The Principal Registrar of the Supreme Court must send the certificate to the Director-General of the Attorney General's Department or, if the letter of request or any relevant convention so requires, to the appropriate consul or other authority.

[6] Rule 31.10 Plans, photographs and models

Insert "Part 14, rule 2," after "SCR" in the matter appearing after the heading to the rule.

[7] Rule 31.10 (3)

Insert after rule 31.10 (2):

- (3) This rule does not apply to any proceedings entered, or intended to be entered, in:
- (a) the Commercial List or the Technology and Construction List in the Supreme Court, or
 - (b) the Commercial List or the Construction List in the District Court.

[8] Rule 36.11 Entry of judgments and orders

Insert after rule 36.11 (3):

- (4) This rule does not limit the operation of rule 36.10.

[9] Rule 39.20 Expiry and renewal of writ of execution

Insert "by the court" after "renewed".

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[10] Rule 41.2

Omit the rule. Insert instead:

41.2 Deposit of funds

Within one day after money is paid into court, the registrar must deposit the money in the court's bank account.

[11] Existing Parts 45 and 46

Renumber as Parts 49 and 50, renumber rules 45.1–45.24 and 46.1–46.16 as rules 49.1–49.24 and 50.1–50.16, respectively, and update accordingly any references in those Parts to the renumbered rules.

[12] New Parts 45–48

Insert after Part 44:

Part 45 Specialist lists

Division 1 Supreme Court specialist lists

45.1 Entry as indicated by originating process

- (1) If the originating process in proceedings in the Common Law Division of the Supreme Court indicates that the proceedings are intended to be entered in one of the following lists, the proceedings are to be entered in that list:

The Administrative Law List

The Defamation List

The Possession List

The Professional Negligence List

- (2) If the originating process in proceedings in the Equity Division of the Supreme Court indicates that the proceedings are intended to be entered in one of the following lists, the proceedings are to be entered in that list:

The Admiralty List

The Commercial List

The Revenue List

The Technology and Construction List

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- (3) If proceedings are commenced by an originating process under the *Supreme Court (Corporations) Rules 1999*, the proceedings are to be entered in the Corporations List in the Equity Division of the Supreme Court.
 - (4) In this Division, the lists referred to in subrules (1), (2) and (3) are referred to as *specialist lists*.

45.2 Entry and removal of proceedings pursuant to order of Supreme Court

Proceedings are to be entered in, or removed from, a specialist list if the Supreme Court so orders.

45.3 The Administrative Law List (cf SCR Part 14D, rule 1)

- (1) The following proceedings in the Supreme Court are to be entered in the Administrative Law List:
 - (a) proceedings for commanding or otherwise requiring a public body or a public officer to perform a public duty,
 - (b) proceedings for prohibiting or otherwise restraining a public body or a public officer from performing or purporting to perform any act,
 - (c) proceedings for determining by declaration or otherwise any matter concerning the powers of a public body or a public officer,
 - (d) proceedings in appeals or applications to the Court in respect of decisions of a public body or a public officer under any enactment specified in the rules for the purposes of this subrule.
- (2) In this rule:

prescribed tribunal means:

 - (a) a specified tribunal within the meaning of section 48 of the *Supreme Court Act 1970*, or
 - (b) a Local Court, or
 - (c) a magistrate, coroner or assistant coroner, or
 - (d) any other tribunal, person or body of persons prescribed, or belonging to a class prescribed for the purposes of this definition.

public body means a body of persons, whether corporate or unincorporate, constituted by or under an Act and required to perform or performing public duties, but does not include a prescribed tribunal.

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public officer means a person holding or acting in a public office under the Government of the State or an office created by or under an Act and required to perform or performing public duties, but does not include a prescribed tribunal.

45.4 The Possession List (cf SCR Part 14B, rules 1 and 2)

- (1) Proceedings in the Common Law Division of the Supreme Court in which a claim for possession of land is made are to be entered in the Possession List.
- (2) Subrule (1) does not apply to:
 - (a) proceedings that involve a claim for professional negligence, being proceedings entered in the Professional Negligence List, or
 - (b) proceedings that involve an appeal against, or an application for a stay of, an order made by the Consumer, Trader and Tenancy Tribunal under the *Residential Tenancies Act 1987*.

45.5 The Professional Negligence List (cf SCR Part 14C, rule 1)

- (1) Proceedings in the Common Law Division of the Supreme Court in which a professional negligence claim is made may be entered in the Professional Negligence List.
- (2) In this rule:

professional negligence means the breach of a duty of care or of a contractual obligation in the performance of professional work or in the provision of professional services by a medical practitioner, an allied health professional (for example, a dentist, chemist or physiotherapist), a hospital, a solicitor or a barrister.

professional negligence claim means a claim for damages, indemnity or contribution based on an assertion of professional negligence.

45.6 The Commercial List (cf SCR Part 14, rule 1)

- (1) The following proceedings in the Equity Division of the Supreme Court may be entered in the Commercial List:
 - (a) proceedings arising out of commercial transactions,
 - (b) proceedings in which there is an issue that has importance in trade or commerce.

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- (2) In this rule, *issue* includes any question or issue in any proceedings, whether of fact or law or partly of fact and partly of law, and whether raised by pleadings, agreement of parties or otherwise.

45.7 The Technology and Construction List (cf SCR Part 14A, rule 1)

- (1) The following proceedings in the Equity Division of the Supreme Court may be entered in the Technology and Construction List:
- (a) proceedings relating to or arising out of:
 - (i) the design, carrying out, supervision or inspection of any building or engineering work, or
 - (ii) the performance by any building or engineering expert of any other services with respect to any building or engineering work, or
 - (iii) any certificate, advice or information given or withheld with respect to any building or engineering work, or
 - (iv) the *Building and Construction Industry Security of Payment Act 1999*,
 - (b) proceedings relating to or arising out of, or the determination of which involves, the design, acquisition, disposal or operation of technology in commercial transactions or in transactions involving Government,
 - (c) proceedings on a claim for rectification, setting aside or cancellation of any agreement with respect to matters mentioned in paragraph (a) or (b).
- (2) In this rule:
- building or engineering expert* includes a builder, engineer, architect, designer and quantity surveyor.
- building or engineering work* includes:
- (a) any intended building or engineering work, and
 - (b) any building or engineering work in the course of construction or completion or which has been substantially or fully completed, and
 - (c) any associated work.

45.8 Proceedings under particular Acts and instruments (cf SCR Part 12, rule 1)

Proceedings in the Supreme Court:

- (a) under an Act or instrument referred to in Column 1 of Part 1 or 2 of Schedule 8, or

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- (b) under a provision referred to in Column 2 of that Part in respect of any such Act or instrument,
are to be entered in the list (if any) referred to in Column 4 of that Part in respect of that Act, instrument or provision.

Division 2 District Court specialist lists

45.9 Entry as indicated by originating process

- (1) If the originating process in proceedings in the District Court indicates that the proceedings are intended to be entered in one of the following lists (or, where the originating process contains no such indication, if the defence so indicates) the proceedings are to be entered in that list:

The Child Care List

The Coal Miners' Workers Compensation List

The Construction List

The Commercial List

The Defamation List

The Professional Negligence List

The Property Relationships List

The Special Statutory Compensation List

- (2) In this Division, the lists referred to in subrule (1) are referred to as *specialist lists*.

45.10 Entry and removal of proceedings pursuant to order of District Court

Proceedings are to be entered in, or removed from, a specialist list if the District Court so orders.

45.11 The Construction List (cf DCR Part 24A, rules 1, 2 and 3)

- (1) The following proceedings in the District Court may be entered in the Construction List:
- (a) proceedings relating to or arising out of:
- (i) the design, carrying out, supervision or inspection of any building or engineering work, or
 - (ii) the performance by any building or engineering expert of any other services with respect to any building or engineering work, or

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- (iii) any certificate, advice or information given or withheld with respect to any building or engineering work, or
 - (iv) the *Building and Construction Industry Security of Payment Act 1999*,
 - (b) proceedings relating to or arising out of, or the determination of which involves, the design, acquisition, disposal or operation of technology in commercial transactions or in transactions involving Government,
 - (c) proceedings on a claim for rectification, setting aside or cancellation of any agreement with respect to matters mentioned in paragraph (a) or (b).
- (2) In this rule:
- building or engineering expert* includes a builder, engineer, architect, designer and quantity surveyor.
- building or engineering work* includes:
- (a) any intended building or engineering work, and
 - (b) any building or engineering work in the course of construction or completion or which has been substantially or fully completed, and
 - (c) any associated work.

45.12 The Commercial List (cf DCR Part 24B, rules 2 and 3)

- (1) The following proceedings in the District Court may be entered in the Commercial List:
 - (a) proceedings arising out of commercial transactions,
 - (b) proceedings in which there is an issue that has importance in trade or commerce.
- (2) This rule does not apply to proceedings that may be entered in the Construction List.
- (3) In this rule, *issue* includes any question or issue in any proceedings, whether of fact or law or partly of fact and partly of law, and whether raised by pleadings, agreement of parties or otherwise.

45.13 The Professional Negligence List (cf SCR Part 14C, rule 1)

- (1) Proceedings in the District Court in which a professional negligence claim is made may be entered in the Professional Negligence List.

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(2) In this rule:

professional negligence means the breach of a duty of care or of a contractual obligation in the performance of professional work or in the provision of professional services by a medical practitioner, an allied health professional (for example, a dentist, chemist or physiotherapist), a hospital, a solicitor or a barrister.

professional negligence claim means a claim for damages, indemnity or contribution based on an assertion of professional negligence.

45.14 Proceedings under particular Acts and instruments

Proceedings in the District Court:

- (a) under an Act or instrument referred to in Column 1 of Part 1 or 2 of Schedule 9, or
- (b) under a provision referred to in Column 2 of that Part in respect of such an Act or instrument,

are to be entered in the list (if any) referred to in Column 3 of that Part in respect of that Act, instrument or provision.

Part 46 Accounts and inquiries

Division 1 General

46.1 Application of Part (cf SCR Part 49, rule 1)

- (1) This Part applies to accounts, inquiries and other matters under an order in the same way as it applies to accounts, inquiries and other matters under a judgment.
- (2) In the application of this Part to accounts, inquiries and other matters under an order:
 - (a) references in this Part to a judgment extend to an order, and
 - (b) references in this Part to the giving of judgment extend to the making of an order.

46.2 Account: summary order (cf SCR Part 48, rule 1)

- (1) If a party claims an account or makes a claim which involves taking an account, the court may, on application by that party at any stage of the proceedings:
 - (a) order that an account be taken, and
 - (b) order that any amount certified on taking the account to be due to any party be paid to him or her.

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- (2) The court may not make an order under subrule (1) (a):
- (a) against a defendant who has not filed an appearance, unless he or she is in default of appearance, or
 - (b) if it appears that there is some preliminary question to be determined.

46.3 Account or inquiry at any stage (cf SCR Part 48, rule 2)

The court may make orders for the taking of any account or the making of any inquiry.

46.4 Account: directions (cf SCR Part 48, rule 3)

If the court makes an order for the taking of an account, the court, by the same or a subsequent order:

- (a) may give directions concerning the manner of taking or vouching the account, and
- (b) without limiting paragraph (a), may direct that in taking the account the relevant books of account are taken to be evidence of the matters contained in them.

46.5 Account: form and verification (cf SCR Part 48, rule 4)

- (1) The items on each side of an account must be numbered consecutively.
- (2) Unless the court otherwise orders, an accounting party must verify his or her account by affidavit and the account must be made an exhibit to the affidavit.

46.6 Account: filing and service (cf SCR Part 48, rule 5)

Unless the court otherwise orders, an accounting party must file his or her account and verifying affidavit.

46.7 Account: notice of charge or error (cf SCR Part 48, rule 6)

- (1) If a party seeks to charge an accounting party with an amount beyond that in respect of which the accounting party by his or her account admits receipt, he or she must give to the accounting party notice of the charge, stating, so far as he or she is able, the amount that he or she seeks to charge, with brief particulars.
- (2) If a party alleges that any item in the account of an accounting party is erroneous in amount or otherwise, he or she must give to the accounting party notice of the allegation, stating the grounds for alleging the error.

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46.8 Account: allowances (cf SCR Part 48, rule 7)

In taking an account under a judgment, all just allowances must be made.

46.9 Delay (cf SCR Part 48, rule 8)

If it appears to the court that there is delay in the prosecution of any account, inquiry or other matter under a judgment, the court may make such orders as it thinks fit for staying or expediting the proceedings or for the conduct of the proceedings.

**Division 2 Equity Division of the Supreme Court:
General**

46.10 Application (cf SCR Part 49, rule 1)

This Division applies to proceedings in the Equity Division of the Supreme Court, other than proceedings entered in the following lists:

- (a) the Admiralty List,
- (b) the Commercial List,
- (c) the Probate List,
- (d) the Protective List,
- (e) the Technology and Construction List.

46.11 Motion to proceed (cf SCR Part 49, rule 2)

If a judgment contains directions as to any account, inquiry or other matter under the judgment, any party may, after entry of the judgment, move the Supreme Court to proceed under the judgment.

46.12 Notice of judgment (cf SCR Part 49, rule 3)

- (1) This rule applies to a judgment in proceedings for:
 - (a) the administration of the estate of a deceased person, or
 - (b) the execution of a trust, or
 - (c) the sale of property.
- (2) If the Supreme Court gives a judgment:
 - (a) affecting the rights or interests of a person who is not a party, or
 - (b) for the taking of an account or the making of an inquiry,

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the Court may, by the judgment or by subsequent order:

- (c) give directions for service of notice of the judgment on any person interested, or
 - (d) if it appears to be impracticable to serve notice of the judgment on any person interested, dispense with service on him or her.
- (3) Without limiting subrule (2) (c), the Supreme Court may direct that notice be served personally or in some other manner.
- (4) If, under this rule, notice of a judgment is served on a person, or the Supreme Court dispenses with service of notice of a judgment on a person:
- (a) subject to paragraph (b), he or she is bound by the judgment to the same extent as if he or she were a party at the time when the judgment was given, except where the judgment has been obtained by fraud or non-disclosure of material facts,
 - (b) the Court may, on application by him or her on notice of motion filed within the time limited by subrule (5), discharge or vary the judgment or order,
 - (c) he or she may attend the accounts, inquiries or other matters under the judgment.
- (5) Notice of a motion under subrule (4) (b) must be filed:
- (a) if notice of the judgment has been served on the applicant, within 28 days after the date of service, and
 - (b) if the Supreme Court has dispensed with service of notice of the judgment on him or her, within 28 days after the date of the order dispensing with service.

46.13 Directions (cf SCR Part 49, rule 4)

On the hearing of a motion to proceed under a judgment, the Supreme Court may give directions as to the conduct of the proceedings, including directions as to the material that may be used as evidence.

46.14 Representation of parties (cf SCR Part 49, rule 5)

On the hearing of a motion to proceed under a judgment or subsequently, the Supreme Court:

- (a) may require parties whose interests are similar to be represented by the same solicitor and nominate a solicitor to represent them, or

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- (b) may require that parties represented by the same solicitor be separately represented.

46.15 Costs of attendance (cf SCR Part 49, rule 6)

The Supreme Court may order, on terms, that the costs to be incurred by any party of and incidental to his or her attendance on the account, inquiry or other matter under the judgment are to be paid out of the estate or property to which the proceedings relate.

46.16 Settlement of instrument (cf SCR Part 49, rule 7)

If the judgment directs the settlement of an instrument, the Supreme Court may give directions for the preparation and service of a draft instrument and of objections to the draft.

46.17 Interest on debts (cf SCR Part 49, rule 8)

- (1) This rule applies to the taking of an account of the debts of a deceased person pursuant to a direction in a judgment.
- (2) If any of the debts carries interest at any rate, interest is to be allowed on that debt at that rate.
- (3) In the case of a debt to which subrule (2) does not apply, interest is to be allowed on the debt at the relevant rate of interest prescribed by Schedule 5 for the purposes of section 101 of the *Civil Procedure Act 2005* from the date when the judgment takes effect on so much of the debt as is from time to time unpaid.
- (4) Subrules (2) and (3) do not apply if the estate is insolvent or if the Supreme Court otherwise orders.
- (5) If a creditor establishes his or her debt and the debt does not carry interest, interest is to be allowed on such amount as is, for the time being, outstanding under the debt at the relevant rate of interest prescribed by Schedule 5 for the purposes of section 101 of the *Civil Procedure Act 2005*, out of any assets which may remain after satisfying:
 - (a) the costs of the proceedings, and
 - (b) the debts which have been established, and
 - (c) the interest on such of those debts as by law carry interest.

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46.18 Interest on legacies (cf SCR Part 49, rule 9)

- (1) If an account of legacies is directed by any judgment, interest is, subject to section 84A of the *Wills, Probate and Administration Act 1898*, to be allowed at the rate prescribed for the purposes of subsection (1) of that section from a date of one year after the testator's death.
- (2) Subrule (1) has effect subject to any directions in the will and unless the Supreme Court otherwise orders.

**Division 3 Equity Division of the Supreme Court:
administration accounts and inquiries etc****46.19 Application** (cf SCR Part 49, rule 10)

- (1) This Division applies to proceedings for the administration of the estate of a deceased person in respect of which the Supreme Court by judgment directs:
 - (a) the taking of any account of debts or other liabilities of the estate of the deceased, or
 - (b) the making of any inquiry for persons entitled to any interest in the estate on intestacy or otherwise.
- (2) This Division applies to proceedings for the execution of a trust in respect of which the Supreme Court by judgment directs:
 - (a) the taking of any account of debts or other liabilities of the trust, or
 - (b) the making of any inquiry for persons entitled to any interest in the trust property.
- (3) This Division applies, with the necessary modifications, to any other proceedings in respect of which the Supreme Court by judgment directs:
 - (a) the taking of any account of debts or other liabilities of the trust, or
 - (b) the making of any inquiry.

46.20 Advertisements (cf SCR Part 49, rule 11)

- (1) On the hearing of the motion to proceed or subsequently, the Supreme Court may direct the issue of advertisements for creditors and other claimants.
- (2) For the purposes of determining what direction, if any, to make under subrule (1), the Supreme Court may have regard to any advertisement previously issued.

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- (3) If the Supreme Court directs the issue of advertisements for creditors or other claimants, the Court may specify the time within which, and the person on whom, a claimant must serve particulars of his or her claim.
 - (4) An advertisement for creditors or other claimants must state the time and name of the person specified under subrule (3) and an address for service of that person and must contain such other matters as the Supreme Court may direct.
 - (5) An advertisement for creditors or other claimants must be prepared by the party prosecuting the judgment and signed by the registrar.

46.21 Particulars of claim (cf SCR Part 49, rule 12)

- (1) Subject to such provisions as may appear in the advertisement, particulars of a claim served in response to an advertisement must specify the nature and extent of, and full particulars of, the claim, and must state the name and an address for service of the claimant.
- (2) A claimant who does not serve particulars of claim, in accordance with the advertisement and in accordance with subrule (1), on the person and within the time stated in the advertisement is not entitled to prove his or her claim except with the leave of the Supreme Court.

46.22 Notice of judgment (cf SCR Part 49, rule 13)

- (1) If a claimant serves particulars of his or her claim in response to an advertisement under a judgment, the person on whom it is served must, within 7 days after service of the particulars of claim, serve notice of the judgment on the claimant.
- (2) On service of notice of a judgment under subrule (1), the provisions of rule 46.12 (1), (4) and (5) apply as if the notice had been served under that rule.

46.23 Examination of claims (cf SCR Part 49, rule 14)

The Supreme Court:

- (a) may appoint a person to examine and list claims for the purposes of an account or inquiry under a judgment, and
- (b) may fix a date for adjudication on the claims.

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46.24 Account: list of claims (cf SCR Part 49, rule 15)

- (1) In the case of an account of debts or other liabilities, the person appointed under rule 46.23 (a):
 - (a) must examine the claim of each claimant and consider whether it ought to be allowed, and
 - (b) at least 7 days before the date for adjudication on the claims, must file lists of:
 - (i) claims served in response to any advertisement, and
 - (ii) other claims received by any of the personal representatives or trustees concerned, and
 - (iii) debts and liabilities for which claims have not been received but which are or may still be due and which have come to the knowledge of any of the personal representatives or trustees concerned.
- (2) A list filed under subrule (1) must specify, in relation to each alleged debt or liability included in the list, whether, in the belief of the party making the list, the debt or liability ought to be allowed, and the reasons for the belief.

46.25 Inquiry: list of claims (cf SCR Part 49, rule 16)

- (1) In the case of an inquiry for persons entitled to any interest in the estate of a deceased person on intestacy or otherwise, or entitled to any interest in trust property, the person appointed under rule 46.23 (a):
 - (a) must examine the claim of each claimant and consider whether it is valid, and
 - (b) at least 7 days before the date for adjudication on the claims, must file lists of:
 - (i) claims served in response to any advertisement, and
 - (ii) other claims received by, or which have come to the knowledge of, any of the personal representatives or trustees concerned.
- (2) A list filed under subrule (1) must specify, in relation to each claim included in the list, whether, in the belief of the party making the list, the claim is valid, and the reasons for the belief.

46.26 Verification of list (cf SCR Part 49, rule 17)

The Supreme Court may direct a person appointed under rule 46.23 (a), and any of the personal representatives or trustees concerned, to verify by affidavit a list filed under rule 46.24 or rule 46.25.

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46.27 Adjudication (cf SCR Part 49, rule 18)

- (1) On the adjudication on the claims, the Supreme Court:
 - (a) may allow any claim, with or without proof, or
 - (b) may direct that any claim be investigated in such manner as the Court thinks fit, or
 - (c) may require any claimant to attend and prove his or her claim or to furnish further particulars or evidence of his or her claim or to produce any security relating to his or her claim, or
 - (d) may disallow any claim.
- (2) A claimant need not make an affidavit or attend in support of his or her claim unless the Supreme Court so directs under subrule (1) (c).
- (3) If the Supreme Court so directs, a party must file a list of the claims allowed.

46.28 Notice to prove claim (cf SCR Part 49, rule 19)

- (1) This rule applies if the Supreme Court requires a claimant to attend and prove his or her claim pursuant to rule 46.27 (1) (c).
- (2) The Supreme Court must appoint a party to give notice in accordance with subrule (3) and must determine the times and documents to be specified in the notice.
- (3) The party so appointed must serve on the claimant a notice requiring him or her:
 - (a) to serve on the party serving the notice an affidavit in support of his or her claim within such time, not less than 7 days after the date of service of the notice, as may be specified in the notice, and
 - (b) to attend before the Supreme Court for adjudication on the claim at such time as may be specified in the notice, and
 - (c) to produce to the Supreme Court, at such time as may be specified in the notice, such documents as may be specified or described.
- (4) If a claimant does not comply with a notice served on him or her under subrule (3), the Supreme Court may disallow his or her claim.

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Part 47 Matters arising under the Commercial Arbitration Act 1984

Division 1 General

47.1 Definitions (cf SCR Part 72A, rule 1)

In this Part:

arbitrator includes an umpire.

award includes an interim award.

the court has the same meaning as *the Court* has in the *Commercial Arbitration Act 1984*.

47.2 Preliminary point of law (cf SCR Part 72A, rule 3)

An application to the Supreme Court for a determination under section 39 (1) of the *Commercial Arbitration Act 1984* must be made within 14 days after the date on which the consent or all the consents in writing was or were given to the party who wishes to apply to the Court under that subsection.

47.3 Interlocutory orders (cf SCR Part 72A, rule 4)

In proceedings on an application for an order under section 47 of the *Commercial Arbitration Act 1984*, the court may refuse to make the order if the court considers that the arbitrator has power to make the order.

47.4 Time for applications and appeals (cf SCR Part 72A, rule 5)

- (1) An appeal to the Supreme Court under section 38 (4) (a) of the *Commercial Arbitration Act 1984* must be instituted within 28 days after the material date.
- (2) An application to the Supreme Court for an order under section 38 (4) (b) of the *Commercial Arbitration Act 1984* must be made within 28 days after the material date.
- (3) An application to the court for an order under section 42 or 43 of the *Commercial Arbitration Act 1984* must be made within 28 days after the material date.
- (4) In this rule *material date*, in relation to an application or appeal, means:
 - (a) in the case of an award that includes a statement of the reasons for making the award, the date on which the arbitrator gives notice of the award to the applicant or appellant, and

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- (b) in the case of an award that does not include such a statement, the date on which the arbitrator gives notice of the reasons for making the award to the applicant or appellant.

47.5 Application for leave under section 38 (4) (b) to appeal (cf SCR Part 14, rule 4, Part 72A, rule 6)

- (1) The plaintiff must file with or subscribe to the originating process on an application for leave under section 38 (4) (b) of the *Commercial Arbitration Act 1984* a statement:
 - (a) describing the nature of the case with particularity sufficient for an understanding of the matters referred to in paragraphs (b), (c), (d) and (e), and
 - (b) identifying the question of law, and
 - (c) of the circumstances and manner in which the determination of the question of law could substantially affect the rights of one or more parties to the arbitration agreement, and
 - (d) if applicable, of the manifest error of law on the face of the award, and
 - (e) if applicable, of the error of law made by the arbitrator and of why the determination of the question may add, or be likely to add, substantially to the certainty of commercial law.
- (2) This rule does not apply to proceedings that are entered in the Commercial List in the Supreme Court.

47.6 Subpoena (cf SCR Part 72A, rule 7)

- (1) Part 33 applies to the issue of a subpoena under section 17 (1) of the *Commercial Arbitration Act 1984* in the same way as it applies to the issue of a subpoena in proceedings in the court.
- (2) A subpoena for production before an arbitrator may, with the leave of the court or the arbitrator, require production on any day.
- (3) Unless the court otherwise orders, a subpoena requiring production of any document or thing before an arbitrator must permit the person named, instead of attending and producing it before the arbitrator, to produce the document or thing:
 - (a) to a person, and at a place, nominated in writing by the arbitrator and stated in the subpoena, and

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- (b) by hand or by post,
so that the person nominated receives it not later than 2 days before the first date on which production before the arbitrator is required.
- (4) If a document or thing is produced in accordance with subrule (3) the person nominated:
- (a) if required to do so, must give a receipt to the person producing the document or thing, and
- (b) must produce the document or thing as the nature of the case requires or as the arbitrator may direct.
- (5) Subrule (3) does not apply to so much of a subpoena as requires a person to attend to give evidence.

47.7 Order for examination of witness (cf SCR Part 72A, rule 8)

- (1) Rule 24.3 applies to an arbitration under the *Commercial Arbitration Act 1984* in the same way as it applies to proceedings in the court.
- (2) If any order is made pursuant to rule 24.3 as so applied, the other provisions of Part 24 apply as if:
- (a) a reference in that Part to proceedings included a reference to the arbitration proceedings, and
- (b) the provisions of rule 24.14 (4), (5) and (6) were omitted.
- (3) Unless the court otherwise orders, the examiner must send the transcript of evidence, any document that constitutes an audio-visual recording and the exhibits to the registrar.
- (4) On receiving the transcript of evidence, the registrar must file it in the proceedings on the examination.
- (5) The court may make orders for the transmission to the arbitrator of the transcript of evidence, document, any exhibit or copy of any exhibit and any such transcript, document, exhibit or copy is taken to have been taken or received (as the case requires) in the course of the arbitration proceedings.

47.8 Leave to enforce award (cf SCR Part 72A, rule 9)

- (1) The originating process for leave under section 33 of the *Commercial Arbitration Act 1984* must join the party who seeks enforcement of the award as plaintiff and the party against whom the enforcement is sought as defendant.

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- (2) Section 9 of the *International Arbitration Act 1974* of the Commonwealth applies to proceedings in which a person seeks leave under section 33 of the *Commercial Arbitration Act 1984* to enforce an award in the same way as it applies to proceedings in which a person seeks the enforcement of a foreign award by virtue of the Commonwealth Act.

47.9 Leave to appeal (cf SCR Part 72A, rule 10)

An appeal does not lie from a direction or decision in proceedings in the court under the *Commercial Arbitration Act 1984* except by leave of the court to which the appeal is to be made.

Division 2 Offer of compromise

47.10 Application of Division (cf SCR Part 72A, rule 11)

This Division applies except so far as is otherwise agreed in writing by the parties to the arbitration agreement.

47.11 Interim awards (cf SCR Part 72A, rule 12)

- (1) Unless the parties otherwise request, the arbitrator in any arbitration proceedings:
- (a) must make an interim award dealing with all questions of liability and the relief to be granted, and
 - (b) must, before making any provision in an award with respect to the costs of the arbitration, give the parties an opportunity to be heard on the question of the costs of the arbitration.
- (2) Subrule (1) does not apply if an offer has been accepted in accordance with this Division.

47.12 Mode of making offer (cf SCR Part 72A, rule 13)

- (1) An offer of compromise is made to a party under this Division by serving a notice of the offer on the party.
- (2) A notice of offer must be in writing and bear a statement to the effect that the offer is made in accordance with this Division.

47.13 Application (cf SCR Part 72A, rule 14)

Any party may make to any other party an offer to compromise any claim to which the arbitration agreement applies on the terms specified in the notice of offer.

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47.14 Time for making or accepting offer (cf SCR Part 72A, rule 15)

- (1) An offer may be made at any time before the time prescribed by subrule (8) in respect of the claim to which it relates.
- (2) A party may make more than one offer.
- (3) An offer may be expressed to be limited as to the time it is open to be accepted but the time expressed must not be less than 28 days after it is made.
- (4) An offeree must, within 3 days after service, serve a written acknowledgment of receipt on the offeror.
- (5) An offeree may accept the offer by serving notice of acceptance in writing on the offeror before:
 - (a) the expiration of the time specified in accordance with subrule (3) or, if no time is specified, the expiration of 28 days after the offer is made, or
 - (b) the time prescribed by subrule (8) in respect of the claim to which the offer relates,whichever is sooner.
- (6) An offer may not be withdrawn during the time it is open to be accepted.
- (7) An offer is open to be accepted within the period referred to in subrule (5) even if during that period the party to whom the offer (the *first offer*) is made makes an offer (the *second offer*) to the party who made the first offer, whether or not the second offer is made in accordance with this Division.
- (8) The time prescribed for the purposes of subrules (1) and (5) is the time when the arbitrator:
 - (a) has made decisions on all questions of liability and the relief to be granted in respect of the claim to which the offer relates, and
 - (b) has communicated the decisions to one or more of the parties.

47.15 Time for payment (cf SCR Part 72A, rule 16)

An offer providing for the payment of a sum of money, or for the doing of any other act, is, unless the notice of offer otherwise provides, taken to provide for the payment of that sum or the doing of that act within 28 days after acceptance of the offer.

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47.16 Withdrawal of acceptance (cf SCR Part 72A, rule 17)

- (1) A party who accepts an offer may, by serving a notice of withdrawal on the offeror, withdraw the acceptance if:
 - (a) the offer provides for payment of a sum of money or the doing of any other act, and
 - (b) the sum is not paid to the offeree, or the act is not done, within 28 days after acceptance of the offer or within such other time as the offer provides.
- (2) On withdrawal of an acceptance all steps in the arbitration taken in consequence of the acceptance have such effect only as the arbitrator may direct.
- (3) On withdrawal of an acceptance the arbitrator:
 - (a) may give directions under subrule (2), and
 - (b) may give directions for restoring the parties as nearly as may be to their positions at the time of the acceptance, and
 - (c) may give directions for the further conduct of the arbitration.

47.17 Offer without prejudice (cf SCR Part 72A, rule 18)

An offer made in accordance with this Division is taken to have been made without prejudice, unless the notice of offer otherwise provides.

47.18 Disclosure of offer to arbitrator (cf SCR Part 72A, rule 19)

- (1) No statement of the fact that an offer has been made may be contained in any document delivered to the arbitrator before the time prescribed by subrule (4).
- (2) If an offer has not been accepted, no communication with respect to the offer may be made to the arbitrator before the time prescribed by subrule (4).
- (3) Subrules (1) and (2) do not apply if a notice of offer provides that the offer is not made without prejudice.
- (4) The time prescribed for the purposes of subrules (1) and (2) is the time when the arbitrator:
 - (a) has made decisions on all questions of liability and the relief to be granted in respect of the claim to which the offer relates, and
 - (b) has communicated the decisions to one or more of the parties.

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47.19 Failure to comply with accepted offer (cf SCR Part 72A, rule 20)

If a party to an accepted offer fails to comply with the terms of the offer, then, unless the court otherwise orders, the other party is entitled, as he or she may elect, to:

- (a) such judgment or order as is appropriate to give effect to the terms of the accepted offer, or
- (b) if the party in default is the claimant, an order that the arbitration be stayed, or
- (c) if the party in default is opposing the claim, an order declaring that:
 - (i) the compromise constituted by the acceptance of the offer is of no effect, and
 - (ii) the claimant is at liberty to proceed with the arbitration.

47.20 Costs where offer not accepted (cf SCR Part 72A, rule 21)

In any exercise of discretion as to costs, the arbitrator must consider whether the offeror was at all material times willing and able to carry out the offeror's part of what was proposed in the offer.

Part 48 Matters arising under Commonwealth intellectual property legislation

Division 1 Intellectual property cases generally

48.1 Application (cf SCR Part 81, rule 1)

This Part applies to intellectual property cases in the Supreme Court.

48.2 Definitions (cf SCR Part 81, rule 2)

- (1) In this Part:

Commissioner means:

- (a) in relation to proceedings under the *Designs Act 2003* of the Commonwealth, the Registrar within the meaning of that Act, or
- (b) in relation to proceedings under the *Patents Act 1990* of the Commonwealth, the Commissioner within the meaning of that Act, or

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- (c) in relation to proceedings under the *Trade Marks Act 1995* of the Commonwealth, the Registrar within the meaning of that Act.

intellectual property Act means the *Circuit Layouts Act 1989* of the Commonwealth, the *Copyright Act 1968* of the Commonwealth, the *Designs Act 2003* of the Commonwealth, the *Patents Act 1990* of the Commonwealth or the *Trade Marks Act 1995* of the Commonwealth.

intellectual property case means:

- (a) any proceedings for infringement of EL rights subsisting under the *Circuit Layouts Act 1989* of the Commonwealth, or
 - (b) any proceedings for infringement of copyright under the *Copyright Act 1968* of the Commonwealth, or
 - (c) any proceedings for infringement of a monopoly in a design registered under the *Designs Act 2003* of the Commonwealth, or
 - (d) any proceedings for infringement of a patent granted under the *Patents Act 1990* of the Commonwealth, or
 - (e) any proceedings for infringement of a trade mark registered under the *Trade Marks Act 1995* of the Commonwealth, or
 - (f) any other proceedings under any of those Acts, whether or not the cause of action in those proceedings is joined with any other cause of action.
- (2) These rules apply to proceedings under the *Patents Act 1990* of the Commonwealth as if a reference in that Act to an *applicant* were a reference to a *plaintiff* and as if a reference in that Act to a *respondent* were a reference to a *defendant*.

48.3 Expressions in this Part (cf SCR Part 81, rule 3)

- (1) Unless the contrary intention appears, expressions used in this Part have the same meanings, in relation to proceedings taken under an intellectual property Act, as they have in that Act.
- (2) A reference in any of the intellectual property Acts to a counter-claim (sometimes spelled counterclaim) is taken to be a reference to a statement of cross-claim or cross-summons, as the case requires.

Note. See rule 9.1 (3) as to the application of these rules to cross-claims and cross-summonses.

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48.4 Mode of commencement (cf SCR Part 81, rule 5)

The requirements of these rules for a statement of claim or summons do not apply to an application for an order under an intellectual property Act if the application is required to be and is made under that Act in a petition, counter-claim or other document.

48.5 Applications: service and date of hearing (cf SCR Part 81, rule 9)

- (1) Unless the Supreme Court otherwise orders, the summons by which an application under an intellectual property Act is made to the Court:
 - (a) must be served on the Commissioner, and
 - (b) must not be heard before 14 days after service on the parties and the Commissioner.
- (2) Unless the Supreme Court otherwise orders, where:
 - (a) rule 48.11, 48.12, 48.13 or 48.14 applies to the proceedings, and
 - (b) the proceedings are commenced by summons,
the proceedings must not be heard before 14 days after the requirements as to service contained in the applicable rule have been complied with.

48.6 Mode of giving notice to Commissioner (cf SCR Part 81, rule 10)

Notice of any application to the Supreme Court under an intellectual property Act is to be given to the Commissioner by serving on the Commissioner the originating process by which proceedings on the application are commenced.

48.7 Appearance of Commissioner (cf SCR Part 81, rule 11)

- (1) In an intellectual property case, the Commissioner:
 - (a) may appear and be heard, and
 - (b) may file a statement in writing signed by the Commissioner giving particulars of:
 - (i) any proceedings before the Commissioner in relation to the matter in issue, and
 - (ii) the grounds of a decision, determination or direction given or made by the Commissioner in respect of those proceedings, and

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- (iii) the practice of the Commissioner's Office in like cases,
and, as soon as practicable, serve it on all active parties.
 - (2) The Supreme Court may make such use of a statement filed under subrule (1) (b) as the Court thinks just.

48.8 Commissioner: notice of objection (cf SCR Part 81, rule 12)

Unless the Supreme Court otherwise orders, if the Commissioner elects or is required by the Court to appear in proceedings before the Court, the Commissioner must give reasonable notice to all active parties:

- (a) of the grounds of any objection the Commissioner proposes to take, and
- (b) of any evidence the Commissioner proposes to place before the Court.

48.9 Statement of facts (cf SCR Part 81, rule 16)

- (1) The Supreme Court may direct each party to lodge a statement of the facts alleged to establish infringement, validity and absence of infringement and validity.
- (2) Subrule (1) does not affect any requirement of an intellectual property Act or of these rules for the giving or delivery of particulars.

Division 2 The Patents Act 1990 of the Commonwealth**48.10 Amendment of patent etc: section 105** (cf SCR Part 81, rule 17)

- (1) An application for an order under section 105 (1) of the *Patents Act 1990* of the Commonwealth may not be made until after the applicant has given the Commissioner a notice of intention to apply, accompanied by an advertisement that states:
 - (a) the identity of the proceedings in which the application will be made, and
 - (b) the particulars of the amendment sought, and
 - (c) the applicant's address for service, and
 - (d) that a person intending to oppose the application who is not a party to the proceedings must, not later than 28 days after publication of the advertisement, give written notice of that intention to the Commissioner and to the active parties.

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- (2) Unless the Supreme Court otherwise orders, the Commissioner must publish the advertisement once in the Australian Official Journal of Patents referred to in section 222 of the *Patents Act 1990* of the Commonwealth.

Note. The Australian Official Journal of Patents is published by IP Australia (an agency of the Commonwealth Government).

- (3) A person who gives notice under subrule (1) (d) is entitled to be heard in opposition to the application, subject to any direction of the Supreme Court as to costs.
- (4) The application may be instituted by filing a notice of motion in the relevant proceedings no later than 50 days after the date of publication of the advertisement.
- (5) The notice of motion, together with a copy of the patent, patent request or complete specification, as appropriate, showing in ink of contrasting colour the amendment sought, must be served on the Commissioner, each active party and each person who has given notice under subrule (1) (d).
- (6) On the hearing of the motion, the Supreme Court may give such directions as it thinks fit for the conduct of proceedings on the motion, including any one or more of the following:
- (a) a direction requiring the applicant to give, to each party or other person opposing the application, a statement of the grounds relied on for the amendment,
 - (b) a direction requiring a party or other person opposing the application to give to the applicant a statement of the grounds relied on in opposition to the amendment,
 - (c) a direction determining that the motion will be heard with the relevant proceedings or separately and, if separately, fixing the date for hearing the motion,
 - (d) a direction determining the manner in which evidence will be adduced and, in the case of evidence by affidavit, fixing the times within which the affidavits must be served.

48.11 Infringement proceedings: section 120 (1) (cf SCR Part 81, rule 18)

- (1) The originating process in proceedings under section 120 (1) of the *Patents Act 1990* of the Commonwealth must be served:
- (a) on the defendant in the proceedings, and
 - (b) if the plaintiff is an exclusive licensee, on the patentee, and
 - (c) on the Commissioner.

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- (2) If the application relates to an innovation patent, the originating process or its supporting affidavit must state the date when the innovation patent was granted under the *Patents Act 1990* of the Commonwealth.
 - (3) Particulars of infringements complained of:
 - (a) must give at least one instance of each type of infringement alleged, and
 - (b) in proceedings for infringement of a standard patent, must specify which of the claims of the complete specification of that patent are alleged to be infringed.
 - (4) A defendant relying on a defence under section 144 (4) of the *Patents Act 1990* of the Commonwealth must give particulars of:
 - (a) the date of, and the parties to, a contract on which the defendant intends to rely for the defence, and
 - (b) the provision of the contract that the defendant asserts is void.

48.12 Non-infringement declarations: section 125 (1) (cf SCR Part 81, rule 19)

The originating process in proceedings under section 125 (1) of the *Patents Act 1990* of the Commonwealth must be served:

- (a) on the nominated person, or the patentee, as the case requires, and
- (b) on the Commissioner.

48.13 Relief from unjustified threat: section 128 (1) (cf SCR Part 81, rule 20)

The originating process in proceedings under section 128 (1) of the *Patents Act 1990* of the Commonwealth must be served:

- (a) on the person making the threat, and
- (b) on the Commissioner.

48.14 Compulsory licences, revocation etc (cf SCR Part 81, rule 21)

- (1) The originating process in proceedings under section 133 (1), 134 (1) or 138 (1) of the *Patents Act 1990* of the Commonwealth must be served:
 - (a) on the patentee, and
 - (b) as a further defendant—on any person who claims an interest in the patent as exclusive licensee, and
 - (c) on the Commissioner.

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- (2) A plaintiff in proceedings to which subrule (1) applies must comply with Chapter 12 of the *Patents Regulations 1991* of the Commonwealth.
 - (3) If an application under section 133 (1) or 138 (1) of the *Patents Act 1990* of the Commonwealth relates to an innovation patent, the originating process or its supporting affidavit must state the date when the innovation patent was granted under that Act.
 - (4) An application for leave under section 137 (4) of the *Patents Act 1990* of the Commonwealth may be made by motion in the proceedings pending in the Supreme Court.

48.15 Particulars of invalidity (cf SCR Part 81, rule 22)

- (1) A party who disputes the validity of a patent must deliver, with the pleading or other document in which the party disputes the validity of registration, particulars of the grounds of invalidity on which the party relies.
- (2) If one of the grounds referred to in subrule (1) is that the invention is not a patentable invention because of information about the invention in a document or through the doing of an act, the particulars must specify:
 - (a) in the case of a document, the time when, and the place where, the document is alleged to have become publicly available, and
 - (b) in the case of an act:
 - (i) the name of the person alleged to have done the act, and
 - (ii) the period in which, and the place where, the act is alleged to have been done publicly, and
 - (iii) a description that is sufficient to identify the act, and
 - (iv) if the act relates to apparatus or machinery, whether the apparatus or machinery exists and, if so, where it can be inspected.
- (3) If:
 - (a) one of the grounds referred to in subrule (1) is that the invention, so far as claimed in any claim of the complete specification of the patent, is not useful, and
 - (b) it is intended, in connection with that ground, to rely on the fact that an example of the invention which is the subject of any such claim cannot be made to work, either at all or as described in the specification,

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the particulars must identify each such claim and state that fact and must include particulars of each such example, specifying the respect in which it is alleged that it does not work as described.

- (4) Except by leave of the Supreme Court, evidence is not admissible in proof of a ground of invalidity of which particulars have not been given.

48.16 Experiments (cf SCR Part 81, rule 23)

- (1) The Supreme Court may give directions:
- (a) for the service on the other parties, by any party desiring to submit experimental proof, of particulars of the experiments proposed and of the facts which the party claims to be able to establish by the experiments, and
 - (b) for the conduct of, and the persons who may attend, the experiments.
- (2) In any proceedings for infringement or the revocation of a patent, the Supreme Court may direct that evidence with respect to any experiment made is not admissible unless the experiment has been made substantially in accordance with directions given under subrule (1).

Division 3 The Trade Marks Act 1995 of the Commonwealth**48.17 Particulars of infringements** (cf SCR Part 81, rule 37)

Particulars of the infringements of a registered trade mark:

- (a) must specify the manner in which the trade mark is alleged to be infringed, and
- (b) must give at least one instance of each type of infringement alleged.

48.18 Counter-claim to proceedings for infringement (cf SCR Part 81, rule 38)

- (1) The defendant in any proceedings for infringement of a registered trade mark may apply by way of counter-claim for an order:
- (a) that the Register be rectified, or
 - (b) directing the Registrar to remove the trade mark from the Register.
- (2) There must be delivered with the counter-claim particulars of the grounds on which the order is sought.

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48.19 Judgment in absence of defendant (cf SCR Part 81, rule 38B)

- (1) Unless the Supreme Court otherwise orders, a judgment based on infringement of a trade mark may not be given or entered against a defendant in his or her absence unless the plaintiff files an affidavit that the proceedings are not in contravention of section 128 of the *Trade Marks Act 1995* of the Commonwealth.
- (2) Unless the Supreme Court otherwise orders, a judgment based on section 129 of the *Trade Marks Act 1995* of the Commonwealth may not be given or entered against a defendant in his or her absence unless the plaintiff files an affidavit that the proceedings are not in contravention of section 129 (5) of that Act.

48.20 Evidences for purposes of regulation 8.2 of the Trade Marks Regulations 1995 (cf SCR Part 81, rule 38C)

Unless the Supreme Court otherwise orders, the evidence in support of an application to which regulation 8.2 of the *Trade Marks Regulations 1995* of the Commonwealth (which relates to certain applications for rectification of the Register) applies must include evidence sufficient to enable the Court to comply with the regulation.

Division 4 The Designs Act 2003 of the Commonwealth**48.21 Particulars of infringements** (cf SCR Part 81, rule 39)

Particulars of infringements of the monopoly in a registered design:

- (a) must specify the manner in which the design is alleged to be infringed, and
- (b) must give at least one instance of each type of infringement alleged.

48.22 Particulars of invalidity (cf SCR Part 81, rule 40)

- (1) A person who:
 - (a) applies under section 93 of the *Designs Act 2003* of the Commonwealth for the revocation of the registration of a design, or
 - (b) applies under section 120 of that Act for the rectification of the Register, or

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- (c) disputes, in any proceedings, the validity of a registered design,
must, in the pleading or other document that disputes the validity of the registered design, give particulars of the grounds of invalidity on which the person relies.
- (2) If one of those grounds is previous publication or user, the particulars must state the time and place of the previous publication or user alleged, and, in the case of previous user, the particulars:
- (a) must specify the name of the person who is alleged to have made the previous user, and
 - (b) must specify the period during which the previous user is alleged to have continued, and
 - (c) must contain a description sufficient to identify the previous user.
- (3) Except by leave of the Supreme Court, evidence is not admissible in proof of a ground of invalidity of which particulars have not been given.
- (4) The Supreme Court may extend the time for delivering particulars under this rule and may allow particulars so delivered to be amended.

48.23 Application for compulsory licence: section 90 (cf Federal Court Rules, Order 58, rule 23)

An application for the grant of a compulsory licence under section 90 of the *Designs Act 2003* of the Commonwealth must state the facts intended to be relied on to show that:

- (a) products embodying the design have not been made in Australia, to the extent that is reasonable in the circumstances of the case, and
- (b) the registered owner of the design has given no satisfactory reason for failing to exercise the exclusive rights in the design, and
- (c) the applicant has tried for a reasonable period, but without success, to obtain from the registered owner of the design an authorisation to do, on reasonable terms and conditions, any of the things mentioned in section 10 (1) (a)–(e) of that Act in relation to the design.

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Division 5 The Circuit Layouts Act 1989 of the Commonwealth

48.24 Applications concerning infringement of EL rights

In proceedings for infringement of EL rights (within the meaning of the *Circuit Layouts Act 1989* of the Commonwealth), particulars of the infringement must specify the manner in which it is alleged that the EL rights have been infringed and must give at least one instance of each type of infringement alleged.

[13] Part 49, Division 3 (as renumbered by item [11])

Omit “or judicial registrar” from the heading to the Division.

[14] Rule 49.8 (as renumbered by item [11])

Omit “, or an application under section 18FB (2) of the *District Court Act 1973* for the varying or setting aside of a judgment or order of the judicial registrar of the District Court (also referred to in this Division as an *appeal*),” from rule 49.8 (1).

[15] Rule 49.8 (3) (as renumbered by item [11])

Omit “or judicial registrar”.

[16] Rule 49.8 (4) (as renumbered by item [11])

Omit “or District Court”.

[17] Rule 49.10 (as renumbered by item [11])

Omit rule 49.10 (1). Insert instead:

(1) An appeal under this Division:

- (a) does not operate as a stay of execution or stay of proceedings under the decision of the associate Judge of the Supreme Court, and
- (b) does not invalidate any intermediate act or proceedings, except so far as the Supreme Court (or, subject to any direction of the Supreme Court, the associate Judge) may direct.

[18] Rule 49.13 (as renumbered by item [11])

Omit “or judicial registrar”.

[19] Rule 50.4 (as renumbered by item [11])

Insert “Part 14, rule 3,” after “SCR” in the matter appearing after the heading to the rule.

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[20] Rule 50.4 (as renumbered by item [11])

Insert at the end of the rule:

- (2) This rule does not apply to proceedings that are entered in the Commercial List in the Supreme Court.

[21] Rule 50.9 (as renumbered by item [11])

Insert "Part 14, rule 3," after "SCR" in the matter appearing after the heading to the rule.

[22] Rule 50.9 (as renumbered by item [11])

Insert at the end of the rule:

- (2) This rule does not apply to proceedings that are entered in the Commercial List in the Supreme Court.

[23] Rule 50.10 (as renumbered by item [11])

Insert "Part 14, rule 3," after "SCR" in the matter appearing after the heading to the rule.

[24] Rule 50.10 (as renumbered by item [11])

Insert after rule 50.10 (4):

- (5) This rule does not apply to proceedings that are entered in the Commercial List in the Supreme Court.

[25] Rule 50.11 (as renumbered by item [11])

Insert "Part 14, rule 3," after "SCR" in the matter appearing after the heading to the rule.

[26] Rule 50.11 (as renumbered by item [11])

Insert after rule 50.10 (3):

- (4) This rule does not apply to proceedings that are entered in the Commercial List in the Supreme Court.

[27] Schedule 1 Application of rules

Omit "Parts 31, 32 and 33" from Column 4 of the matter relating to a Local Court.

Insert instead "Parts 31 and 32".

[28] Schedule 2 Local rules that prevail over these rulesOmit the matter relating to Parts 14, 14A, 81 and 83 from the matter relating to the *Supreme Court Rules 1970*.

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[29] Schedules 8 and 9

Insert after Schedule 7:

Schedule 8 Assignment of business in the Supreme Court

(Rules 1.16 and 45.8)

Part 1 Legislation of New South Wales

Column 1	Column 2	Column 3	Column 4
Act or instrument	Provisions	Division	List
<i>Administrative Decisions Tribunal Act 1997</i>	Section 118 or 119	Common Law	Administrative Law
<i>Adoption Act 2000</i>		Equity	
<i>Agricultural Tenancies Act 1990</i>		Common Law	
<i>Apiaries Act 1985</i>	Section 45	Equity	
<i>Associations Incorporation Act 1984</i>	Section 40, 54, 55B or 58	Equity	
<i>Australian Mutual Provident Society (Demutualisation and Reconstruction) Act 1997</i>		Equity	
<i>Bishopsgate Insurance Australia Limited Act 1983</i>	Section 7	Equity	
<i>Building and Construction Industry Long Service Payments Act 1986</i>		Common Law	Administrative Law
<i>Business Names Act 2002</i>		Common Law	Administrative Law
<i>Casino Control Act 1992</i>	Section 33, 34 or 155	Common Law	Administrative Law
<i>Charitable Fundraising Act 1991</i>		Equity	

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<i>Children and Young Persons (Care and Protection) Act 1998</i>		Equity	
<i>Children (Care and Protection) Act 1987</i>		Equity	
<i>Children (Criminal Proceedings) Act 1987</i>		Common Law	
<i>Commercial Arbitration Act 1984</i> , except in relation to arbitration proceedings that are appropriate for assignment to the Technology and Construction List		Equity	Commercial
<i>Commercial Arbitration Act 1984</i> , in relation to arbitration proceedings that are appropriate for assignment to the Technology and Construction List		Equity	Technology and Construction
<i>Community Land Development Act 1989</i>		Equity	
<i>Community Land Management Act 1989</i>		Equity	
<i>Community Services (Complaints, Reviews and Monitoring) Act 1993</i>		Equity	
<i>Community Welfare Act 1987</i>		Common Law	
<i>Companies Act 1961</i>	Section 9 or 166B	Common Law	Administrative Law
<i>Companies (Acquisition of Shares) (New South Wales) Code</i>		Equity	
<i>Companies (Application of Laws) Act 1981</i>		Equity	

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Act or instrument	Provisions	Division	List
<i>Companies (New South Wales) Code</i>		Equity	
<i>Competition Policy Reform (New South Wales) Act 1995</i>		Common Law or Equity (as appropriate in the circumstances)	
<i>Confiscation of Proceeds of Crime Act 1989</i>		Common Law	
<i>Consumer, Trader and Tenancy Tribunal Act 2001</i>	Section 65, 66 and 67	Common Law	Administrative Law
<i>Conveyancers Licensing Act 2003</i>	All provisions except in relation to proceedings assigned to the Court of Appeal	Common Law	
<i>Co-operative Housing and Starr-Bowkett Societies Act 1998</i>		Equity	
<i>Co-operatives Act 1992</i>		Equity	
<i>Corporations (New South Wales) Act 1990</i>	any "national scheme law" as defined in section 60	Equity	
<i>Crimes Act 1900</i>	Section 172 or 474E	Common Law	
<i>Crimes (Forensic Procedures) Act 2000</i>	Section 74	Common Law	
<i>Criminal Assets Recovery Act 1990</i>		Common Law	
<i>Criminal Procedure Act 1986</i>	Section 30 or Part 5 of Chapter 4	Common Law	
<i>Dividing Fences Act 1991</i>	Section 19 (2) or (3)	Common Law	Administrative Law
<i>Driving Instructors Act 1992</i>	Section 39 (1)	Common Law	Administrative Law
<i>Drug Misuse and Trafficking Act 1985</i>	Section 39R	Common Law	

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<i>Electricity Supply Act 1995</i>		Common Law	
<i>Exotic Diseases of Animals Act 1991</i>		Common Law	
<i>Fair Trading Act 1987</i>	All provisions except in relation to proceedings specified in the Third Schedule to the <i>Supreme Court Act 1970</i> or assigned by Part 75 of the <i>Supreme Court Rules 1970</i>	Common Law or Equity (as appropriate in the circumstances)	
<i>Family Provision Act 1982</i>		Equity	
<i>Felons (Civil Proceedings) Act 1981</i>		Common Law or Equity (whichever the other proceedings to which the proceedings relate have been assigned)	
<i>Fines Act 1996</i>	Section 75 (9)	Common Law	Administrative Law
<i>Forfeiture Act 1995</i>		Equity	
<i>Freedom of Information Act 1989</i>	Section 58A (1)	Common Law	Administrative Law
<i>Funeral Funds Act 1979</i>	Section 74	Equity	
	Part 6	Common Law	Administrative Law
<i>Futures Industry (New South Wales) Code</i>		Equity	
<i>Gas Industry Restructuring Act 1986</i>		Equity	
<i>Gas Supply Act 1996</i>	Section 17	Common Law	
<i>Guardianship Act 1987</i>		Equity	

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Act or instrument	Provisions	Division	List
<i>Independent Commission Against Corruption Act 1988</i>		Common Law	Administrative Law
<i>Landlord and Tenant Act 1899</i>		Common Law	
<i>Law Enforcement (Powers and Responsibilities) Act 2002</i>	Division 2 of Part 17	Common Law	
<i>Liquor Act 1982</i>		Common Law	
<i>Listening Devices Act 1984</i>		Common Law	
<i>Loan Fund Companies Act 1976</i>	Section 64	Common Law	Administrative Law
<i>Local Government Act 1993</i>	Section 330 or 485	Common Law	Administrative Law
<i>Married Persons (Equality of Status) Act 1996</i>	Section 13	Equity	
<i>Mental Health Act 1990</i>	Section 174, 281 or 285	Equity	
<i>Mental Health (Criminal Procedure) Act 1990</i>		Common Law	
<i>Mining Act 1992</i>	Section 319	Common Law	
<i>Minors (Property and Contracts) Act 1970</i>		Equity	
<i>Motor Accidents Act 1988</i>		Common Law	
<i>Motor Accidents Compensation Act 1999</i>		Common Law	
<i>Motor Dealers Act 1974</i>	Section 38 (2), 38 (3B) (a) or Part 5A	Common Law	Administrative Law
	Other than proceedings under section 38 (2), 38 (3B) (a) or Part 5A	Common Law	

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<i>Murray–Darling Basin Act 1992</i>	Section 27	Common Law	Administrative Law
<i>Mutual Recognition (New South Wales) 1992</i>		Common Law	
<i>National Companies and Securities Commission (State Provisions) Act 1981</i>		Equity	
<i>National Electricity (NSW) Law</i>	Section 46 or 48	Common Law	Administrative Law
<i>National Trust of Australia (New South Wales) Act 1990</i>		Equity	
<i>Native Title (New South Wales) Act 1994</i>		Common Law	Administrative Law
<i>New South Wales Crime Commission Act 1985</i>		Common Law	
<i>Nurses and Midwives Act 1991</i>	Section 67	Common Law	
<i>Offshore Minerals Act 1999</i>	Section 49 (2), 136 (2), 196 (2), 351, 354 (1) or 355 (1)	Equity	
<i>Ombudsman Act 1974</i>	Section 21A, 35A or 35B	Common Law	Administrative Law
<i>Parliamentary Electorates and Elections Act 1912</i>		Common Law	
<i>Petroleum (Submerged Lands) Act 1982</i>	Section 8 or 73	Common Law	Administrative Law
<i>Pipelines Act 1967</i>	Section 33 or 52	Common Law	Administrative Law
<i>Police Integrity Commission Act 1996</i>		Common Law	Administrative Law
<i>Powers of Attorney Act 2003</i>		Equity	

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Act or instrument	Provisions	Division	List
<i>Price Exploitation Code (New South Wales) Act 1999</i>		Common Law or Equity (as appropriate in the circumstances)	
<i>Prisoners (Interstate Transfer) Act 1982</i>	Section 16	Common Law	
<i>Professional Standards Act 1994</i>	Section 15	Common Law	
<i>Property (Relationships) Act 1984</i>		Equity	
<i>Protected Estates Act 1983</i>		Equity	
<i>Protection of the Environment Operations Act 1997</i>		Common Law	
<i>Public Notaries Act 1997</i>	Section 6 or 10	Common Law	
<i>Real Property Act 1900</i>		Equity	
<i>Registered Clubs Act 1976</i>	Section 42 (1)	Common Law	
<i>Residential Tenancies Act 1987</i>		Common Law	
<i>Restraints of Trade Act 1976</i>		Equity	
<i>Restricted Premises Act 1943</i>		Common Law	
<i>Retail Leases Act 1994</i>	Section 62B (1) or (2), 76A, 77 (2) or (4)	Equity	
<i>Retirement Villages Act 1999</i>	All sections other than section 183 (1)	Equity	
<i>Royal Commission (Police Service) Act 1994</i>	Section 11B	Common Law	Administrative Law
<i>Royal Commissions Act 1923</i>	Section 18B	Common Law	Administrative Law

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Act or instrument	Provisions	Division	List
<i>Rural Assistance Act 1989</i>	Section 54	Common Law	Administrative Law
<i>Securities Industry Act 1975</i>		Equity	
<i>Securities Industry (Application of Laws) Act 1981</i>		Equity	
<i>Securities Industry (New South Wales) Code</i>		Equity	
<i>State Owned Corporations Act 1989</i>	Clause 9 of Schedule 10	Equity	
<i>State Records Act 1998</i>	Section 42, 45 or 72	Equity	
<i>Status of Children Act 1996</i>		Equity	
<i>Strata Schemes (Freehold Development) Act 1973</i>		Equity	
<i>Strata Schemes (Leasehold Development) Act 1986</i>		Equity	
<i>Strata Schemes Management Act 1996</i>	Section 200	Equity	
<i>Summary Offences Act 1988</i>	Section 25 or 26	Common Law	Administrative Law
<i>Supreme Court Act 1970</i>	Section 70	Common Law	
<i>Surveying Act 2002</i>		Common Law	Administrative Law
<i>Taxation Administration Act 1996</i>	Part 10	Equity	
<i>Testator's Family Maintenance and Guardianship of Infants Act 1916</i>		Equity	
<i>Totalizator Act 1997</i>	Section 39 or 46	Common Law	Administrative Law

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<i>Totalizator Agency Board Privatisation Act 1997</i>	Section 44	Common Law	Administrative Law
<i>Travel Agents Act 1986</i>	Section 39	Common Law	
<i>Trustee Companies Act 1964</i>		Equity	
<i>Uncollected Goods Act 1995</i>	Section 18	Equity	
<i>Victims Support and Rehabilitation Act 1996</i>		Common Law	
<i>Warnervale Airport (Restrictions) Act 1996</i>	Section 13	Equity	
<i>Witness Protection Act 1995</i>	Section 17, 19 or 34 (2)	Common Law	
<i>Workers Compensation Act 1987</i>		Common Law	

Part 2 Legislation of the Commonwealth

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Act or instrument	Provisions	Division	List
<i>Admiralty Act 1988</i>		Equity	Admiralty
<i>Australian Securities and Investments Commission Act 2001</i>		Equity	
<i>Circuit Layouts Act 1989</i>		Equity	
<i>Commonwealth Electoral Act 1918</i>	Section 383	Common Law	
<i>Copyright Act 1968</i>		Equity	
<i>Corporations Act 2001</i>		Equity	
<i>Crimes (Superannuation Benefits) Act 1989</i>		Common Law	

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<i>Customs Act 1901</i>	Section 205F (1), 206 (6), 207 (2), 221 or 245 (1)	Common Law	
<i>Designs Act 2003</i>		Equity	
<i>Futures Industry Act 1986</i>		Equity	
<i>International War Crimes Tribunals Act 1995</i>		Common Law	
<i>Judiciary Act 1903</i>	Section 39B (1B) (b) or 39B (1C) (d)	Common Law	Administrative Law
<i>Marriage Act 1961</i>		Equity	
<i>Mutual Assistance in Criminal Matters Act 1987</i>		Common Law	
<i>Navigation Act 1912</i>		Equity	Admiralty
<i>Offshore Minerals Act 1994</i>	Section 49 (2), 136 (2), 196 (2), 351, 354 (1) or 355 (1)	Equity	
<i>Patents Act 1990</i>		Equity	
<i>Proceeds of Crime Act 1987</i>		Common Law	
<i>Racial Discrimination Act 1975</i>		Common Law	Administrative Law
<i>Retirement Savings Accounts Act 1997</i>	Section 43, 74, 119, 158 (4), 160, 161 (1), (2), (8) or (10), 162, 163, 166 or 176	Equity	
<i>Service and Execution of Process Act 1992</i>	Section 57 (1), 67 (1), 76 (1), 79 (1), 93 (1), 101 or 105 Section 72 (1) or 86 (except in relation to proceedings before the Court)	Common Law	
<i>Shipping Registration Act 1981</i>		Equity	Admiralty

Uniform Civil Procedure Rules (Amendment No 10) 2006

Schedule 1 Amendments

Column 1	Column 2	Column 3	Column 4
Act or instrument	Provisions	Division	List
<i>Telecommunications (Interception and Access) Act 1979</i>	Section 107A (3) or (4)	Common Law	
<i>Trade Marks Act 1995</i>		Equity	
<i>Trade Practices Act 1974</i>	Division 1 or 1A of Part V	Common Law or Equity (as appropriate in the circumstances)	

Schedule 9 Assignment of business in the District Court

(Rule 45.14)

Part 1 Legislation of New South Wales

Column 1	Column 2	Column 3
Act or instrument	Provisions	List
<i>Police Act 1990</i>	Section 216A	Special Statutory Compensation List
<i>Police Regulation (Superannuation) Act 1906</i>	Section 21	Special Statutory Compensation List
<i>Sporting Injuries Insurance Act 1978</i>	Section 29	Special Statutory Compensation List
<i>Workers Compensation Act 1987</i>		Coal Miners' Workers Compensation List
<i>Workers Compensation (Bush Fire, Emergency and Rescue Services) Act 1987</i>	Section 16 or 30	Special Statutory Compensation List
<i>Workers' Compensation (Dust Diseases) Act 1942</i>	Section 8I	Special Statutory Compensation List
<i>Workplace Injury Management and Workers Compensation Act 1998</i>		Coal Miners' Workers Compensation List

Uniform Civil Procedure Rules (Amendment No 10) 2006

Amendments

Schedule 1

Part 2 Legislation of the Commonwealth

Column 1	Column 2	Column 3
Act or instrument	Provisions	List

Other Legislation



New South Wales

Notice adjusting description of land transferred to national park estate

under the

National Park Estate (Reservations) Act 2002

I, the Director-General of the Department of Environment and Conservation, with the approval of the Minister administering the *National Parks and Wildlife Act 1974* and the Minister administering the *Forestry Act 1916*, and in pursuance of section 11 of the *National Park Estate (Reservations) Act 2002*, adjust the description of lands in Schedule 1 to the *National Park Estate (Reservations) Act 2002* by amending that Schedule as set out in Schedule 1 to this Notice.

I certify that the adjustments effected by this Notice will not result in any significant reduction in the size or value of national park estate land or State forest land.

I declare:

- (a) that the land identified as Lot 29 on the plan numbered DP 844443 that is held by the Department of Environment and Conservation is part of Kirkton Road in the local government area of Singleton and, accordingly, is vested in the roads authority for that public road under the *Roads Act 1993*, and
- (b) that the land identified as “UNFORMED COUNCIL ROAD” and shown pink on the plan numbered DP 844443 that is held by the Department of Environment and Conservation ceases to be part of Kirkton Road in the local government area of Singleton and, accordingly, is divested from the roads authority for that public road and becomes part of the land subject to the relevant provisions of the *National Park Estate (Reservations) Act 2002* applicable to Schedule 1 to that Act.

Director-General of the Department of Environment and Conservation
Dated, this 5th day of July 2006.

Notice adjusting description of land transferred to national park estate

Schedule 1 Amendments

Schedule 1 Amendments

[1] Schedule 1 State forests reserved as national park, nature reserve or state conservation area

Insert “, and the land identified as “UNFORMED COUNCIL ROAD” and shown pink on the plan numbered DP 844443 that is held by the Department of Environment and Conservation” after “diagram” where secondly occurring in clause 4.

[2] Schedule 1, clause 4

Insert “However, that area does not include the land identified as Lot 29 on the plan numbered DP 844443 that is held by the Department of Environment and Conservation.” at the end of the clause.

OFFICIAL NOTICES

Appointments

ABORIGINAL LAND RIGHTS ACT 1983

Notice

I, the Honourable MILTON ORKOPOULOS, 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) and sections 48(1) and 36(3) of the Interpretation Act 1987, extend the appointment of Mr Barry JAMESON as Administrator to the Jali Local Aboriginal Land Council for a maximum period of six (6) calendar months, effective retrospectively from 23 May 2006. 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 \$90,000 dollars, excluding GST.

Signed and sealed this 22nd day of June 2006.

MILTON ORKOPOULOS, M.P.,
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN!

LIBRARY ACT 1939

Appointment of Member Library Council of New South Wales

HER Excellency the Governor, with the advice of the Executive Council, has approved, pursuant to section 4 of the Library Act 1939, the following person being appointed as a member of the Library Council of New South Wales from 21 June 2006 to 31 December 2006:

Ian SMITH (new appointment).

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

POLICE REGULATION (SUPERANNUATION) ACT 1906

Appointment of a Member and Deputy of the Police Superannuation Advisory Committee

IN accordance with section 2H and Schedule 4 to the Police Regulation (Superannuation) Act 1906, I have approved the following appointments to the Police Superannuation Advisory Committee to serve for the period ending 31 August 2007:

Mr Edward BASSINGTHWAIGHTE as Member; and,
Mr Raff DEL VECCHIO as Deputy Member.

The above appointees were nominated by the Police Association of NSW and follow the resignation of Mr Garry Dunne.

Dated at Sydney, 5 July 2006.

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

THE UNIVERSITY OF NEW SOUTH WALES ACT 1989

Notification of Appointments to the Council

I, CARMEL TEBBUTT, Minister for Education and Training, in pursuance of sections 9(1)(b) and 9(3) of the University of New South Wales Act 1989, appoint the following persons as members of the Council of the University of New South Wales:

Mr Peter MASON, for a term of office expiring on 30 June 2007.

Mr Paul PEARCE, M.P., for a term of office expiring on 30 June 2008.

The Hon. Susan RYAN, for a term of office expiring on 30 June 2008.

Ms Jillian SEGAL, for a term of office expiring on 30 June 2010.

Dr Wallace (Wal) KING, for a term of office expiring on 30 June 2010.

Mr Matthew GROUNDS, for a term of office expiring on 30 June 2010.

CARMEL TEBBUTT, M.P.,
Minister for Education and Training

Department of Lands

ARMIDALE OFFICE

108 Faulkner Street (PO Box 199A), Armidale NSW 2350

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

ROADS ACT 1993

Order

Transfer of a Crown Road to a Council

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

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

SCHEDULE 1

*Parishes – Dumaresq and Muir; County – Gough;
Land District – Glen Innes; L.G.A. – Tenterfeld.*

The Crown road 20.115 wide known as Beardy River Road, commencing at its intersection with the Bruxner Highway and extending generally south to the Beardy River and then continuing from the Beardy River generally south easterly to the Beardy River again as shown shaded black on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: AE06 H 175.

Councils Reference: Beardy River Road - Mr Brian Turner.

SCHEDULE 1

*Parish – Tenterfeld; County – Clive;
Land District and L.G.A. – Tenterfeld.*

The Crown road 20.115 wide known as Common Road, commencing at its intersection with the Bruxner Highway and extending generally south to its junction with the

existing Council public road at the south eastern boundary of Lot C, DP 911496, as shown shaded black on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

File No.: AE06 H 175.

Councils Reference: Common Road - Mr Brian Turner.

SCHEDULE 1

*Parish – Tenterfeld; County – Clive;
Land District and L.G.A. – Tenterfeld.*

The Crown road 20.115 wide known as Coxalls Road, commencing at its intersection with the Bellevue Road and extending generally south westerly for a distance of about 300 metres as shown shaded black on the diagram hereunder.



SCHEDULE 2

Roads Authority: Tenterfield Shire Council.

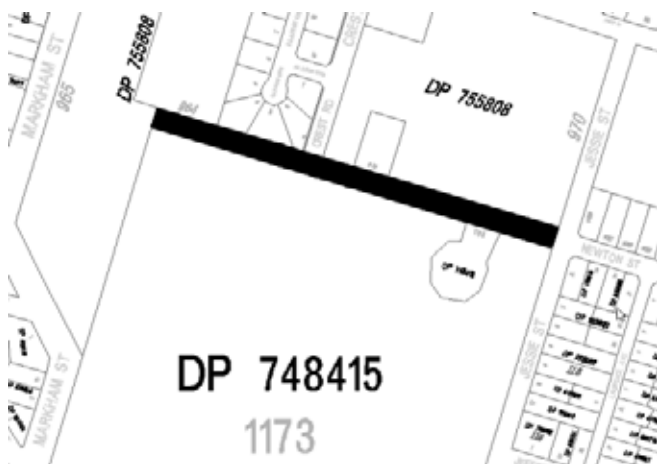
File No.: AE06 H 175.

Councils Reference: Coxalls Road - Mr Brian Turner.

SCHEDULE 1

*Parish and City – Armidale; County – Sandon;
Land District – Armidale ; L.G.A. – Armidale Dumaresq.*

The Crown road 20.115 wide known as Newton Street north of Lot 1173, DP 748415, as shown shaded black on the diagram hereunder.



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

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

COLUMN 1

Land District: Coomealla.
Local Government Area:
Wentworth Shire Council.
Locality: Mourquong.
Lot 7012, DP No. 756961#,
Parish Mourquong,
County Wentworth.
Area: 1973 square metres.
File No.: WL92 R 10/1.

COLUMN 2

Reserve No.: 61503.
Public Purpose: Public
recreation.
Notified: 1 November 1929.
Lot 7011, DP No. 756961#,
Parish Mourquong,
County Wentworth.
New Area: 3.232 hectares.

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

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

**REVOCATION OF RESERVATION OF CROWN
 LAND**

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

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

SCHEDULE

COLUMN 1

Land District: Bellingen.
 Local Government Area:
 Nambucca Shire Council.
 Locality: Tewinga.
 Reserve No.: 1011448.
 Public Purpose: Future
 public requirements.
 Notified: 31 March 2006.
 File No.: GF04 H 481.

COLUMN 2

The part being Lot 1,
 DP 1094035, Parish
 Nambucca, County Raleigh.
 Area: 702 square metres.

DECLARATION OF LAND TO BE CROWN LAND

PURSUANT to section 138 of the Crown Lands Act 1989, the land described in the Schedules hereunder, is declared land that may be dealt with as if it were Crown Land within the meaning of that Act.

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

SCHEDULE 1

*Land District – Lismore;
 Local Government Area – Ballina Shire Council;
 Parish – Pimlico; County – Rous.*

Lot 1 in Deposited Plan 539675, at Wardell, being land within Certificate of Title 1/539675 and said to be in the possession of the Minister for Agriculture and Fisheries.

File No.: GF05 H 601.

SCHEDULE 2

*Land District – Grafton;
 Local Government Area – Clarence Valley Council;
 Parish – Gulmarrad; County – Clarence.*

Lot 11 in Deposited Plan 874973, at Shark Creek, being land within Certificate of Title 11/874973 and said to be in the possession of the Minister for Agriculture.

File No.: GF05 H 703.

SCHEDULE 3

*Land District – Murwillumbah;
 Local Government Area – Tweed Shire Council;
 Parish – Terranora; County – Rous.*

Lot 6 in Deposited Plan 804521, at Terranora, being land within Certificate of Title 6/804521 and said to be in the possession of the Minister for Agriculture and Fisheries.

File No.: GF05 H 599.

SCHEDULE 4

*Land District – Grafton;
 Local Government Area – Clarence Valley Council;
 Parish – Lawrence; County – Clarence.*

Lot 1 of section 16 in Deposited Plan 758604, at Lawrence, being land within Certificate of Title 1/16/758604 and said to be in the possession of Her Most gracious Majesty Queen Elizabeth II (NSW Agriculture).

File No.: GF05 H 596.

MAITLAND OFFICE**Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****RESERVATION OF CROWN LAND**

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

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

SCHEDULE**COLUMN 1**

Land District: Newcastle.
Local Government Area:
Port Stephens.
Parishes: Sutton, Tomaree,
Stowell, Tarean and
Carrington.
County: Gloucester.
Locality: Port Stephens being
the Crown Land depicted
on the plan of R1011788
held by the Department of
Lands.
Area: About 4,200 hectares.
File No.: MD06 R 14.

COLUMN 2

Reserve No. 1011788, for
the public purposes of access
and public requirements,
tourism purposes and
environmental and heritage
conservation.

Note: Existing reservations under the Crown Lands Act are not revoked.

MOREE OFFICE**Frome Street (PO Box 388), Moree NSW 2400****Phone: (02) 6752 5055 Fax: (02) 6752 1707****ERRATUM**

IN the notice appearing in the *New South Wales Government Gazette* of 5 May 2006, Folio 2705, under the heading "REVOCATION OF RESERVATION OF CROWN LAND", DP 750116 should read DP 750115 and the File No. should read ME05 H 410.

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

SYDNEY METROPOLITAN OFFICE
Level 12, Macquarie Tower, 10 Valentine Avenue, Parramatta 2150
(PO Box 3935, Parramatta NSW 2124)
Phone: (02) 8836 5300 Fax: (02) 8836 5365

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Land District – Metropolitan; L.G.A. – Randwick.

Lot 10, DP 1097236 at Randwick, Parish Alexandria (Sheet 13), County Cumberland.

File No.: MN04 H 293.

Note: On closing, title for the land in Lot 10 remains vested in Randwick City Council as operational land.

ERRATUM

IN the notification appearing in the *Government Gazette* of the 23 June 2006, Folio 4694, under the heading "Notification of Closing of Roads" in notes should read [1] On closing, title for the land in Lot 101 remains vested in Bankstown City Council as operational land. [2] The road is closed subject to the easement to drain water, the easement for services 5 wide and variable as shown in DP 1097054.

File No.: MN05 H 28.

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

ROADS ACT 1993

Order

Transfer of a Crown Road to Council

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

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

SCHEDULE 1

*Land District – Metropolitan;
 Local Government Area – Hornsby;
 Parish – North Colah; County – Cumberland;*

Arcadia Road from Galston Road to Thomas Road including the Thomas and Arcadia Roads intersection; Bayfield Road from Knights Road to Blacks Road; Blacks Road from Bayfield Road to Arcadia Road; Arcadia Road from Blacks Road to Bay Road; Bay Road from Arcadia Road to Jack Russell Road.

SCHEDULE 2

Roads Authority: Hornsby Shire Council.

File No.: MN06 H 218.

SCHEDULE 1

*Land District – Metropolitan;
 Local Government Area – Waverley;
 Parish – Alexandria; County – Cumberland.*

That part of Birrell Street, Tamarama, easterly from Cross Street separating Strata Plan 6577, Lot A, DP 379266 and Lot 1, DP 719259 from Strata Plan 11856 and Lot 18, section 2, DP 716.

SCHEDULE 2

Roads Authority: Waverley Council.

File No.: MN06 H 118.

Department of Natural Resources

WATER ACT 1912

Volumetric Water Allocation Scheme

Section 20Z of the Water Act 1912

THE Water Administration Ministerial Corporation notifies entitlement holders (licences, authorities, group licences) that the Peel Regulated River water source is unlikely to have sufficient water available to meet the requirements of general security entitlements. Accordingly, water allocations for general security entitlements will be reduced to 0% as from 7 July 2006, until a further notification varying this notification is published.

GA2:472320.

Dated this 7th day of July 2006.

Signed for the Water Administration Ministerial Corporation:

PETER CHRISTMAS,
Manager,
Water Management, Access and Compliance,
Barwon Region,
Department of Natural Resources
(by delegation)

WATER ACT 1912

Groundwater Allocation – Peel Valley Groundwater
Management Area Sub-zone 1 Alluvium

Section 117E of the Water Act 1912

THE Water Administration Ministerial Corporation notifies groundwater entitlement holders that the Peel Valley Groundwater Sub-zone 1 Alluvium is unlikely to have sufficient water available to meet the requirements of persons authorised by law to take water from this water source or to meet other requirements for water previously determined by the Ministerial Corporation.

Accordingly, except as provided for hereunder, all groundwater allocations will be reduced to 25% as from 1 July 2006, until a further notification varying this notification is published.

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

GA2:472319.

Dated this 7th day of July 2006.

Signed for the Water Administration Ministerial Corporation:

PETER CHRISTMAS,
Manager,
Water Management, Access and Compliance,
Barwon Region,
Department of Natural Resources
(by delegation)

WATER ACT 1912

Order Under Section 117E

Groundwater Allocations for 2006/7 Water Year

Great Artesian Basin Zone 1A

THE Water Administration Ministerial Corporation notifies groundwater entitlement holders that Great Artesian Basin Zone 1A is unlikely to have sufficient water available to meet the requirements of persons authorised by law to take water from this water source or to meet other requirements for water previously determined by the Ministerial Corporation.

Accordingly, except for town water supply allocations, all groundwater allocations for the whole 2006/7 Water Year (1 July 2006 to 30 June 2007), are reduced to 80% of licensed entitlement. Town water supply allocations will not be subject to a reduction.

GA2:472321.

Dated this 7th day of July 2006.

Signed for the Water Administration Ministerial Corporation:

PETER CHRISTMAS,
Manager,
Water Management, Access and Compliance,
Barwon Region,
Department of Natural Resources
(by delegation)

WATER ACT 1912

Volumetric Water Allocation Scheme

Notice under Section 20Z of the Water Act 1912

Toonumbar Dam and the Regulated Sections of
Iron Pot Creek and Eden Creek

THE Department of Natural Resources is satisfied that during the 2006/2007 water year, the water sources of Iron Pot Creek and Eden Creek below Toonumbar Dam and including Toonumbar Dam storage area which are subject to a scheme pursuant to section 20X of the Water Act 1912, is unlikely to have sufficient water available to meet all the requirements of persons authorised by law to take water from the water sources or to meet other requirements previously determined by the Department.

Consequently, for the 2006/2007 water year, except as provided hereunder, all general security allocations from Toonumbar Dam are set at 100% of their basic allocation.

The allocations shall take effect on and from 1st July 2006.

Dated this 27th day of June 2006.

Signed for the Department of Natural Resources.

D. SCHRODER,
Regional Director,
North Coast Region

Department of Planning

SUBORDINATE LEGISLATION ACT 1989 AND BUILDING PROFESSIONALS ACT 2005

Building Professionals Regulation 2006 & Accreditation Scheme for Accredited (Private) Certifiers

Notice is given under the Subordinate Legislation Act 1989 of the intention to make a principal Regulation under the Building Professionals Act 2005.

NOTICE is also given under the Building Professionals Act 2005 of the intention to make an accreditation scheme.

The objectives of the proposed regulation are to:

- protect the interests of property owners, occupants and the community
- set minimum standards of competence for private certifiers
- promote and maintain standards of building and subdivision certification in NSW
- set clear, consistent, efficient, fair and effective processes for accrediting, auditing and investigating complaints against certifiers
- ensure the aims and provisions of the Building Professionals Act can be effectively implemented

The objectives of the proposed accreditation scheme are to specify:

- the minimum qualifications, skills, knowledge and experience required to be an accredited certifier,
- the assessment process for accreditation,
- a code of conduct for accredited certifiers, and
- continuing professional development requirements for accredited certifiers

For a copy of the draft Regulation, Regulatory Impact Statement and draft accreditation scheme and for more information:

- visit www.bpb.nsw.gov.au
- email bpb@bpb.nsw.gov.au
- phone 02 9895 5950

We welcome written submissions on the proposals. Emailed submissions are preferred and can be sent to: bpb@bpb.nsw.gov.au. Alternatively, submissions can be posted to the Director, Building Professionals Branch, Department of Planning, PO Box 3720 Parramatta NSW 2124.

The closing date for submissions is Friday 25 August 2006.



New South Wales

Byron Local Environmental Plan 1988 (Amendment No 124)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (GRA6323451/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 124)

Byron Local Environmental Plan 1988 (Amendment No 124)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Byron Local Environmental Plan 1988 (Amendment No 124)*.

2 Aims of plan

The aims of this plan are to amend *Byron Local Environmental Plan 1988*:

- (a) to allow, with consent, community title subdivision in accordance with the *Community Land Development Act 1989* of certain land approved for multiple occupancy development into rural residential allotments and common property, and
- (b) to insert a new clause and schedule into *Byron Local Environmental Plan 1988* which lists certain requirements relating to community title subdivision of land as referred to in paragraph (a) above and any future development on the land.

3 Land to which plan applies

This plan applies to the following land within the local government area of Byron:

- (a) Lot 4, DP 749004, Durrumbul Road, Durrumbul,
- (b) Lot 1, DP 115187, Durrumbul Road, Durrumbul,
- (c) Lot 8, DP 5130, Lot 8, DP 5109 and Lot 1, DP 1045943, Fowlers Lane, Bangalow,
- (d) Lot 3, DP 748585, Preston's Lane, Tyagarah,
- (e) Lot 64, DP 755712, Mafeking Road, Goonengerry,
- (f) Lot 24, DP 755722, Coopers Lane, Mullumbimby.

4 Amendment of Byron Local Environmental Plan 1988

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

Byron Local Environmental Plan 1988 (Amendment No 124)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 17A Multiple occupancy

Omit clause 17A (5). Insert instead:

- (5) Except as provided by clause 17B, if the council grants consent in accordance with this clause to development on a parcel of land to which this clause applies, subdivision of that parcel (including subdivision under the *Community Land Development Act 1989* or subdivision by means of a strata plan or a strata plan of subdivision within the meaning of the *Strata Schemes (Freehold Development) Act 1973* or the *Strata Schemes (Leasehold Development) Act 1986*) is prohibited.

[2] Clause 17B

Insert after clause 17A:

17B Community title subdivision of multiple occupancy development

- (1) This clause applies to land referred to in Schedule 13.
- (2) Community title subdivision of land to which this clause applies may, with development consent, be carried out in accordance with the requirements and conditions of Schedule 13 and this clause.
- (3) The total number of lots created must be equal to or less than that listed in Schedule 13 in relation to the land concerned.
- (4) Consent must not be granted to a development application for community title subdivision under this clause if the application was lodged more than two years after the date of gazettal of the plan that inserted the relevant item into Schedule 13.
- (5) Consent must not be granted to a development application for community title subdivision under this clause unless the Council has considered the following information in relation to the proposed development:
 - (a) a water management plan,
 - (b) an on-site sewage management plan,
 - (c) a waste management plan,
 - (d) an environmental repair and enhancement management plan,
 - (e) a bushfire management plan,

Page 3

Byron Local Environmental Plan 1988 (Amendment No 124)

Schedule 1 Amendments

-
- (f) a neighbourhood management statement, including but not limited to the following:
- (i) provision for bushfire management,
 - (ii) a prohibition on domestic cats and dogs or provisions providing for their management,
 - (iii) provision for environmental repair and enhancement,
 - (iv) provision for waste management,
 - (v) provision for water management,
 - (vi) provision for on-site sewage management,
 - (vii) provision for design and construction of any new dwellings.
- (6) An environmental repair and enhancement management plan as referred to in subclause (5) (d) must address:
- (a) the following:
 - (i) planting of not less than 900 native plants per dwelling-house or holiday cabin,
 - (ii) all plantings to be undertaken in priority areas for environmental repair to ensure the expansion of the following:
 - (A) wildlife corridors and connecting areas between vegetation remnants,
 - (B) existing vegetation remnants,
 - (C) habitats for threatened species and plant communities,
 - (D) riparian areas adjoining water courses,
 - (iii) all plantings to be based on locally sourced species,
 - (iv) the aims and objectives of environmental rehabilitation as they relate to flora and fauna communities and habitats,
 - (v) a detailed planting strategy incorporating the following:
 - (A) planting site preparation,
 - (B) specific locations,
 - (C) spacing and density,
 - (D) a species list,
 - (E) mature heights of tree and shrub species to be planted,
 - (F) establishment of planting areas,

Byron Local Environmental Plan 1988 (Amendment No 124)

Amendments

Schedule 1

-
- (G) expected completion date for planting activities,
 - (H) a weed maintenance program,
 - (vi) a detailed regeneration and rehabilitation strategy incorporating the following:
 - (A) areas for regeneration and rehabilitation work,
 - (B) the activities proposed in each area,
 - (C) priority areas and timeframes for implementation in those areas, and
 - (b) the objectives and provisions of the *Byron Biodiversity Conservation Strategy 2004*, including but not limited to the following components:
 - (i) site plans identifying the location of the following:
 - (A) high conservation value vegetation,
 - (B) wildlife corridors,
 - (C) existing erosion and land degradation,
 - (D) streambanks, watercourses and drainage lines,
 - (E) environmental repair and enhancement zones,
 - (F) any proposed buffer plantings,
 - (G) any other relevant items,
 - (ii) where high conservation value vegetation and habitats occur on the land, specific management measures to ensure its conservation,
 - (iii) where a wildlife corridor occurs on the land, specific management measures to ensure its conservation,
 - (iv) measures to control and manage noxious and environmental weeds and introduced pest species,
 - (v) measures to protect steeply sloping areas and manage erosion and land degradation,
 - (vi) measures to manage sedimentation and prevent degradation of watercourses, creeks and drainage lines,
 - (vii) where threatened species or communities occur on the land, measures to manage and protect individuals or communities and their habitats,
 - (viii) measures to manage vegetation and habitats in asset protection zones,
-

Byron Local Environmental Plan 1988 (Amendment No 124)

Schedule 1 Amendments

- (ix) measures to control and manage pollution of waterways and existing native vegetation from residential and agricultural use of the land,
- (x) measures to address the provisions of any Council adopted guidelines for property or biodiversity management plans.

(7) In this clause, *community title subdivision* means subdivision in accordance with the *Community Land Development Act 1989*.

[3] **Schedule 13**

Insert after Schedule 12:

Schedule 13 Community title subdivision of multiple occupancy developments

(Clause 17B)

Item	Land	Description of development
1	Lot 3, DP 748585, corner Prestons and Grays Lane, Tyagarah	Neighbourhood scheme creating 7 neighbourhood lots ranging in size from 0.7 to 1.0 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.
2	Lot 24, DP 755722, Coopers Lane, Mullumbimby	Neighbourhood scheme creating 3 neighbourhood lots ranging in size from 0.6 to 1.2 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.
3	Lot 8, DP 5130, Lot 8, DP 5109 and Lot 1, DP 1045943, Fowlers Lane, Bangalow	Neighbourhood scheme creating 12 neighbourhood lots ranging in size from 0.5 to 1.1 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.
4	Lot 64, DP 755712, Mafeking Road, Goonengerry	Neighbourhood scheme creating 6 neighbourhood lots ranging in size from 0.7 to 1.2 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.
5	Lot 4, DP 749004, Durrumbul Road, Durrumbul	Neighbourhood scheme creating 7 neighbourhood lots ranging in size from 0.9 to 1.6 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.
6	Lot 1, DP 115187, Durrumbul Road, Durrumbul	Neighbourhood scheme creating 4 neighbourhood lots ranging in size from 0.3 to 0.6 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.



New South Wales

Ryde Local Environmental Plan No 135

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (SRE0000166/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Ryde Local Environmental Plan No 135

Ryde Local Environmental Plan No 135

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Ryde Local Environmental Plan No 135*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone the land at 199 Cox's Road, North Ryde from Special Uses "A" (Church and School) to Zone No 3 (d1) (Business Neighbourhood) under the *Ryde Planning Scheme Ordinance* to reflect the properties current commercial use, and
- (b) to rezone part of the land at 191–195 Cox's Road, North Ryde from Special Uses "A" (Church and School) to Zone No 3 (d1) (Business Neighbourhood) under the *Ryde Planning Scheme Ordinance* to allow for commercial and retail uses.

3 Land to which plan applies

This plan applies to land situated in the City of Ryde, being part of Lot 2 in DP 604868, known as 191–195 Cox's Road, North Ryde and Lot 1 in DP 604868, known as 199 Cox's Road, North Ryde, as shown coloured dark blue with dark red edging and lettered "3 (d1)" on the map marked "Ryde Local Environmental Plan No 135" deposited in the office of the Council of the City of Ryde.

4 Amendment of Ryde Planning Scheme Ordinance

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

Ryde Local Environmental Plan No 135

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 3 Interpretation

Insert in appropriate order in the definition of *scheme map* in clause 3 (1):

Ryde Local Environmental Plan No 135



New South Wales

Sydney Local Environmental Plan 2005 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (9042819/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Sydney Local Environmental Plan 2005 (Amendment No 1)

Sydney Local Environmental Plan 2005 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Sydney Local Environmental Plan 2005 (Amendment No 1)*.

2 Aims of plan

The aim of this plan is to insert a provision into *Sydney Local Environmental Plan 2005* that was exhibited with that plan but was inadvertently omitted from the version of the plan that was gazetted. The provision permits, with consent, development for commercial purposes on land to which this plan applies.

3 Land to which plan applies

This plan applies to land shown outlined in black and with black hatching on sheet 2 of the map marked “Sydney Local Environmental Plan 2005—Central Sydney Site Identification Map” deposited in the office of the Council of the City of Sydney.

4 Amendment of Sydney Local Environmental Plan 2005

Sydney Local Environmental Plan 2005 is amended as set out in Schedule 1.

Sydney Local Environmental Plan 2005 (Amendment No 1)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 43 Development within the Maritime and Transport zone

Insert after clause 43 (3):

- (3A) Within the part of the Maritime and Transport zone outlined in black and shown with black hatching on the Central Sydney Site Identification Map (Sheet 2), development for commercial purposes in addition to the purposes specified in subclause (3) may be carried out, but only with development consent.



New South Wales

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (Q02/00304/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Wollondilly Local Environmental Plan 1991 (Amendment No 52)

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wollondilly Local Environmental Plan 1991 (Amendment No 52)*.

2 Aims of plan

- (1) This plan aims to amend *Wollondilly Local Environmental Plan 1991*:
 - (a) to rezone certain land to which this plan applies, and
 - (b) to reclassify certain land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*.
- (2) This plan also aims to incidentally make more extensive provision in *Wollondilly Local Environmental Plan 1991* for the classification or reclassification of public land as operational land as a consequence of major changes to the statutory scheme in section 30 (Reclassification of community land as operational) of the *Local Government Act 1993*.

3 Land to which plan applies

- (1) To the extent that this plan rezones land, this plan applies to so much of Part Lot 69 Sec C, DP 1569, 56 Carlton Road, Thirlmere, Part Lot 70 Sec C, DP 1569, 58 Carlton Road, Thirlmere, Part Lot 71 Sec C, DP 1569, 60 Carlton Road, Thirlmere, Part Lot 12 Sec C, DP 1569, Westbourne Avenue, Thirlmere and Lot 111, DP 736213, Westbourne Avenue, Thirlmere, as shown edged heavy black on Sheet 1 of the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 52)" deposited in the office of the Council of the Shire of Wollondilly.
- (2) To the extent that this plan reclassifies land, this plan applies to Lot 111, DP 736213, Westbourne Avenue, Thirlmere, as shown edged heavy black on Sheet 2 of the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 52)" deposited in the office of the Council of the Shire of Wollondilly.

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

Clause 4

-
- (3) To the extent that this plan discharges certain land from certain trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land, this plan applies to Lot 1, DP 974402, Spring Creek Road, Mount Hunter, Lots 6 and 7, SP 40957, Abelia Street, Tahmoor and Lot 70, DP 258766, McKee Road, Theresa Park, as shown edged heavy black and hatched on the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 36)" deposited in the office of the Council of the Shire of Wollondilly.

4 Amendment of Wollondilly Local Environmental Plan 1991

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

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Definitions

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

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

[2] Clause 39

Omit the clause. Insert instead:

39 Classification and reclassification of public land as operational land

- (1) The public land described in Schedule 6 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*, subject to this clause.
- (2) Land described in Part 1 of Schedule 6 is not affected by the amendments made by the *Local Government Amendment (Community Land Management) Act 1998* to section 30 of the *Local Government Act 1993*.
- (3) Land described in Part 2 of Schedule 6:
 - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its classification, or reclassification, as the case requires, as operational land.
- (4) Land described in Columns 1 and 2 of Part 3 of Schedule 6, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land except:
 - (a) those (if any) specified for the land in Column 3 of Part 3 of Schedule 6, and
 - (b) any reservations that except land out of a Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

Amendments

Schedule 1

-
- (5) In this clause, *the relevant amending plan*, in relation to land described in Part 3 of Schedule 6, means the local environmental plan that inserted the land description in that Part.
- (6) Before the relevant amending plan inserted a description of land into Part 3 of Schedule 6, the Governor approved of subclause (4) applying to the land.

[3] Schedule 6 Classification and reclassification of public land as operational land

Insert before the matter relating to Bargo:

Part 1 Land classified, or reclassified, under original section 30 of Local Government Act 1993

Column 1	Column 2
Locality	Description

[4] Schedule 6, Part 1

Omit the matters relating to Mount Hunter, Tahmoor and Theresa Park.

[5] Schedule 6, Parts 2 and 3

Insert after Part 1:

Part 2 Land classified, or reclassified, under amended section 30 of Local Government Act 1993—interests not changed

Column 1	Column 2
Locality	Description
<u>Thirlmere</u>	
Westbourne Avenue	Lot 111, DP 736213, as shown edged heavy black on Sheet 2 of the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 52)".

Wollondilly Local Environmental Plan 1991 (Amendment No 52)

Schedule 1 Amendments

Part 3 Land classified, or reclassified, under amended section 30 of Local Government Act 1993—interests changed

Column 1	Column 2	Column 3
Locality	Description	Trusts etc not discharged
<u>Mount Hunter</u>		
Spring Creek Road	Lot 1, DP 974402, as shown edged heavy black and hatched on Sheet 1 of the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 36)".	
<u>Tahmoor</u>		
Abelia Street	Lots 6 and 7, SP 40957, as shown edged heavy black and hatched on Sheet 2 of the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 36)".	
<u>Theresa Park</u>		
McKee Road	Lot 70, DP 258766, as shown edged heavy black and hatched on Sheet 3 of the map marked "Wollondilly Local Environmental Plan 1991 (Amendment No 36)".	



New South Wales

Wyong Local Environmental Plan 1991 (Amendment No 171)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (CC0000043/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Wyong Local Environmental Plan 1991 (Amendment No 171)

Wyong Local Environmental Plan 1991 (Amendment No 171)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wyong Local Environmental Plan 1991 (Amendment No 171)*.

2 Aims of plan

The aims of this plan are to amend *Wyong Local Environmental Plan 1991* so as:

- (a) to exclude the land referred to in clause 3 (a) from the operation of clause 18 (Restriction on development—lot amalgamation) of *Wyong Local Environmental Plan 1991*, and
- (b) to rezone part of Lot 6, DP 1071685, Warnervale Road, Hamlyn Terrace from Zone No 10 (a) (Investigation Precinct Zone) to Zone No 5 (a) (Special Uses Zone).

3 Land to which plan applies

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

- (a) Lot 6, DP 1071685, Warnervale Road, Hamlyn Terrace and Lot 7, DP 1071685 Minnesota Road, Hamlyn Terrace, in relation to the exclusion from the operation of clause 18 (Restriction on development—lot amalgamation) of the *Wyong Local Environmental Plan 1991*, and
- (b) part of Lot 6, DP 1071685, Warnervale Road, Hamlyn Terrace, as shown edged heavy black on the map marked “Wyong Local Environmental Plan 1991 (Amendment No 171)”, deposited in the office of Wyong Shire Council, in relation to the rezoning of part of Lot 6, DP 1071685.

4 Amendment of Wyong Local Environmental Plan 1991

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

Wyong Local Environmental Plan 1991 (Amendment No 171)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 7 Definitions

Insert in appropriate order in the definition of *the map* in clause 7 (1):

Wyong Local Environmental Plan 1991 (Amendment No 171)

[2] Schedule 5 Land not subject to lot amalgamation

Insert in alphabetical order in the matter relating to Hamlyn Terrace under the headings "Street" and "Description", respectively:

Minnesota Road	Lot 7, DP 1071685
Warnervale Road	Lot 6, DP 1071685

Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

Provisional Total Allowable Commercial Catch for
Abalone

THE Total Allowable Catch Setting and Review Committee, pursuant to Division 4 of Part 2 of the Fisheries Management Act 1994, by this notice specifies that a provisional total allowable commercial catch for abalone beginning 1 July 2006 is set at 40 tonnes, up to 30 September 2006.

Dated this 27th day of June 2006.

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

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(06-2614)

No. 2771, DEPARTMENT OF PRIMARY INDUSTRIES, area of 586 square kilometres, for Group 9, dated 28 June 2006. (Singleton Mining Division).

(06-4068)

No. 2773, ISOKIND PTY LIMITED (ACN 081 732 498), area of 66 units, for Group 1, dated 28 June 2006. (Cobar Mining Division).

(06-4069)

No. 2774, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 65 units, for Group 1, dated 28 June 2006. (Cobar Mining Division).

(06-4070)

No. 2775, SMIFF PTY LTD (ACN 086 047 396), area of 22 units, for Group 1, dated 29 June 2006. (Orange Mining Division).

(06-4071)

No. 2776, KINGSREEF PTY LTD (ACN 083 553 968), area of 79 units, for Group 1, dated 30 June 2006. (Mining Division).

(06-4072)

No. 2777, CENTAURUS RESOURCES PTY LTD (ACN 120 281 969), area of 65 units, for Group 1, dated 30 June 2006. (Mining Division).

(06-4076)

No. 2781, BEMAX RESOURCES NL (ACN 009 247 858), area of 70 units, for Group 10, dated 3 July 2006. (Broken Hill Mining Division).

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(05-5707)

No. 2618, now Exploration Licence No. 6585, WHITEHAVEN COAL MINING PTY LTD (ACN 086 426 253) and REPUBLIC COAL PTY LIMITED (ACN 079 990 784), County of Arrawatta, Map Sheet (9139), area of 2000 hectares, for Group 9, dated 3 July 2006, for a term until 3 July 2009.

(05-5710)

No. 2627, now Exploration Licence No. 6586, WHITEHAVEN COAL MINING PTY LTD (ACN 086 426 253) and REPUBLIC COAL PTY LIMITED (ACN 079 990 784), County of Arrawatta, Map Sheet (9139), area of 1000 hectares, for Group 9, dated 3 July 2006, for a term until 3 July 2009.

(05-5711)

No. 2630, now Exploration Licence No. 6587, WHITEHAVEN COAL MINING PTY LTD (ACN 086 426 253) and REPUBLIC COAL PTY LIMITED (ACN 079 990 784), County of Arrawatta, Map Sheet (9130), area of 125 square kilometres, for Group 9, dated 3 July 2006, for a term until 3 July 2009.

(06-0086)

No. 2669, now Exploration Licence No. 6584, NIPLATS AUSTRALIA PTY LIMITED (ACN 103 006 542), County of Windeyer, Map Sheet (7131, 7132, 7231, 7232), area of 200 units, for Group 10, dated 23 June 2006, for a term until 22 June 2008.

(06-0087)

No. 2670, now Exploration Licence No. 6584, NIPLATS AUSTRALIA PTY LIMITED (ACN 103 006 542), County of Windeyer, Map Sheet (7131, 7132, 7231, 7232), area of 200 units, for Group 10, dated 23 June 2006, for a term until 22 June 2008.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

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

(T02-0019)

Exploration Licence No. 5976, PARADIGM NSW PTY LTD (ACN 099 477 979), area of 23 units. Application for renewal received 29 June 2006.

(T02-0016)

Exploration Licence No. 5980, PARADIGM NSW PTY LTD (ACN 099 477 979), area of 15 units. Application for renewal received 29 June 2006.

(T04-0024)

Exploration Licence No. 6277, PARADIGM NSW PTY LTD (ACN 099 477 979), area of 9 units. Application for renewal received 29 June 2006.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(05-0764)

Authorisation No. 102, DIRECTOR GENERAL NSW DEPT OF PRIMARY INDUSTRIES ON BEHALF OF THE CROWN, Counties of Brisbane, Durham and Hunter, Map Sheet (9033), area of 6092 hectares, for a further term until 16 September 2011. Renewal effective on and from 15 June 2006.

(T03-0863)

Exploration Licence No. 6215, PAN GEM RESOURCES (AUST) PTY LTD (ACN 064 972 621), County of Arrawatta, Map Sheet (9138), area of 5 units, for a further term until 21 March 2008. Renewal effective on and from 21 June 2006.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

EXPIRIES

Mining Lease No. 1498 (Act 1992), HOLTEN DRIVE INVESTMENTS PTY LTD, Parish of Picton, County of Yancowinna. This title expired on 31 December 2005.

Private Land Lease No. 1191 (Act 1924), YOUNG MINING COMPANY PTY LTD, Parish of Bribaree, County of Monteagle. This title expired on 29 May 2006.

Private Land Lease No. 1198 (Act 1924), YOUNG MINING COMPANY PTY LTD, Parish of Bribaree, County of Monteagle. This title expired on 29 May 2006.

IAN MACDONALD, M.L.C.,
Minister for Mineral Resources

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Armidale Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 89 of 8 May 1953, and any Notification revived as a result of this revocation;
- B. divide Armidale Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Armidale Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Armidale Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally north-eastern boundary of the district with the generally southern boundary of the Parish of Tubbamurra, then generally south-westerly and southerly along the generally eastern boundary of the County of Hardinge to the intersection of the Parishes of Balala, Looanga and Kentucky, then generally southerly along the eastern boundary of the Parishes of Looanga and Tara to the intersection of the Parishes of Tara, Sandon and Congi, then generally south-westerly along the south-eastern boundary of the Parish of Tara, then generally westerly along the southern boundary of the Parish of Bendemeer, then generally southerly along the eastern boundary of the Parish of Perry to the district boundary, then generally north-westerly, north-easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally eastern boundary of the district with Waterfall Way, then generally south-westerly along Waterfall Way and its prolongation as Barney Street at Armidale to the intersection of Barney Street with Miller Street, then generally southerly along Miller Street to its intersection with the Armidale-Yarrowyck Road, then generally westerly along the Armidale-Yarrowyck Road to its intersection with the boundary between the Counties of Sandon and Hardinge, then generally north-easterly along the generally north-western boundary of the County of Sandon to the district boundary, then generally south-easterly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the generally eastern boundary of the district with Waterfall Way, then generally south-westerly along the district boundary to where it intersects the boundary between the Counties of Clarke and Vernon, then generally south-westerly along the boundary between the Counties of Clarke and Vernon to the intersection of the Counties of Clarke, Vernon and Sandon, then generally westerly along the southern boundary of the County of Sandon to the

intersection of the Counties of Sandon, Vernon and Inglis, then generally north-westerly and northerly along the western boundary of the County of Sandon to its intersection with the Yarrowyck-Armidale Road, then generally easterly along the Yarrowyck-Armidale Road to its intersection with Miller Street at Armidale, then generally northerly along Miller Street to its intersection with Barney Street, then generally easterly along Barney Street and its prolongation as Waterfall Way to the point of commencement.

Division D

Commencing at the intersection of the district boundary with the boundary between the Counties of Clarke, Vernon and Dudley, then generally southerly, south-westerly and northerly along the district boundary to the intersection of the district boundary and the Parishes of Glen Morison and Vernon, then generally north-westerly along the district boundary to the southern boundary of the Parish of Bendemeer, then generally south-easterly along the southern boundary of the Parish of Tara, then generally north-easterly along the western boundary of the Parish of Congi to its intersection with the Parish of Sandon, then generally easterly along the northern boundary of the Parish of Vernon to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Alteration of Boundaries of the Divisions of the Armidale Pastures Protection District' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Bombala Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Bombala Pastures Protection District (now the Bombala Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Bombala Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Bombala Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Bombala Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the junction of the Snowy River with the Maclaughlin River on the western boundary of the district, then upstream along the Maclaughlin River to the junction of the boundaries of the Parishes of Peters, Cambalong and Merriangah, then generally easterly along the boundary between the Parishes of Cambalong and Merriangah to its intersection with the boundary of Lot 27, Parish of Cambalong, then generally southerly, easterly, northerly, again easterly and again southerly along the boundary of the Parish of Merriangah to its intersection with Slaughterhouse Creek, then generally southerly along Slaughterhouse Creek to its intersection with the Palarang Road, then generally easterly along the Palarang Road to its intersection with the Gunningrah Road, then generally southerly and easterly along Gunningrah Road to Iris Street, Bombala, then generally easterly along Iris Street to Stephen Street, then generally southerly along Stephen Street to Mahratta Street, then generally westerly and southerly along Mahratta Street to Forbes Street, then generally westerly and southerly along Forbes and Maybe Streets to Bright Street, then generally southerly along Bright Street to Joseph Street, then generally easterly along Joseph Street to Hyde Street, then generally northerly along Hyde Street to Bucky Springs Road, then generally easterly along Bucky Springs Road to Warburton Road, then generally easterly and northerly along Warburton Road to the eastern boundary of the district, then generally north-easterly, north-westerly, westerly and south-westerly along the district boundary to the point of commencement.

Division B

Commencing at the junction of the Snowy River with the Maclaughlin River on the western boundary of the district, then upstream along the Maclaughlin River to the junction of the Parishes of Peters, Cambalong and Merriangah, then generally easterly along the boundary between the Parishes of Cambalong and Merriangah to its intersection with the boundary of Lot 27, Parish of Cambalong, then generally southerly, easterly, northerly, again easterly and again southerly along

the boundary of the Parish of Merriangah to its intersection with Slaughterhouse Creek, then generally southerly along Slaughterhouse Creek to its intersection with the Palarang Road, then generally easterly along the Palarang Road to its intersection with the Gunningrah Road, then generally southerly and easterly along Gunningrah Road to Iris Street, Bombala, then generally easterly along Iris Street to Stephen Street, then generally southerly along Stephen Street to Mahratta Street, then generally westerly and southerly along Mahratta Street to Forbes Street, then generally westerly and southerly along Forbes and Maybe Streets to Bright Street, then generally southerly along Bright Street to Joseph Street, then generally easterly along Joseph Street to Hyde Street, then generally northerly along Hyde Street to Bucky Springs Road, then generally easterly along Bucky Springs Road to Warburton Road, then generally easterly and northerly along Warburton Road to the eastern boundary of the district, then generally south-easterly, southerly, north-westerly and north-easterly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Casino Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Casino Pastures Protection District (now the Casino Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Casino Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Casino Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Casino Rural Lands Protection Board in accordance with the Rural Lands Protection Act 1998.

SCHEDULE**Division A**

Commencing at the intersection of the generally north-eastern corner of the Parish of Tomki with the district boundary, then generally north-westerly along the northern boundary of the Parishes of Tomki and North Casino, then generally southerly along the western boundary of the Parishes of North Casino, South Casino, Richmond, Ellangowan, Darke, Barrawanga and Whiporie, then generally north-easterly and north-westerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally south-eastern corner of the Parish of Bungabbee with the district boundary, then generally north-westerly along the generally southern boundary of the Parishes of Bungabbee, Runnymede, Geneva and Ettrick, then generally northerly along the western boundary of the Parishes of Ettrick, Roseberry, Loadstone and Cougal to the district boundary, then generally easterly and southerly along the district boundary to the point of commencement.

Division C

Commencing at the generally north-eastern corner of the Parish of Camira, then generally southerly along the eastern boundary of the Parish of Camira to the district boundary, then generally southerly, westerly and north-westerly along the district boundary to the generally north-western corner of the Parish of Wyon, then generally northerly along the western boundary of the Parishes of Busby, Mongogarrie, Mummulgum, Dyraaba, and Babyil to the intersection with the generally south-western corner of the Parish of Toonumbar, then generally south-easterly along the northern boundary of the Parishes of Babyil, Langwell, Stratheden and Kyogle to the generally north-eastern corner of the Parish of Kyogle, then generally southerly along the eastern boundary of the Parishes of Kyogle, Wooroowoolgan, Coombell, Nandabah, Myrtle and Powerpa to the point of commencement.

Division D

Commencing at the generally south-eastern corner of the Parish of Pikapene, then generally southerly, westerly, northerly and north-easterly along the district boundary to the generally north-eastern corner of the Parish of Donaldson, then generally easterly along the northern boundary of the Parishes of Donaldson, Unumgar and Findon, then generally southerly along the eastern boundary of the Parishes of Findon, Sherwood and Toonumbar, then generally north-westerly along the southern boundary of the Parish of Toonumbar to its intersection with the Parish of Buller, then generally southerly along the eastern boundary of the Parishes of Buller, Peacock, Black Camp, Sandilands and Pikapene to the point of commencement.

Notes

1. The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.
2. The Notification cited in paragraph A was amended in 1954 (see *Government Gazette* No 207 of 24 December 1954) and in 1970 (see *Government Gazette* No 113 of 4 September 1970). The revocation effected by paragraph A includes the revocation of the relevant portions of the 1954 and 1970 Notifications.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Condobolin Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Condobolin Pastures Protection District (now the Condobolin Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Condobolin Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Condobolin Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Condobolin Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the generally the south-western corner of the Parish of Greenock, then generally southerly along the eastern boundary of the Parish of Palisthan to the generally south-eastern corner of the Parish of Palisthan, then generally westerly along the southern boundary of the Parish of Palisthan to the district boundary, then generally north-westerly, north-easterly, south-easterly and south-westerly along the district boundary to the intersection of the Parishes of Kars, Berewombenia and Yarrabandai, then generally westerly along the southern boundary of the Parishes of Kars, Bundaburra, Murda and Baratta to the generally south-western corner of the Parish of Baratta, then generally northerly along the western boundary of the Parish of Baratta to the intersection of the Parishes of Baratta, Mowalba and Bimbella, then generally westerly along the southern boundary of the Parishes of Mowalba and Greenock to the point of commencement.

Division B

Commencing at the generally north-western corner of the parish of Micabil, then generally easterly along the northern boundary of the Parishes of Micabil, Gulgo, Condobolin, Wologong, Derriwong and Berewombenia to the district boundary, then generally southerly along the district boundary to the intersection of the Parishes of Lake, Cowal and Marsden, then generally westerly along the southern boundary of the Parishes of Lake, Corringale, Blow Clear, Bimbeen and Ungarie to the intersection of the Parishes of Ungarie, Bolagamy and Bibbijolee, then generally northerly along the western boundary of the Parish of Ungarie to the intersection of the Parishes of Ungarie, Wollongough and Bibbijolee, then generally westerly along the southern boundary of the Parish of Wollongough to the intersection of the Parishes of Wollongough, Youngareen and Bygalorie, then generally northerly along the western boundary of the Parishes of Wollongough, Wilga South, Wilga, Merribooka, Milbee, Wallaroi, South Micabil and Micabil to the point of commencement.

Division C

Commencing at the north-western corner of the Parish of Julandery, then generally easterly along the northern boundary of the Parishes of Julandery and Bimbella to the intersection of the Parishes of Bimbella, Mowalba and Baratta, then generally southerly along the eastern boundary of the Parishes of Bimbella, Kiagathur, Goobothery, Wardry, Pulligal, Gormans Hill and Bygalorie to the intersection of the Parishes of Bygalorie, Youngareen and Wollongough, then generally easterly along the northern boundary of the Parishes of Youngareen and Bibbijolee to the intersection of the Parishes of Bibbijolee, Wollongough and Ungarie, then generally southerly along the eastern boundary of the Parishes of Bibbijolee, Murrengreen, Brolga, Wallandry North and Wallandry to the intersection of the Parishes of Wallandry, Willandra and Jillett, then generally westerly along the southern boundary of the Parish of Wallandry to the district boundary, then generally westerly, northerly and easterly along the district boundary to the point of commencement.

Division D

Commencing at the north-western corner of the Parish of Bolagamy, then generally easterly along the northern boundary of the Parishes of Bolagamy, Younga Plain, Clear Ridge and Cowal to the intersection of the Parishes of Cowal and Lake with the district boundary, then generally southerly, westerly and northerly along the district boundary to the intersection of the Parishes of Jillett, Wallandry and Bygoo, then generally easterly along the northern boundary of the Parish of Jillett to the intersection of the Parishes of Jillett, Wallandry and Willandra, then generally northerly along the western boundary of the Parishes of Willandra, Drumston, Mildil and Bolagamy to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Cooma Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Cooma Pastures Protection District (now the Cooma Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Cooma Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Cooma Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Cooma Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally northern boundary of the district with Gap Creek, then generally southerly along Gap Creek to the Murrumbidgee River, then generally southerly along the Murrumbidgee River to its confluence with the Numeralla River, then generally south-westerly along the Murrumbidgee River to its confluence with Slacks Creek, then generally southerly along Slacks Creek to its intersection with the Snowy Mountains Highway, then generally easterly along the Snowy Mountains Highway to its intersection with Kosciuszko Road, then generally south-westerly along Kosciuszko Road to its intersection with Dalgety Road at Berridale, then generally westerly along Kosciuszko Road to its intersection with the Snowy River at the Jindabyne Dam wall, then generally north-westerly along the Snowy River to the district boundary, then generally north-westerly, northerly and south-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the district boundary with the Snowy River, then generally south-easterly along the Snowy River to its intersection with Kosciuszko Road at the Jindabyne Dam wall, then generally easterly along Kosciuszko Road to its intersection with Dalgety Road at Berridale, then generally south-easterly along Dalgety Road to its intersection with Bobundara Road, then generally south-easterly along Bobundara Road and Bobundara Lane to the intersection of that lane with the district boundary at Springfield Road, then generally south-westerly, north-westerly and north-easterly along the district boundary to the point of commencement.

Division C

Commencing at the confluence of the Murrumbidgee River and the Numeralla River, then generally south-easterly along the Numeralla River to its confluence with the Big Badja River, then generally north-easterly along the Big Badja River to its intersection with the generally western boundary of

the Badja State Forest, then east along a straight line to the district boundary, then generally south-westerly and westerly along the district boundary to its intersection with Bobundra Lane, then generally north-westerly along Bobundara Lane and Bobundara Road to the intersection of Bobundara Road with Dalgety Road, then generally north-westerly along Dalgety Road to its intersection with Kosciuszko Road at Berridale, then generally north-easterly along Kosciuszko Road to its intersection with the Snowy Mountains Highway, then generally westerly along the Snowy Mountains Highway to its intersection with Slacks Creek, then generally northerly along Slacks Creek to its confluence with the Murrumbidgee River, then generally north-easterly along the Murrumbidgee River to the point of commencement.

Division D

Commencing at the intersection of the generally northern boundary of the district with Gap Creek, then generally northerly, easterly and south-easterly along the district boundary to the point where the generally north-eastern corner of Division C intersects with the district boundary, then west in a straight line to the intersection of the generally western boundary of the Badja State Forest with the Big Badja River, then generally south-westerly along the Big Badja River to its confluence with the Numeralla River, then generally north-westerly along the Numeralla River to its confluence with the Murrumbidgee River, then generally northerly along the Murrumbidgee River to its confluence with Gap Creek, then generally northerly along Gap Creek to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Coonamble Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Coonamble Pastures Protection District (now the Coonamble Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Coonamble Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Coonamble Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Coonamble Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally north-western boundary of the district with the Coonamble-Carinda Road, then generally south-easterly along that road to its intersection with the Castlereagh River at Coonamble, then generally southerly along the Castlereagh River to its intersection with the Combara-Warren Road, then generally south-westerly along that road to Bourbah, then generally north-westerly along the Bourbah-Emby Road to the district boundary at Emby, then generally northerly, westerly and north-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally north-western boundary of the district with the Coonamble-Carinda Road, then generally south-easterly along that road to its intersection with the Coonamble-Baradine Road, then generally easterly along that road to the eastern boundary of the district, then generally north-westerly and south-westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the western boundary of the district with the Bourbah-Emby Road at Emby, then generally south-easterly along the Bourbah-Emby Road to Bourbah, then generally south-easterly along the Bourbah-Gulargambone Road to the district boundary at Gulargambone, then generally south-easterly, south-westerly and north-westerly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the eastern boundary of the district with the Coonamble-Baradine Road, then generally westerly along that road to its intersection with the Castlereagh

River, then generally southerly along the Castlereagh River to its intersection with the Combara-Warren Road, then generally south-westerly along that road to Bourbah, then generally south-easterly along the Bourbah-Gulargambone Road to the district boundary at Gulargambone, then generally north-easterly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Dubbo Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Dubbo Pastures Protection District (now the Dubbo Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Dubbo Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Dubbo Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Dubbo Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally north-western boundary of the district with the Mitchell Highway, then generally south-easterly along the Mitchell Highway to its intersection with Warren Road at Narromine, then generally northerly along Warren Road to its intersection with Euromedah Road, then generally easterly along that road to the Macquarie River, then generally easterly along the Macquarie River to its intersection with the Mitchell Highway at Dubbo, then generally southerly along the Mitchell Highway to its intersection with Darling Street at Dubbo, then generally northerly along Darling Street to its intersection with the prolongation of the Golden Highway, then generally easterly along the Golden Highway to its intersection with the Dubbo-Mendooran railway line, then generally north-easterly and northerly along the Dubbo-Mendooran railway line to its intersection with the district boundary at the village of Mendooran, then generally north-westerly and south-westerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally southern boundary of the district with the Mitchell Highway, then generally northerly and north-westerly along the Mitchell Highway to its intersection with Darling Street at Dubbo, then generally northerly along Darling Street to its intersection with the prolongation of the Golden Highway, then generally easterly along the Golden Highway to its intersection with the Dubbo-Mendooran railway line, then generally north-easterly and northerly along the Dubbo-Mendooran railway line to its intersection with the district boundary at the village of Mendooran, then generally south-easterly, southerly and westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the generally southern boundary of the district with the Newell Highway, then generally north-easterly along the Newell Highway to its intersection with the Mitchell Highway at Dubbo, then generally south-easterly and southerly along the Mitchell

Highway to its intersection with the generally southern boundary of the district, then generally north-westerly and westerly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the generally north-western boundary of the district with the Mitchell Highway, then generally south-easterly along the Mitchell Highway to its intersection with Warren Road at Narromine, then generally northerly along Warren Road to its intersection with Euromedah Road, then generally easterly along that road to the Macquarie River, then generally easterly along the Macquarie River to its intersection with the Mitchell Highway at Dubbo, then generally north-westerly along the Mitchell Highway to its intersection with the Newell Highway, then generally south-westerly along the Newell Highway to its intersection with the district boundary, then generally north-westerly and north-easterly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Forbes Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Forbes Pastures Protection District (now the Forbes Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Forbes Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Forbes Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Forbes Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the Lachlan River and the generally eastern boundary of the district, then generally north-westerly along the Lachlan River to its intersection with the generally western boundary of the district, then generally northerly, south-easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the Lachlan River and the generally western boundary of the district, then generally south-easterly along the Lachlan River to its intersection with the generally eastern boundary of the district, then generally south-easterly, south-westerly, westerly and northerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Goulburn Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Goulburn Pastures Protection District (now the Goulburn Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Goulburn Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Goulburn Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Goulburn Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally western boundary of the district with the Goulburn-Crookwell Road, then generally south-easterly along that road to its junction with Fitzroy Street at Goulburn, then generally easterly along Fitzroy Street to its junction with Goldsmith Street, then generally easterly along Goldsmith Street to its junction with Sloane Street, then generally westerly along Sloane Street to its junction with Mundy Street, then generally south-easterly along Mundy Street to its junction with Bungonia Road, then generally south-easterly along that road to the Hume Highway overpass (at which point the road becomes known as the Windellama Road) and continuing to its junction with Mountain Ash Road, then generally north-easterly along Mountain Ash Road to its junction with Jerrawa Road, then generally north-easterly along Jerrawa Road to its junction with the Hume Highway, then generally northerly along the Hume Highway to its junction with the main southern railway line, then generally easterly along that railway line to the generally eastern boundary of the district, then generally northerly, westerly, south-westerly and south-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally western boundary of the district with the Goulburn-Crookwell Road, then generally south-easterly along that road to its junction with Fitzroy Street at Goulburn, then generally easterly along Fitzroy Street to its junction with Goldsmith Street, then generally easterly along Goldsmith Street to its junction with Sloane Street, then generally westerly along Sloane Street to its junction with Mundy Street, then generally south-easterly along Mundy Street to its junction with Bungonia Road, then generally south-easterly along that road to the Hume Highway overpass (at which point the road becomes known as the Windellama Road) and continuing to its junction with Mountain Ash Road, then generally north-easterly along Mountain

Ash Road to its junction with Jerrawa Road, then generally north-easterly along Jerrawa Road to its junction with the Hume Highway, then generally northerly along the Hume Highway to its junction with the main southern railway line, then generally easterly along that railway line to the generally eastern boundary of the district, then generally southerly, north-westerly and northerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Grafton Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 73 of 2 May 1986 at page 1922 entitled 'Notification of Divisions of Grafton Pastures Protection District', and any Notification revived as a result of this revocation;
- B. divide Grafton Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Grafton Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Grafton Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the district boundary with the Parishes of Carnham and Coombadjha, then generally westerly, north-easterly, south-easterly, easterly and southerly along the district boundary to the intersection of the district boundary with the Parishes of Nanegai and Taloumbi, then generally south-westerly along the southern and eastern boundaries of the Parishes of Nanegai, Harwood, Ashby, Lawrence, Southgate and Great Marlow to the intersection of the Parishes of Great Marlow, Clarenza and Southampton, then generally north-westerly along the generally southern or western boundaries of the Parishes of Great Marlow, Clifden, Eaton, Copmanhurst, Pulganbar, Pucka and Carnham to the point of commencement.

Division B

Commencing at the intersection of the district boundary with the Parishes of Taloumbi and Nanegai, then generally southerly along the district boundary to the intersection of the district boundary and the Parishes of Corindi and Woolgoolga, then generally westerly along the generally southern boundary of the Parishes of Corindi, Sherwood and Kremnos to the intersection of the Parishes of Kremnos, Tallawudjah and Towallum, then generally northerly along the generally western boundary of the Parishes of Kremnos, Qwyarigo, Lanitza and Clarenza to the intersection of the Parishes of Clarenza, Southampton and Great Marlow, then generally north-easterly along the generally westerly and northerly boundaries of the Parishes of Clarenza, Ulmarra, Woodford and Taloumbi to the point of commencement.

Division C

Commencing at the intersection of the district boundary with the Parishes of Coombadjha and Carnham, then generally south-easterly along the generally northern or eastern boundaries of the Parishes of Coombadjha, Camelback, Grange, Newbold, Duckan Duckan, Turville, Rushforth and Southampton to the intersection of the Parishes of Southampton, Clarenza and Great Marlow, then generally southerly along the generally eastern boundary of the Parishes of Southampton, Elland, Bardsley, Koukandowie and Towallum to the intersection of the Parishes of Towallum, Bagawa and

Gundar, then generally south-westerly along the generally southern or eastern boundaries of the Parishes of Towallum, Bardool, Cope, Bobo, Moonpar, Tyingham and Allans Water to the district boundary, then generally westerly, north-westerly and north-easterly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the district boundary with the Parishes of Woolgoolga and Corindi, then generally southerly and south-westerly along the district boundary to the intersection of the district boundary with the Parishes of Meldrum Downs and Allans Water, then generally north-easterly along the generally northern or western boundaries of the Parishes of Meldrum Downs, Bostobrick, Leigh, Allan and Gundar to the intersection of the Parishes of Gundar, Bagawa and Towallum, then generally northerly along the generally western boundary of the Parishes of Bagawa and Tallawudjah to the intersection of the Parishes of Tallawudjah, Towallum and Kremnos, then generally easterly along the generally northern boundary of the Parishes of Tallawudjah, Waihou and Woolgoolga to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Gundagai Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 99 of 27 June 1986, and any Notification revived as a result of this revocation;
- B. divide Gundagai Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Gundagai Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Gundagai Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the western boundary of the district and the Junee-Gundagai Road, then generally easterly along the Junee-Gundagai Road to Eurongilly, then generally easterly along the Dollarvale Road to its intersection with the Nangus-Bethungra Road, then generally northerly along the Nangus-Bethungra Road to its intersection with Yammatree Road, then generally easterly along Yammatree Road through Yammatree Station to its intersection with Burra Road, then generally northerly along Burra Road to its intersection with Wambidgee Road, then generally easterly along Wambidgee Road to its intersection with the Coolac-Cootamundra Road, then generally south-easterly along the Coolac-Cootamundra Road to its intersection with the Hume Highway, then generally north-easterly along the Hume Highway to its intersection with the district boundary, then generally north-westerly, westerly and south-westerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the western boundary of the district with the Junee-Gundagai Road, then generally easterly along the Junee-Gundagai Road to Eurongilly, then generally easterly along the Dollarvale Road to its intersection with the Nangus-Bethungra Road, then generally northerly along the Nangus-Bethungra Road to its intersection with Yammatree Road, then generally easterly along Yammatree Road through Yammatree Station to its intersection with Burra Road, then generally northerly along Burra Road to its intersection with Wambidgee Road, then generally easterly along Wambidgee Road to its intersection with the Coolac-Cootamundra Road, then generally south-easterly along the Coolac-Cootamundra Road to its intersection with the Hume Highway, then generally north-easterly along the Hume Highway to its intersection with the district boundary, then generally south-easterly along the district boundary to its intersection with the Murrumbidgee River, then generally southerly along the Murrumbidgee River to its confluence with the Tumut River, then generally southerly along the Tumut River to its intersection with the Snowy Mountains Highway at Tumut, then generally north-westerly along the Snowy Mountains Highway to its junction with the Hume Highway, then generally south-westerly along the Hume Highway to the district boundary, then generally north-westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the western boundary of the district and the Hume Highway, then generally north-easterly along the Hume Highway to its junction with the Snowy Mountains Highway, then generally south-easterly along the Snowy Mountains Highway to its intersection with Wee Jasper Road at Tumut, then generally northerly along Wee Jasper Road to its intersection with the Tumut River at Tumut, then generally south-easterly along the Tumut River to its confluence with the Jounama Creek, then easterly along the Jounama Creek to its intersection with the Snowy Mountains Highway at Talbingo, then generally south-easterly along the Snowy Mountains Highway to its intersection with the district boundary, then generally southerly, south-westerly and north-westerly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the north-eastern boundary of the district and the Murrumbidgee River, then generally south-westerly along the Murrumbidgee River to its confluence with the Tumut River, then generally southerly along the Tumut River to its confluence with the Jounama Creek, then generally easterly along the Jounama Creek to its intersection with the Snowy Mountains Highway, then generally south-easterly along the Snowy Mountains Highway to its intersection with the district boundary, then generally northerly and westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Gundagai Pastures Protection District' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Hume Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 90 of 12 August 1997 at pages 6272-6274, and any Notification revived as result of this revocation;
- B. divide Hume Rural Lands Protection District into eight (8) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Hume Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Hume Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the northern boundary of the district with Broughtons Lane, then generally south-westerly along Broughtons Lane to its intersection with Schultz Lane, then generally southerly along Schultz Lane to its intersection with Janetzki's Lane, then generally southerly along Janetzki's Lane to its intersection with the Henty-Pleasant Hills Road, then generally north-westerly along the Henty-Pleasant Hills Road to its intersection with Edgehill School Lane, then generally south-westerly along Edgehill School Lane to its intersection with the (now disused) Henty-Rand railway line, then generally south-westerly along that railway line to its intersection with the Ryan Stock Route, then generally southerly along the Ryan Stock Route to its intersection with Sherwyn Road, then generally easterly along Sherwyn Road to its intersection with Gluepot Road, then generally southerly along Gluepot Road to its intersection with Walbundrie Road, then generally easterly along Walbundrie Road to its intersection with Brooklyn Road, then generally southerly along Brooklyn Road to its intersection with the Walla-Walbundrie Road, then generally westerly along the Walla-Walbundrie Road to its intersection with Voss Road, then generally southerly and easterly along Voss Road to its intersection with Barber's Road, then generally southerly along Barber's Road to its intersection with Severin's Road, then generally southerly along Severin's Road to its intersection with Walla West Boundary Road, then generally easterly and southerly and again easterly along Walla West Boundary Road to its intersection with the (now disused) Culcairn-Corowa railway line, then generally westerly and southerly along that railway line to its intersection with the Kywong-Howlong Road, then generally southerly along the Kywong-Howlong Road to its intersection with Jude Road, then generally westerly along Jude Road to its intersection with Hammer Street, then generally southerly along Hammer Street to the district boundary, then generally westerly, northerly and easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the northern boundary of the district with the Olympic Highway, then generally southerly along the Olympic Highway to its intersection with Billabong Creek, then generally easterly along that creek to its intersection with the Morven-Gerogery Road, then

generally southerly along the Morven-Gerogery Road to Gerogery, then generally south-westerly along the Old Wagga Road to its intersection with Glenellen Road, then generally westerly and south-westerly along Glenellen Road to its intersection with Bartsch Road, then generally westerly along Bartsch Road to its intersection with the Jindera-Walla Walla Road, then generally southerly along the Jindera-Walla Walla Road to its intersection with the Albury-Urana Road, then generally north-westerly along the Albury-Urana Road to its intersection with the (now disused) Culcairn-Corowa railway line, then generally easterly along that railway line to its intersection with the Walla West Boundary Road, then generally easterly along the Walla West Boundary Road to its intersection with Severin's Road, then generally northerly along Severin's Road to its intersection with Barber's Road, then generally northerly and westerly along Severin's Road to its intersection with Voss Road, then generally northerly along Voss Road to its intersection with the Walla-Walbundrie Road, then generally easterly along the Walla-Walbundrie Road to its intersection with Brooklyn Road, then generally northerly along Brooklyn Road to its intersection with Walbundrie Road, then generally westerly along Walbundrie Road to its intersection with Gluepot Road, then generally northerly along Gluepot Road to its intersection with Sherwyn Road, then generally westerly along Sherwyn Road to its intersection with the Ryan Stock Route, then generally northerly along the Ryan Stock Route to its intersection with the (now disused) Henty-Rand railway line, then generally north-easterly along that railway line to its intersection with Edgehill School Lane, then generally north-easterly along Edgehill School Lane to its intersection with the Henty-Pleasant Hills Road, then generally south-easterly along the Henty-Pleasant Hills Road to its intersection with Janetzki's Lane, then generally northerly along Janetzki's Lane to its intersection with Schultz Lane, then generally north-westerly along Schultz Lane to its intersection with Broughtons Lane, then generally north-easterly along Broughtons Lane to the district boundary, then generally easterly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the northern boundary of the district with the Hume Highway, then generally south-westerly along the Hume Highway to its intersection with the generally northern boundary of the Parish of Mullanjandra, then generally westerly along the northern boundary of the Parish of Mullanjandra to its intersection with the generally north-eastern boundary of the Parish of Yambla, then generally north-westerly along the generally north-eastern and northern boundaries of the Parish of Yambla to the generally north-eastern boundary of the Parish of Gerogery, then generally northerly along the eastern boundary of the Parish of Gerogery to its intersection with the generally eastern boundary of the Parish of Castlestead, then generally northerly and then generally easterly along the generally eastern and northern boundaries of that parish, respectively, to the Morven-Gerogery Road, then generally northerly along the Morven-Gerogery Road to its intersection with Billabong Creek, then generally westerly along Billabong Creek to its intersection with the Olympic Highway, then generally northerly along that highway to the district boundary, then generally easterly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the northern boundary of the district with the Tumbarumba-Wagga Wagga Road, then generally south-easterly along the Tumbarumba-Wagga Wagga Road to Carabost, then generally southerly along the Carabost-Copabella Road to its intersection with Copabella Creek, then generally southerly along Copabella Creek to its intersection with the Holbrook-Jingellic Road, then generally southerly along the Holbrook-Jingellic Road to its intersection with the southern boundary of the district at Jingellic, then generally westerly along the district boundary to its intersection with the eastern boundary of the Parish of Wagra, then generally northerly and westerly along the eastern boundary of that parish to its intersection with the generally eastern boundary of the Parish of Mullanjandra, then generally northerly and easterly along the generally north-eastern boundary of the Parish of Mullanjandra to its intersection with the Hume Highway, then generally north-easterly along the Hume Highway to the district boundary,

then generally easterly and north-easterly along the district boundary to the point of commencement.

Division E

Commencing at the intersection of the northern boundary of the district with the Tumbarumba-Wagga Wagga Road, then generally south-easterly along the Tumbarumba-Wagga Wagga Road to Carabost, then generally southerly along the Carabost-Copabella Road to its intersection with Copabella Creek, then generally southerly along Copabella Creek to its intersection with the Holbrook-Jingellic Road, then generally easterly along the Holbrook-Jingellic Road to its intersection with the Jingellic-Tumbarumba Road, then generally northerly and easterly along the Jingellic-Tumbarumba Road to Tumbarumba, then generally south-easterly along the Tooma Road to its intersection with Elliott Way, then generally easterly along Elliott Way to its intersection with the eastern boundary of the district, then generally north-westerly, westerly and south-westerly along the district boundary to the point of commencement.

Division F

Commencing at the intersection of Elliott Way and the eastern boundary of the district, then generally westerly along the Elliott Way to Tooma Road, then generally north-westerly along Tooma Road to Williams Street in Tumbarumba, then generally northerly along that street to Regent Street, then generally easterly along that street to Murray Street, then generally northerly along that street to Bridge Street, then generally easterly along that street to The Parade, then generally northerly along The Parade to Albury Street, then generally westerly along that street to Mason Hill Road, then generally south-westerly along that road to the Tumbarumba-Jingellic Road, then generally south-westerly and southerly along that road to its intersection with the Holbrook-Jingellic Road, then generally easterly along the Holbrook-Jingellic Road to its intersection with the Tumbarumba-Jingellic Road, then generally southerly along that road to its intersection with the generally southern boundary of the district, then generally easterly, southerly and northerly along the district boundary to the point of commencement.

Division G

Commencing at the intersection of the southern boundary of the district with Hammer Street at Howlong, then generally northerly along Hammer Street to its intersection with Jude Road, then generally easterly along that road to its intersection with the Kywong-Howlong Road, then generally northerly along the Kywong-Howlong Road to its intersection with the (now disused) Culcairn-Corowa railway line, then generally north-easterly along that railway line to its intersection with the Albury-Urana Road, then generally south-easterly along the Albury-Urana Road to its intersection with the Jindera-Table Top Road, then generally easterly along the Jindera-Table Top Road to its intersection with Funks Road, then generally southerly along Funks Road to its intersection with Molkentin Road, then generally south-easterly along Molkentin Road to its intersection with Hawthorn Road, then generally westerly along Hawthorn Road to its intersection with Hilsley Lane, then generally south-easterly along Hilsley Lane to the western corner of Lot 6 DP 749050, then generally south-easterly along the south-western boundary of Lot 6 DP 749050 to its intersection with Central Reserve Road, then generally easterly along Central Reserve Road to its intersection with Old Wagga Road, then generally south-easterly along Old Wagga Road to its intersection with the Hume Highway, then generally southerly along that highway to its intersection with the district boundary, then generally westerly along the district boundary to the point of commencement.

Division H

Commencing at the intersection of the southern boundary of the district with the Hume Highway, then generally northerly along the Hume Highway to its intersection with Old Wagga Road, then generally north-westerly along Old Wagga Road to its intersection with Central Reserve Road, then generally westerly along Central Reserve Road to its intersection with the southern boundary of Lot

6 DP 749050, then generally north-westerly along the generally south-western boundary of Lot 6 DP 749050 to its intersection with Hilsley Lane, then generally north-westerly along Hilsley Lane to its intersection with Hawthorn Road, then generally easterly along Hawthorn Road to its intersection with Molkentin Road, then generally north-westerly along Molkentin Road to its intersection with Funks Road, then generally northerly along Funks Road to its intersection with the Jindera-Table Top Road, then generally westerly along the Jindera-Table Top Road to its intersection with Old Wagga Road, then generally northerly along Old Wagga Road to its intersection with the Olympic Highway and Gerogery East Road, then generally north-easterly along Gerogery East Road to its intersection with the south-western boundary of the Parish of Morven, then generally easterly along the southern boundary of that parish to its intersection with the western boundary of the Parish of Woomargama, then generally easterly along the southern boundary of that parish to its intersection with the Hume Highway, then generally south-westerly along that highway to its intersection with the north-western boundary of Lot 211 DP 753350 on the boundary of the Parish of Mullanjandra, then generally easterly, south-easterly and southerly along the boundary of that parish to its intersection with the north-western boundary of the Parish of Wagra, then generally easterly and then generally southerly along the northern and eastern boundaries of the Parish of Wagra, respectively, to the district boundary, then generally easterly along the district boundary to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Hunter Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 90 of 12 August 1997 at pages 6268 and 6269, and any Notification revived as a result of this revocation;
- B. divide Hunter Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Hunter Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Hunter Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally north-western boundary of the district with the Parishes of Tinagroo and Willis, then generally south-easterly along the generally western and southern boundaries of the Parishes of Tinagroo and Wingen to the intersection of the Parishes of Wingen, Melbourne and Park, then generally southerly and then generally easterly along the western and southern boundaries of the Parish of Park, respectively, to the intersection of the Parishes of Park, Scone and Macqueen, then generally southerly along the western boundary of the Parishes of Macqueen, Russell and Rowan to the intersection of the Parishes of Rowan, Clanricard and Brougham, then generally easterly along the southern boundary of the Parish of Rowan to the intersection of the Parishes of Rowan, Balmoral and Brougham, then generally south-westerly along the generally western boundary of the Parish of Balmoral to the intersection of the parishes of Balmoral, Savoy and Brougham, then generally easterly along the southern boundary of the Parish of Balmoral to the intersection of the Parishes of Balmoral, Herschell and Savoy, then generally north-easterly along the generally eastern and southern boundaries of the Parishes of Balmoral, St Aubins, Tudor and Rosamond to the district boundary, then generally northerly, north-westerly and south-westerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally north-western boundary of the district with the Parishes of Tinagroo and Willis, then generally south-easterly along the generally eastern and northern boundaries of the Parishes of Willis, Melbourne and Scone to the intersection of the Parishes of Scone, Park and Macqueen, then generally southerly along the eastern boundary of the Parishes of Scone, Strathearn and Ellis to the intersection of the Parishes of Ellis, Clanricard and Rowan, then generally easterly along the northern boundary of the Parish of Brougham to the intersection of the Parishes of Rowan, Brougham and Balmoral, then generally south-westerly along the generally eastern boundary of the Parish of Brougham to the intersection of the Parishes of Brougham, Balmoral and Savoy, then generally easterly along the northern boundary of the Parish of Savoy to the intersection of the Parishes of Savoy, Liddell and Herschell, then generally easterly

and then generally southerly along the northern and eastern boundaries of the Parish of Liddell, respectively, to the intersection of the Parishes of Liddell, Goorangoola and Vane, then generally westerly along the southern boundary of the Parish of Liddell to the intersection of the Parishes of Liddell, Ravensworth and Vane, then generally southerly along the eastern boundary of the Parish of Ravensworth to the intersection of the Parishes of Ravensworth, Vane and Lemington, then generally westerly along the southern boundary of the Parishes of Ravensworth, Howick, Wynn, Althorpe, Denman, Yarraman, Wickham and Dangar to the district boundary, then generally north-easterly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the generally eastern boundary of the district with the Parishes of Mount Royal and Rosamond, then generally south-westerly along the western boundary of the Parishes of Mount Royal and Liebeg to the intersection of the Parishes of Liebeg, Foy and Rosamond, then generally northerly along the eastern boundary of the Parish of Foy to the intersection of the Parishes of Foy, Tudor and Rosamond, then generally westerly along the northern boundary of the Parishes of Foy and Herschell to the intersection of the Parishes of Tudor, St Aubins and Herschell, then generally south-westerly along the western boundary of the Parish of Herschell to the southern intersection of the Parishes of Herschell, Savoy and Liddell, then generally easterly along the southern boundary of the Parish of Herschell to the intersection of the Parishes of Liddell, Herschell and Goorangoola, then generally southerly along the western boundary of the Parish of Goorangoola to the intersection of the Parishes of Goorangoola, Liddell and Vane, then generally southerly and then generally westerly along the western and northern boundaries of the Parish of Vane, respectively, to the intersection of the Parishes of Vane, Liddell and Ravensworth, then generally southerly along the western boundary of the Parish of Vane to the intersection of the Parishes of Vane, Ravensworth and Lemington, then generally easterly and then generally north-easterly along the generally southern and eastern boundaries of the Parish of Vane, respectively, to the intersection of the Parishes of Vane, Broughton and Auckland, then generally southerly along the western boundary of the Parishes of Broughton and Darlington to the intersection of the Parishes of Darlington, Warkworth and Auckland, then generally south-easterly along the southern boundary of the Parishes of Darlington and Sedgfield to the intersection of the Parishes of Sedgfield, Whittingham and Belford, then generally southerly and then generally easterly along the western and southern boundaries of the Parish of Belford, respectively, to the district boundary, then generally north-easterly and north-westerly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the generally western boundary of the district with the Parishes of Kerrabee and Dangar, then generally easterly along the generally northern boundary of the Parishes of Kerrabee, Baerami, Arndell, Bureen, Hunter, Piribil, Wambo, Lemington, Auckland, then generally south-easterly along the generally north-eastern boundary of the Parish of Warkworth, then generally easterly along the generally northern boundary of the Parishes of Whittingham, Ovingham and Rothbury to the district boundary, then generally south-westerly, westerly, north-westerly and north-easterly along the district boundary to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Kempsey Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Port Macquarie Pastures Protection District (now the Kempsey Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Kempsey Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Kempsey Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Kempsey Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the western district boundary with Diamond Flat Trail, then generally south-easterly along that trail to the northern boundary of Nulla Five Day State Forest, then generally south-easterly along that boundary to its junction with the northern boundary of Lot 10 DP 755556, then generally easterly and then generally southerly along the northern and eastern boundaries of that Lot, respectively, to its junction with Lot 9 DP 755556, then generally southerly along the eastern boundary of that Lot to its junction with Boulder Road, then generally north-easterly along that road to its junction with Horseshoe Road, then generally south-easterly along that road to its junction with Mackays Road, then generally southerly along Mackays Road to its junction with Springs Road, then generally southerly along Springs Road to its junction with Kosekai Road, then generally south-easterly along Kosekai Road to its junction with Boat Harbour Road, then generally easterly along that road to its junction with Taylors Arm Road, then generally easterly along Taylors Arm Road to the Congarinni bridge, then across the Nambucca River and continuing along the northern boundary of the river to the Pacific Ocean, then generally northerly and south-westerly along the district boundary to the point of commencement.

Division B

Commencing at the southern side of the Nambucca River mouth, then generally westerly along the river boundary to the Congarinni Bridge and Taylors Arm Road, then generally westerly along Taylors Arm Road to its junction with Boat Harbour Road, then generally westerly along that road to its junction with Kosekai Road, then generally north-westerly along Kosekai Road to its junction with Mackays Road, then generally northerly along Mackays Road to its junction with Horseshoe Road, then generally north-westerly along Horseshoe Road to its junction with Boulder Road, then generally south-westerly along that road to its junction with the eastern boundary of Lot 9 DP

755556, then generally northerly along the eastern boundary of Lots 9 and 10 DP 755556, then generally westerly along the northern boundary of Lot 10 DP 755556 to its junction with the northern boundary of Nulla Five Day State Forest, then generally north-westerly along that boundary to its junction with Diamond Flat Trail, then generally north-westerly on that trail to its junction with the western district boundary, then generally southerly along that boundary to its junction with the Macleay River, then generally south-easterly along the northern boundary of the Macleay River to its junction with Fishermans Reach Road, then generally northerly along Fishermans Reach Road to its junction with Ocean Avenue, then generally westerly along Ocean Avenue to its junction with Grassy Head Road, then generally northerly along Grassy Head Road to its junction with Scotts Head Road, then generally north-easterly along Scotts Head Road to its junction with Adin Street and Short Street, then generally easterly along Short Street to its junction with Ocean Street, then generally easterly along Ocean Street to the Pacific Ocean, then generally northerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the Pacific Ocean and Ocean Street, then generally westerly along Ocean Street to its junction with Short Street, then generally westerly along Short Street to its junction with Adin Street and Scotts Head Road, then generally south-westerly along Scotts Head Road to its junction with Grassy Head Road, then generally southerly along Grassy Head Road to its junction with Ocean Avenue, then generally easterly along Ocean Avenue to its junction with Fishermans Reach Road, then generally southerly along Fishermans Reach Road to the southern boundary of the Macleay River, then generally north-westerly along the southern boundary of the Macleay River to its junction with the western district boundary, then generally southerly along that boundary to its junction with Kemps Pinnacle and Racecourse Trail, then generally south-easterly along Racecourse Trail to its junction with Hastings Forest Highway, then generally south-easterly along Hastings Forest Highway to the commencement of the Wilson River, then generally south-easterly along the northern boundary of the Wilson River to its junction with the Pacific Highway and Hacks Ferry Road at Telegraph Point, then generally easterly along Hacks Ferry Road to its junction with Maria River Road, then generally northerly along Maria River Road to the north-western boundary of Limeburners Creek Nature Reserve, then generally easterly along the northern boundary of that reserve to its junction with the Pacific Ocean at Big Hill Point, then generally northerly along the district boundary to the point of commencement.

Division D

Commencing at the junction of the northern boundary of Limeburners Creek Nature Reserve (south of Big Hill Point) with the Pacific Ocean, then generally westerly along the northern boundary of Limeburners Creek Nature Reserve to its junction with Maria River Road, then generally southerly along Maria River Road to its junction with Hacks Ferry Road, then generally westerly along Hacks Ferry Road to its junction with the Pacific Highway and the Wilson River at Telegraph Point, then generally north-westerly along the southern boundary of the Wilson River to its point of commencement at the Hastings Forest Highway, then generally north-westerly along Hastings Forest Highway to its junction with Racecourse Trail, then generally north-westerly along Racecourse Trail to its junction with the western district boundary at Kemps Pinnacle, then generally south-westerly, southerly, westerly, north-westerly, again south-easterly and northerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Maitland Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Maitland Pastures Protection District (now the Maitland Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Maitland Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Maitland Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Maitland Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally north-western boundary of the district with the Parishes of Beean Beean and Allyn, then generally easterly along the southern boundary of the Parish of Beean Beean to the intersection of the Parishes of Beean Beean, Allyn and Irrawong, then generally south-easterly along the western boundary of the Parish of Irrawong to the intersection of the Parishes of Irrawong, Allyn and Underbank, then generally southerly along the western boundary of the Parish of Underbank to the intersection of the Parishes of Underbank, Colonnia, Avenal and Holywell, then generally south-easterly along the southern boundary of the Parish of Underbank to the intersection of the Parishes of Underbank, Avenal and Tillegra, then generally southerly and south-easterly along the generally western boundary of the Parishes of Tillegra (in the County of Gloucester), Dungog, Wallarobba, Uffington, Wilmot and Thornton to the intersection of the Parishes of Thornton, Eldon and Seaham, then generally south-westerly along the generally western or northern boundaries of the Parishes of Eldon, Stockton, Hexham, Teralba, Awaba, Coorabung, Dora, Olney, Stowe and Rugby to the district boundary, then generally southerly, south-easterly, north-easterly and north-westerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally north-western boundary of the district with the Parishes of Beean Beean and Allyn, then generally easterly along the northern boundary of the Parish of Allyn to the intersection of the Parishes of Allyn, Beean Beean and Irralong, then generally south-easterly along the eastern boundary of the Parish of Allyn to the intersection of the Parishes of Allyn, Underbank and Colonnia, then generally southerly along the eastern boundary of the Parish of Colonnia to the intersection of the Parishes of Colonnia, Underbank, Avenal and Holywell, then generally south-easterly along the northern boundary of the Parish of Avenal to the intersection of the Parishes of Avenal, Underbank and Tillegra, then generally southerly and south-easterly along the generally eastern or north-eastern boundaries of the Parishes of Underbank,

Avenal, Lewinsbrook, Fingal, Barford and Seaham to the intersection of the Parishes of Seaham, Thornton and Eldon, then generally south-westerly along the generally eastern or southern boundaries of the Parishes of Seaham, Alnwick, Stockrington, Mulbring, Quorrobolong, Congewai and Hay to the district boundary, then generally westerly, northerly, north-easterly and south-easterly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998

ORDER – Section 6

Alteration of Divisions of Molong Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 73 of 2 May 1986, and any Notification revived as a result of this revocation;
- B. divide Molong Rural Lands Protection District into three (3) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Molong Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Molong Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE

Division A

Commencing at the intersection of the north-eastern boundary of the district with the Mitchell Highway, then generally southerly along that highway to its junction with the southern boundary of the Parish of Gamboola (County of Wellington), then generally westerly along that boundary to its junction with Borenore Creek, then generally southerly upstream that creek to its intersection with the road from Orange to Parkes via Manildra, then generally north-westerly and westerly along that road to its junction with the western district boundary, then generally northerly, north-westerly, north-easterly and south-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the western district boundary with the road from Parkes to Orange via Manildra, then generally easterly along that road to its intersection with the boundary between the Counties of Ashburnham and Wellington (Borenore Creek), then generally southerly along that county boundary to its intersection with the southern district boundary, then generally south-westerly, westerly, north-westerly and northerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the north-eastern boundary of the district with the Mitchell Highway, then generally southerly along that highway to its junction with the southern boundary of the Parish of Gamboola (County of Wellington), then generally westerly along that boundary to its junction with the boundary between the Counties of Ashburnham and Wellington (Borenore Creek), then generally southerly along that county boundary to its intersection with the southern district boundary, then generally easterly and north-westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Molong Pastures Protection District' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Moree Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Moree Pastures Protection District (now the Moree Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Moree Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Moree Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Moree Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the district boundary and the north-western corner of the Parish of Wallon, then generally southerly along the western boundary of the Parish of Wallon to the northern boundary of the Parish of Bogree, then generally westerly along that boundary to the Carnarvon Highway, then generally southerly along the Carnarvon Highway to Moree, then generally southerly along the Newell Highway to its intersection with the district boundary, then generally westerly, north-easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the district boundary and the north-western corner of the Parish of Wallon, then generally southerly along the eastern boundary of the Parish of Melleallina to the intersection of the Parishes of Melleallina, Wallon and Benson, then generally westerly along the southern boundary of the Parish of Benson to the Carnarvon Highway, then generally southerly along the Carnarvon Highway to Moree, then generally southerly along the Newell Highway to its intersection with the district boundary, then generally south-easterly, north-easterly, northerly, and north-westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998

ORDER – Section 6

Alteration of Divisions of Mudgee-Merriwa Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 90 of 12 August 1997 at pages 6266 and 6267, and any Notification revived as a result of this revocation;
- B. divide Mudgee-Merriwa Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Mudgee-Merriwa Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Mudgee-Merriwa Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE

Division A

Commencing at the north-eastern corner of the Parish of Cunna, then generally south-westerly, south-easterly and westerly along the generally eastern or southern boundaries of the Parishes of Cunna, Bulga, Doulagunmala, Turill, Tominbil, Munmurra, Durridgere, Bobadeen, Ulan and Moolarben to the intersection of the Parishes of Moolarben, Cooyal and Price, then generally south-westerly along the southern boundary of the Parish of Cooyal, then generally north-westerly along the southern boundary of the Parish of Wialdra, then generally westerly and south-westerly along the southern boundary of the Parishes of Stubbo and Puggoon to the district boundary, then generally north-westerly, northerly, north-easterly and south-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the Parishes of Kelgoola, Never Never and Ganguddy, then generally westerly along the southern boundary of the Parishes of Never Never, Coolcalwin, Dabee, Tongbong and Dungeree, then generally north-westerly and then generally northerly along the south-western and western boundaries of the Parish of Arthur, respectively, then generally northerly along the western boundary of the Parishes of Bara, Botobolar, Price and Cumbo, then generally north-westerly and north-easterly along the western boundary of the Parish of Wilpinjong, then generally south-westerly, north-easterly, easterly and south-easterly along the generally western and northern boundaries of the Parish of Lennox, then generally north-easterly along the western boundary of the Parish of Comiala, then generally north-westerly along the western boundary of the Parish of Collaroy, then generally north-westerly and north-easterly along the western boundary of the Parish of Borambil, then generally northerly and then generally easterly along the western and northern boundaries of the Parish of Nagora, respectively, then generally north-easterly along the western boundary of the Parish of Moan to the district boundary, then generally easterly, south-easterly, southerly and south-westerly along the district boundary to the intersection of the district boundary and the Parishes of Kelgoola and Coorongooaba, then generally westerly and north-westerly along the southern boundary of the Parish of Kelgoola to the point of commencement.

Division C

Commencing at the intersection of the Parishes of Bayly, Cooyal and Price, then generally southerly along the eastern boundary of the Parishes of Bayly, Boogledie and Derale, then generally south-easterly along the north-eastern boundary of the Parish of Tannabutta, then generally easterly along the northern boundary of the Parishes of Bocoble, Wells, Rylstone, Burrowoury, Ganguddy and Coorongooba to the district boundary, then generally south-westerly, north-westerly and westerly along the district boundary to the intersection of the Parishes of Peters, Cummings and Carroll, then generally northerly along the western boundary of the Parishes of Peters, Boiga, Windeyer and Avisford, then generally northerly and then generally south-easterly along the western and northern boundaries of the Parish of Mudgee, respectively, then generally south-easterly along the northern boundary of the Parish of Broombee, then generally northerly along the western boundary of the Parishes of Derale and Boogledie, then generally northerly and then generally easterly along the western and northern boundaries of the Parish of Bayly, respectively, to the point of commencement.

Division D

Commencing at the intersection of the Parishes of Eurundery, Bayly and Cooyal, then generally southerly along the eastern boundary of the Parish of Eurundery, then generally southerly and then generally north-westerly along the eastern and southern boundaries of the Parish of Bumberra, respectively, then generally westerly and south-westerly along the generally southern boundary of the Parish of Munna, then generally southerly along the eastern boundary of the Parishes of Erudgere, Grattai, Hargraves, Waurdong and Cummings to the district boundary, then generally westerly, northerly and north-easterly along the district boundary to the intersection of the Parishes of Biraganbil, Guntawang and Yarrobil, then generally north-easterly along the northern boundary of the Parish of Guntawang, then generally easterly and then generally south-easterly along the northern and eastern boundaries of the Parish of Gulgong, respectively, then generally south-easterly along the northern boundary of the Parish of Eurundery to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Murray Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 90 of 12 August 1997 at pages 6264 and 6265, and any Notification revived as a result of this revocation;
- B. divide Murray Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Murray Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Murray Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the junction of the northern boundary of the district and the Newell Highway, then generally southerly and westerly along that highway to its junction with the Jerilderie-Berrigan Road (Main Road 564), then generally south-easterly along that road to its junction with the Riverina Highway at Berrigan, then generally westerly along that highway to the western boundary of the district, then generally northerly, westerly, again northerly and easterly along the district boundary to the point of commencement.

Division B

Commencing at the junction of the northern boundary of the district and the Newell Highway, then generally southerly and westerly along that highway to its junction with the Jerilderie-Berrigan Road (Main Road 564), then generally south-easterly along that road to its junction with the Riverina Highway at Berrigan, then generally south-easterly along the Berrigan-Savernake Road to its junction with the Savernake-Mulwala Road, then generally southerly along that road to its junction with North Street at Mulwala, then generally easterly and southerly along North Street to the junction of Melbourne Street and the Mulwala Canal, then south to the Murray River, then generally easterly along that river to its junction with the western boundary of Lot 4, Parish of Collendina, then generally northerly along the western boundary of Lot 4 to the junction of the Corowa-Mulwala Road and Freyers Road, then generally northerly along Freyers Road to Ringwood Tank Forest and the junction with Old Corowa Road, then generally north-westerly along the Old Corowa Road to Sanger, then generally northerly along the Mulwala-Oaklands Road to its junction with the Oaklands-Corowa Road, then generally westerly along that road to its junction with Daysdale Street at Oaklands, then generally northerly along that street to its junction with the Oaklands-Urana Road, then generally northerly along that road to its junction with Doctors Road, then generally north-easterly along that road to its junction with the Jerilderie-Urana Road (Boomerang Way), then generally easterly and north-easterly along that road to its junction with

William Street at Urana, then generally easterly along that street to its junction with the Urana-Lockhart Road at Urana, then generally easterly and north-easterly along that road to its junction with Treasure Street at Lockhart, then generally northerly along that street and its prolongation as Urana Street to the Lockhart-Narrandera Road, then generally westerly and northerly along that road to the northern boundary of the district, then generally westerly along that boundary to the point of commencement.

Division C

Commencing at the junction of the northern boundary of the district and the Lockhart-Narrandera Road, then generally southerly along that road to its junction with Urana Street at Lockhart, then generally southerly along that street to its junction with Treasure Street, then generally southerly along that street to its junction with the Urana-Lockhart Road, then generally southerly and westerly along that road to its junction with the Urana-Corowa Road, then generally north-westerly along that road and its prolongation as William Street to its junction with Chapman Street, then generally westerly along that street and its prolongation as the Jerilderie-Urana Road (Boomerang Way), then generally westerly and southerly along that road to its junction with Doctors Road, then generally southerly along that road to its junction with the Oaklands-Urana Road, then generally southerly along that road to its junction with Daysdale Street at Oaklands, then generally southerly along that street to its junction with the Oaklands-Corowa Road, then generally easterly along that road to its junction with the Mulwala-Oaklands Road, then generally southerly along that road to its intersection with Old Corowa Road, then generally south-easterly along that road to Ringwood Tank Forest, then generally southerly along Freyers Road to its junction with the Corowa-Mulwala Road, then generally southerly along the western boundary of Lot 4, Parish of Collendina, to its junction with the district boundary at the Murray River, then generally easterly, northerly and north-westerly along that boundary to the point of commencement.

Division D

Commencing at the junction of the western boundary of the district and the Riverina Highway, then generally easterly along that highway to its junction with the Savernake-Mulwala Road, then generally southerly along that road to its junction with North Street at Mulwala, then generally easterly and southerly along North Street to the junction of Melbourne Street and the Mulwala Canal, then south to the district boundary at the Murray River, then generally westerly and northerly along that boundary to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Narrabri Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 108 of 26 July 1985 relating to the Narrabri Pastures Protection District (now the Narrabri Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Narrabri Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Narrabri Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Narrabri Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*;

SCHEDULE**Division A**

Commencing at the intersection of the generally northern boundary of the district with Gunnadoo Lane, then generally south-westerly along Gunnadoo Lane to its intersection with Bald Hill Road, then generally south-easterly along Bald Hill Road to its intersection with the Kamilaroi Highway at Narrabri, then generally southerly along the Kamilaroi Highway to the generally southern boundary of the district, then generally south-westerly, westerly, north-westerly, northerly and easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally northern boundary of the district with Gunnadoo Lane, then generally south-westerly along Gunnadoo Lane to its intersection with Bald Hill Road, then generally south-easterly along Bald Hill Road to its intersection with the Kamilaroi Highway at Narrabri, then generally southerly along the Kamilaroi Highway to the generally southern boundary of the district, then generally north-easterly and north-westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Coonabarabran, Narrabri and Walgett Pastures Protection Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Narrandera Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Narrandera Pastures Protection District (now the Narrandera Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Narrandera Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Narrandera Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Narrandera Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally eastern boundary of the district with the railway line running from Ardlethan to Hillston, then generally westerly along that railway line to the generally western boundary of the district, then generally northerly, easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally western boundary of the district with the railway line from Ardlethan to Hillston, then generally easterly along that railway line to its intersection with the eastern boundary of the Parish of Binya, then generally southerly along the eastern boundary of the Parishes of Binya, Yenda, Bondi, Hebden, Tenningerie and Dallas to the Murrumbidgee River, then generally westerly along the Murrumbidgee River to its intersection with the district boundary, then generally northerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the generally eastern boundary of the district with the railway line running from Ardlethan to Hillston, then generally southerly along the district boundary to its intersection with the Murrumbidgee River, then generally westerly along the Murrumbidgee River to the south-western corner of the Parish of Gogeldrie, then generally northerly along the western boundary of the Parishes of Gogeldrie, Tuckerbil, Edon, Gibbs, Moura and Patterson to the railway line running from Ardlethan to Hillston, then generally easterly along that railway line to the point of commencement.

Division D

Commencing at the intersection of the generally eastern boundary of the district with the Murrumbidgee River, then generally southerly, westerly and northerly along the district boundary to the Murrumbidgee River, then generally easterly along the Murrumbidgee River to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Northern Slopes Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 90 of 12 August 1997 at pages 6275 and 6276, and any Notification revived as a result of this revocation;
- B. divide Northern Slopes Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Northern Slopes Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Northern Slopes Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the Parishes of Burnett and Little Plain with the district boundary, then generally westerly along the southern boundary of the Parish of Burnett to its intersection with the Gwydir Highway, then generally westerly along the Gwydir Highway to its intersection with Reedy Creek at Warialda, then generally westerly along Reedy Creek to its confluence with the Gwydir River, then generally westerly along the Gwydir River to the district boundary, then generally north-westerly, northerly, easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the Parishes of Burnett and Little Plain with the district boundary, then generally westerly along the northern boundary of the Parishes of Little Plain and Turrawarra to the Gwydir Highway, then generally westerly along the Gwydir Highway to its intersection with Reedy Creek at Warialda, then generally westerly along Reedy Creek to its confluence with the Gwydir River, then generally westerly along the Gwydir River to the district boundary, then generally south-easterly, north-easterly, northerly and westerly along the district boundary to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Nyngan Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Canonba Pastures Protection District (now the Nyngan Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Nyngan Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Nyngan Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Nyngan Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally western boundary of the district with the Barrier Highway, then generally easterly along the Barrier Highway to its intersection with the Mitchell Highway, then generally easterly along the Mitchell Highway to its intersection with the Nyngan-Reedy Corner Road, then generally easterly along the Nyngan-Reedy Corner Road to its intersection with the Canonba-Warren Road, then generally south-easterly along the Canonba-Warren Road to its intersection with the Warren-Weemabah Road at Warren, then generally south-easterly along the Warren-Weemabah Road to the district boundary, then generally north-westerly, westerly and south-westerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally western boundary of the district with the Barrier Highway, then generally easterly along the Barrier Highway to its intersection with the Mitchell Highway, then generally easterly along the Mitchell Highway to its intersection with the Nyngan-Reedy Corner Road, then generally easterly along the Nyngan-Reedy Corner Road to its intersection with the Canonba-Warren Road, then generally south-easterly along the Canonba-Warren Road to its intersection with the Warren-Weemabah Road at Warren, then generally south-easterly along the Warren-Weemabah Road to the district boundary, then generally south-westerly and north-westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Riverina Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 90 of 12 August 1997 at pages 6262 and 6263, and any Notification revived as a result of this revocation;
- B. divide Riverina Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Riverina Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Riverina Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*;

SCHEDULE**Division A**

Commencing at the intersection of the generally northern boundary of the district with the generally south-eastern corner of the Parish of Willis, then generally westerly along the southern boundary of the Parish of Willis to the intersection of the Parishes of Willis, Pevensey and Miranda, then generally southerly along the eastern boundary of the Parishes of Pevensey, Thalaka, Caroonboon, Colvin and Nullum to the intersection of the Parishes of Nullum, Murga and Balpool, then generally westerly along the southern boundary of the Parishes of Nullum, Gerrabit and Woorooma to the intersection of the Parishes of Woorooma, Burbagadah and Nyang, then generally southerly along the generally western boundary of the Parish of Nyang to its intersection with the Moulamein-Barham-Koondrook Road (Main Road 319), then generally south-easterly and southerly along that road to the district boundary, then generally north-westerly, north-easterly, southerly and south-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally south-eastern boundary of the district with the Parishes of Cornalla and Nallam (County of Townsend), then generally northerly along the generally western boundary of the Parishes of Cornalla, Bullatella, Towool and Derrulaman to the intersection of the Parishes of Derrulaman, Deniliquin South and Deniliquin North, then generally north-westerly along the generally southern boundary of the Parishes of North Deniliquin, Dahwilly, Kerranakoon, Morago, Banangalite, Barratta, Cootnite and Murga to the intersection of the Parishes of Murga, Balpool and Nullum, then generally northerly along the generally western boundary of the Parishes of Murga, Hindmarsh, Darlot, Firebrace and Miranda to the intersection of the Parishes of Miranda, Pevensey and Willis, then generally easterly along the generally northern boundary of the Parish of Miranda to the intersection of the Parishes of Miranda and Willis and the district boundary, then generally south-easterly, southerly and westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the generally south-eastern boundary of the district with the Parishes of Nallam (County of Townsend) and Gulpa, then generally westerly along the southern boundary of the Parishes of Nallam (County of Townsend), Mathoura, Bunnaloo and Wongal to the intersection of the Parishes of Wongal, Tamar and Yarraman, then generally south-westerly along the generally eastern boundary of the Parish of Yarraman to the Moama-Barham Road, then generally north-westerly along that road to its intersection with the generally eastern boundary of the Parish of Danberry, then generally northerly along the eastern boundary of the Parishes of Danberry and Mia Mia to the intersection of the Parishes of Mia Mia, Porthole and Bookit, then generally westerly along the generally southern boundary of the Parishes of Bookit and Tooloon to the Barham-Moulamein Road, then generally northerly along that road to its intersection with the generally western boundary of the Parish of Nyang, then generally northerly along the western boundary of the Parish of Nyang to the intersection of the Parishes of Nyang, Burbagadah and Woorooma, then generally south-easterly along the generally northern boundary of the Parishes of Nyang, Barrabu, Balpool, Yadabal, Werai, Colimo, Tumudgery, Brassi, Warbreccan and South Deniliquin to the intersection of the Parishes of South Deniliquin, North Deniliquin and Derrulaman, then generally southerly along the eastern boundary of the Parishes of South Deniliquin, Yalama, Boyeo and Nallam (County of Townsend) to the district boundary, then generally westerly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the generally southern boundary of the district with Thule Street at Barham, then generally northerly along that street to its intersection with Gonn Street, then generally easterly along that street to its intersection with the Barham-Moulamein Road, then generally northerly along that road to its intersection with the Parishes of Whymoul and Toolon, then generally easterly along the generally northern boundary of the Parishes of Whymoul and Mia Mia to the intersection of the Parishes of Mia Mia, Bookit and Porthole, then generally southerly along the eastern boundary of the Parishes of Mia Mia and Danberry to the Barham-Moama Road, then generally south-easterly along that road to its intersection with the generally south-eastern boundary of the Parish of Yarraman, then generally north-easterly along the generally eastern boundary of the Parish of Yarraman to the intersection of the Parishes of Yarraman, Wongal and Tamar, then generally easterly along the northern boundary of the Parishes of Tamar, Thyra, Nallam (County of Cadell) and Gulpa to the district boundary, then generally southerly, south-westerly and north-westerly along the district boundary to the point of commencement.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Tamworth Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Tamworth Pastures Protection District (now the Tamworth Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Tamworth Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Tamworth Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Tamworth Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally northern boundary of the district with the Parishes of Nandewar and North Barraba, then generally southerly along the eastern boundary of the Parishes of Nandewar, Belmore and Fitzroy to the intersection of the Parishes of Fitzroy, Gladstone and Hobden, then generally easterly and then generally southerly along the northern and eastern boundaries of the Parish of Hobden, respectively, then generally southerly along the generally eastern boundary of the Parishes of Rangiri, Dowe, Keepit, Carroll, Babbinboon, Denver and Mooki to the intersection of the Parishes of Mooki, Clift and Ferrier, then generally westerly along the southern boundary of the Parishes of Mooki, Breeza, Nea, Brown, Goran and Bando to the intersection of the Parishes of Bando, Calala and Merrigula, then generally southerly along the eastern boundary of the Parish of Merrigula to the intersection of the Parishes of Merrigula, Calala and Tamarang, then generally westerly and then generally north-westerly along the generally southern and western boundaries of the Parish of Merrigula, respectively, to the intersection of the Parishes of Merrigula, Tambar and Bingle, then generally westerly along the generally southern boundary of the Parishes of Bingle and Nombi to the district boundary, then generally northerly, westerly and north-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally northern boundary of the district with the Parishes of Nandewar and North Barraba, then generally southerly along the generally western boundary of the Parishes of North Barraba, Barraba, Gladstone, Tarpoly, Borah, Dinawirindi, Baldwin and Bloomfield to the intersection of the Parishes of Bloomfield, Moorowara and Somerton, then generally easterly along the generally southern boundary of the Parishes of Bloomfield, Bubbogullion and Burdekin to the intersection of the Parishes of Burdekin, Tangaratta and Attunga, then generally south-easterly along the generally western boundary of the Parishes of Attunga, Woolomol and Tamworth to the intersection of the Parishes of Tamworth, Calala and Nemingha, then generally north-easterly along the generally eastern boundary of the Parishes of Tamworth and

Moonbi to the intersection of the Parishes of Moonbi, Perry and Danglemah, then generally south-easterly along the generally western boundary of the Parishes of Danglemah and Bullimball to the intersection of the Parishes of Bullimball, Piallamore and Anna, then generally northerly along the generally eastern boundary of the Parish of Bullimball to the intersection of the Parishes of Bullimball, Anna and South Burke, then generally easterly along the generally southern boundary of the Parish of South Burke to the district boundary, then generally north-westerly and south-westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the generally western boundary of the district with the Parishes of Nombi and Urangera, then generally easterly along the generally northern boundary of the Parishes of Urangera and Tambar to the intersection of the Parishes of Tambar, Bingle and Merrigula, then generally south-easterly along the generally eastern boundary of the Parish of Tambar to the intersection of the Parishes of Tambar, Merrigula and Tamarang, then generally easterly along the northern boundary of the Parish of Tamarang to the intersection of the Parishes of Tamarang, Merrigula and Calala, then generally northerly along the western boundary of the Parish of Calala to the intersection of the Parishes of Calala, Merrigula and Bando, then generally easterly along the generally northern boundary of the Parishes of Calala, Howes Hill, Brothers, Clift and Ferrier to the intersection of the Parishes of Ferrier, Mooki and Clift, then generally easterly and then generally northerly along the northern and western boundaries of the Parish of Clift, respectively, to the intersection of the Parishes of Clift, Denver and Pialloway, then generally south-easterly along the northern boundary of the Parish of Clift to the intersection of the Parishes of Clift, Pialloway and Currabubula, then generally northerly along the western boundary of the Parish of Currabubula to the intersection of the Parishes of Currabubula, Pialloway and Winton, then generally easterly along the northern boundary of the Parishes of Currabubula and Turi to the generally north-eastern corner of the Parish of Turi, then generally southerly along the generally eastern boundary of the Parishes of Turi and Goonoo Goonoo to the intersection of the Parishes of Goonoo Goonoo, Para and Tamarang, then generally south-easterly along the generally northern boundary of the Parish of Tamarang to the northern intersection of the Parishes of Tamarang, Para and Garoo, then generally easterly, southerly and westerly along the boundary of the Parish of Garoo to the southern intersection of the Parishes of Garoo, Para and Tamarang, then generally southerly, westerly and again southerly along the eastern and northern boundaries of the Parish of Tamarang, then generally southerly along the generally eastern boundary of the Parish of Parnell to the intersection of the Parishes of Parnell, Para and Crawney, then generally easterly along the northern boundary of the Parishes of Crawney and Wombramurra to the district boundary, then generally south-westerly, westerly and north-westerly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the generally eastern boundary of the district with the Parishes of South Burke and Vernon, then generally south-westerly along the generally northern boundary of the Parishes of Vernon and Anna to the intersection of the Parishes of Anna, South Burke and Bullimball, then generally southerly along the western boundary of the Parish of Anna to the intersection of the Parishes of Anna, Bullimball and Piallamore, then generally westerly along the northern boundary of the Parish of Piallamore to the intersection of the Parishes of Piallamore, Bullimball and Mulla, then generally north-westerly along the generally eastern boundary of the Parishes of Mulla and Gill to the intersection of the Parishes of Gill, Moonbi and Nemingha, then generally south-westerly along the generally western boundary of the Parish of Nemingha to the intersection of the Parishes of Nemingha, Tamworth and Calala, then generally north-westerly along the generally eastern boundary of the Parishes of Calala, Murroon and Tangaratta to the intersection of the Parishes of Tangaratta, Attunga and Burdekin, then generally westerly along the generally northern boundary of the Parishes of Tangaratta, Bective, Somerton and Moorowara to the intersection of the Parishes of Moorowara, Keepit and Carroll, then generally south-easterly

along the generally western boundary of the Parishes of Moorowara, Somerton, Moolunoola and Pialloway to the intersection of the Parishes of Pialloway, Clift and Currabubula, then generally northerly along the eastern boundary of the Parish of Pialloway to the intersection of the Parishes of Pialloway, Currabubula and Winton, then generally easterly along the generally southern boundary of the Parishes of Winton and Warral, then generally easterly and then generally southerly along the generally southern and western boundaries of the Parish of Timbumburi, respectively, to the intersection of the Parishes of Timbumburi, Goonoo Goonoo and Para, then generally southerly along the generally western boundary of the Parish of Para to the intersection of the Parishes of Para, Goonoo Goonoo and Tamarang, then generally easterly, southerly, again easterly, again southerly and westerly along the boundary of the Parish of Para to the intersection of the Parishes of Para, Garoo and Tamarang, then generally southerly along the generally western boundary of the Parish of Para to the intersection of the Parishes of Para, Parnell and Crawney, then generally easterly along the generally southern boundary of the Parishes of Para and Nundle to the district boundary, then generally north-easterly and northerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Tweed-Lismore Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 32 of 5 March 1937 relating to the Tweed-Lismore Pastures Protection District (now the Tweed-Lismore Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Tweed-Lismore Rural Lands Protection District into four (4) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Tweed-Lismore Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Tweed-Lismore Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the north-western district boundary with the Parishes of Kunghur, Warrazambil and Hanging Rock, then generally southerly, easterly and north-easterly along the generally southern and eastern boundaries of the Parish of Kunghur to the intersection of the Parishes of Kunghur, Gooninbar and Nullum, then generally easterly along the generally southern boundary of the Parishes of Nullum and Mooball to the intersection of the Parishes of Mooball and Billinudgel with the Pacific Ocean, then generally northerly, south-westerly and south-easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the Parishes of Hanging Rock, Kunghur and Gooninbar, then generally north-easterly along the generally north-western boundary of the Parish of Gooninbar to the intersection of the Parishes of Gooninbar, Kunghur and Nullum, then generally easterly along the generally northern boundary of the Parishes of Gooninbar, Toolond, and Billinudgel to the intersection of the Parishes of Mooball and Billinudgel with the Pacific Ocean, then generally south-easterly and southerly along the district boundary to the intersection of the Parishes of Newrybar and Ballina with the Pacific Ocean, then generally westerly along the southern boundary of the Parishes of Newrybar and Teven to the intersection of the Parishes of Teven, Bexhill and Lismore, then generally northerly along the generally western boundary of the Parishes of Teven and Clunes to the intersection of the Parishes of Clunes, Dunoon and Jasper, then generally north-westerly along the generally western boundary of the Parishes of Jasper and Toolond to the intersection of the Parishes of Toolond, Whian Whian and Gooninbar, then generally westerly along the generally southern boundary of the Parish of Gooninbar to the point of commencement.

Division C

Commencing at the intersection of the north-western district boundary with the Parishes of Kunghur, Warrazambil and Hanging Rock, then generally south-easterly and easterly along the generally

northern boundary of the Parishes of Hanging Rock and Terania to the intersection of the Parishes of Terania, Gooninbar and Whian Whian, then generally south-easterly along the generally north-eastern boundary of the Parish of Whian Whian to the intersection of the Parishes of Whian Whian, Clunes and Dunoon, then generally southerly along the generally eastern boundary of the Parishes of Dunoon and Bexhill to the intersection of the Parishes of Bexhill, Clunes and Teven, then generally southerly and south-westerly along the western boundary of the Parish of Teven to the intersection of the Parishes of Teven, Lismore and Tuckombil, then generally easterly along the southern boundary of the Parish of Teven to its intersection with Teven Road, then generally south-westerly along Teven Road to Alstonville, then generally westerly along the Bruxner Highway to the border of the Parishes of South Lismore and Lismore, then generally north-easterly and north-westerly along the northern boundary of the Parish of South Lismore to the western boundary of the district, then generally north-westerly, northerly and north-easterly along the district boundary to the point of commencement.

Division D

Commencing at the intersection of the western district boundary with the Parishes of Tunstall, Bungabbee and South Lismore, then generally easterly along the generally northern boundary of the Parish of South Lismore to the intersection of the Parishes of South Lismore, North Lismore and Lismore, then generally south-westerly along the eastern boundary of the Parish of South Lismore to its intersection with the Bruxner Highway, then generally easterly along the Bruxner Highway to Alstonville, then generally north-easterly along Teven Road to the southern boundary of the Parish of Teven, then generally south-easterly along that parish boundary to the intersection of the Parishes of Teven, Ballina and Tuckombil, then generally northerly along the western boundary of the Parish of Ballina to the intersection of the Parishes of Ballina, Teven and Newrybar, then generally easterly along the northern boundary of the Parish of Ballina to the eastern district boundary at the Pacific Ocean, then generally south-westerly, westerly, north-easterly and north-westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998

ORDER – Section 6

Alteration of Divisions of Wagga Wagga Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 73 of 2 May 1986, and any Notification revived as a result of this revocation;
- B. divide Wagga Wagga Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Wagga Wagga Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until 1 October 2006 for all purposes other than for the election of the directors of the Wagga Wagga Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE

Division A

Commencing at the intersection of the generally eastern boundary of the district with the road from Wantabadgery to Junee, then generally westerly along that road to Junee, then generally westerly along the road from Junee to the Olympic Highway, then generally southerly along the Olympic Highway to its intersection with the eastern boundary of the Parish of Malebo, then generally south-westerly along that boundary to its junction with the north-eastern boundary of the Parish of Bulgan, then generally westerly along the northern boundary of the Parish of Bulgan to the eastern boundary of the Parish of Warren, then generally southerly along that boundary to the northern boundary of the Parish of Gobbagombalin, then generally westerly along that boundary to the generally north-eastern corner of the Parish of Tooyal, then generally westerly along the northern boundary of the Parishes of Tooyal and Currawananna to the eastern boundary of the Parish of Ganmain, then generally southerly along that boundary to the Murrumbidgee River, then generally north-westerly along that river to the district boundary, then generally northerly, north-easterly, easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally eastern boundary of the district with the road from Wantabadgery to Junee, then generally westerly along that road to Junee, then generally westerly along the road from Junee to the Olympic Highway, then generally southerly along the Olympic Highway to its intersection with the eastern boundary of the Parish of Malebo, then generally south-westerly along that boundary to its junction with the north-eastern boundary of the Parish of Bulgan, then generally westerly along the northern boundary of the Parish of Bulgan to the eastern boundary of the Parish of Warren, then generally westerly along that boundary to the eastern boundary of the Parish of Warren, then generally southerly along that boundary to the northern boundary of the Parish of Gobbagombalin, then generally westerly along that boundary to the generally north-eastern corner of the Parish of Tooyal, then generally westerly along the northern boundary of the Parishes of Tooyal and Currawananna to the eastern boundary of the Parish of Ganmain, then generally southerly along that boundary to the Murrumbidgee River, then generally

north-westerly along that river to the district boundary, then generally southerly, south-easterly, north-easterly and northerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Wagga Wagga Pastures Protection District' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Walgett Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke that portion of the Schedule to the Notification published in *New South Wales Government Gazette* No 108 of 26 July 1985 relating to the Walgett Pastures Protection District (now the Walgett Rural Lands Protection District), and any Notification revived as a result of this revocation;
- B. divide Walgett Rural Lands Protection District into three (3) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Walgett Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Walgett Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the Barwon River with the generally western boundary of the district, then generally north-easterly along the Barwon River to its confluence with the Namoi River at Walgett, then generally south-easterly along the Namoi River to its intersection with the Parishes of Bungle Gully and Berrybah, then generally southerly along the eastern boundary of Lot 14, Parish of Bungle Gully, to the intersection of the Parishes of Bungle Gully and Berrybah, then generally southerly along the eastern boundary of Lots 16, 6, 4, 2, 10 and 11 within the Parish of Berrybah to Bungle Gully Creek, then generally southerly along the eastern boundary of Lot 10 DP 750269, Parish of Denevoli, and across Travelling Stock Reserve 33154 to Colrose Road (Hollywood Lane), then generally south-easterly along the western boundary of Travelling Stock Reserves 57008, 57006, 60919 and 57007 to the district boundary, then generally south-westerly, westerly and northerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the Barwon River with the New South Wales/Queensland border, then generally south-westerly along the Barwon River to the generally western boundary of the district, then generally north-easterly, easterly and south-westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the district boundary with the confluence of the Barwon River and the Gwydir River, then generally south-westerly along the Barwon River to the confluence of the Barwon River and the Namoi River at Walgett, then generally south-easterly along the Namoi River to the intersection of that river with the Parishes of Bungle Gully and Berrybah, then generally southerly along the eastern boundary of Lot 14, Parish of Bungle Gully, to the intersection of the Parishes of Bungle Gully and Berrybah, then generally southerly along the eastern boundary of Lots 16, 6, 4, 2, 10 and 11 within the Parish of Berrybah to Bungle Gully Creek, then generally

southerly along the eastern boundary of Lot 10 DP 750269, Parish of Denevoli, and across Travelling Stock Reserve 33154 to Colrose Road (Hollywood Lane), then generally south-easterly along the western boundary of Travelling Stock Reserves 57008, 57006, 60919 and 57007 to the district boundary, then generally south-easterly, north-easterly and north-westerly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Coonabarabran, Narrabri and Walgett Pastures Protection Districts' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Yass Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 76 of 2 May 1986, and any Notification revived as a result of this revocation;
- B. divide Yass Rural Lands Protection District into two (2) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Yass Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Yass Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the generally eastern boundary of the district with the Yass River, then generally north-westerly and south-westerly along the Yass River to its confluence with the Murrumbidgee River, then generally south-westerly along the Murrumbidgee River to the generally western boundary of the district, then generally north-easterly, easterly and southerly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the generally eastern boundary of the district with the Yass River, then generally north-westerly and south-westerly along the Yass River to its confluence with the Murrumbidgee River, then generally south-westerly along the Murrumbidgee River to the generally western boundary of the district, then generally south-easterly and north-easterly along the district boundary to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Yass Pastures Protection District' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998**ORDER – Section 6**

Alteration of Divisions of Young Rural Lands Protection District

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 6 of the *Rural Lands Protection Act 1998*,

- A. revoke the Notification published in *New South Wales Government Gazette* No 99 of 27 June 1986, and any Notification revived as a result of this revocation;
- B. divide Young Rural Lands Protection District into three (3) divisions, each having the boundaries described in the Schedule below; and
- C. order that the boundaries of the divisions of the Young Rural Lands Protection District as in force immediately before the commencement of this Order continue to apply until and including 30 September 2006 for all purposes other than for the election of the directors of the Young Rural Lands Protection Board in accordance with the *Rural Lands Protection Act 1998*.

SCHEDULE**Division A**

Commencing at the intersection of the district boundary with the generally north-western corner of the Parish of Bendick Murrell, then generally easterly along the generally northern boundary of the Parish of Bendick Murrell to the intersection of the Parishes of Bendick Murrell, Warrangong and Illunie, then generally south-westerly and then generally westerly along the generally eastern and southern boundaries of the Parish of Bendick Murrell, respectively, to the intersection of the Parishes of Bendick Murrell, Iandra and Wambanumba, then generally south-westerly along the generally eastern or southern boundaries of the Parishes of Iandra, Wilton, Burrangong, Young, Baxter, Berthong and Congou to the district boundary, then generally north-westerly, westerly, north-easterly and easterly along the district boundary to the point of commencement.

Division B

Commencing at the intersection of the district boundary with the south-western corner of the Parish of Taunton, then generally northerly and north-westerly along the generally western or southern boundaries of the Parishes of Taunton, Boorowa, Murrungal, Congera, Yundoo, Narrallen, Illunie and Warrangong to the district boundary, then generally northerly, north-easterly, south-easterly, southerly and westerly along the district boundary to the point of commencement.

Division C

Commencing at the intersection of the Parishes of Wambanumba, Bendick Murrell and Illunie, then generally south-easterly along the north-eastern boundary of the Parish of Wambanumba, then generally easterly and then generally southerly along the generally northern and eastern boundaries of the Parish of Murringo North, respectively, to the intersection of the Parishes of Murringo North, Narrallen and Gungewalla, then generally easterly and then generally southerly along the generally northern and eastern boundaries of the Parish of Gungewalla, respectively, to the intersection of the Parishes of Gungewalla, Congera and Geegullalong, then generally easterly, southerly and westerly along the generally northern, eastern and southern boundaries of the Parish of Geegullalong, respectively, to the intersection of the Parishes of Geegullalong, Boorowa and Gooramma, then

generally south-westerly, south-easterly and southerly along the generally eastern boundary of the Parish of Gooramma to the district boundary, then generally south-westerly, south-easterly, westerly and north-westerly along the district boundary to the intersection of the district boundary with the Parishes of Nubba and Congou, then generally north-easterly along the generally western boundary of the Parishes of Nubba, Wilkie, Moppity and Marina to the intersection of the Parishes of Marina, Young and Woodonga, then generally north-easterly and then generally south-easterly along the generally western and northern boundaries of the Parish of Woodonga, respectively, to the intersection of the Parishes of Woodonga, Wilton and Wambanumba, then generally north-easterly along the generally western boundary of the Parish of Wambanumba to the intersection of the Parishes of Wambanumba, Iandra and Bendick Murrell, then generally south-easterly and easterly along the generally northern boundary of the Parish of Wambanumba to the point of commencement.

Note

The Notification cited in paragraph A is entitled 'Notification of Divisions of Young Pastures Protection District' and was made pursuant to the *Pastures Protection Act 1934*.

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

RURAL LANDS PROTECTION ACT 1998

ORDER – Section 40 and Clause 19(3) of Schedule 1

Specification of the number of directors to be elected or appointed to certain Rural Lands Protection Boards, the number of directors to come from each division of each district of such Boards and the number of directors forming a quorum for such Boards

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 40 and clause 19 of Schedule 1 of the *Rural Lands Protection Act 1998*, hereby:

- A. revoke the Order published in *New South Wales Government Gazette* No 130 of 16 August 2002 at page 6101, and any Order revived as a result of this revocation;
- B. revoke the Order published in *New South Wales Government Gazette* No 157 of 16 December 2005 at page 11107 and entitled 'Declaration of the number of Directors on the Board for the purposes of the Rural Lands Protection Act 1998', and any Order revived as a result of this revocation;
- C. direct that the Rural Lands Protection Boards listed in the Schedule below are to consist of the number of directors specified in Column 2 of that Schedule opposite the relevant Board;
- D. direct that the number of directors to be elected or appointed for each division of the Rural Lands Protection Boards listed in the Schedule below is the number specified in Column 3 of that Schedule opposite the relevant Board;
- E. determine that the number of directors that is sufficient for the Rural Lands Protection Boards listed in the Schedule below to have a quorum is the number specified in Column 4 opposite the relevant Board; and
- F. order that for all purposes other than the election of the directors of the Rural Lands Protection Board for each District in accordance with the provisions of the *Rural Lands Protection Act 1998*, the numbers of directors per Board, per division and to constitute a quorum that were in force immediately before the commencement of this order are to prevail until and including 30 September 2006.

Subject to paragraph F above, this Order commences on the date it is published in the *New South Wales Government Gazette*.

SCHEDULE

Column 1	Column 2	Column 3	Column 4
Rural Lands Protection Board	Total number of directors on Board	Number of directors per division	Quorum specified for Board
Armidale	8	2	4
Balranald-Wentworth	10	5	5
Bombala	8	4	4
Casino	8	2	4
Central Tablelands	9	3	5
Condobolin	8	2	4

Cooma	8	2	4
Coonamble	8	2	4
Dubbo	8	2	4
Forbes	8	4	4
Goulburn	8	4	4
Grafton	8	2	4
Gundagai	8	2	4
Hume	8	1	4
Hunter	8	2	4
Kempsey	8	2	4
Maitland	8	4	4
Molong	9	3	5
Moree	8	4	4
Mudgee-Merriwa	8	2	4
Murray	8	2	4
Narrabri	8	4	4
Narrandera	8	2	4
Northern New England	8	2	4
Northern Slopes	8	4	4
Nyngan	8	4	4
Riverina	8	2	4
Tamworth	8	2	4
Tweed-Lismore	8	2	4
Wagga Wagga	8	4	4
Walgett	9	3	5
Yass	8	4	4
Young	9	3	5

Dated this 4th day of July 2006.

IAN MACDONALD MLC
Minister for Primary Industries

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

TAMWORTH REGIONAL COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which B-Double or 4.6 metre High Vehicles may be used subject to any requirements or conditions set out in the Schedule.

GENERAL MANAGER,
Tamworth Regional Council
(by delegation from the Minister for Roads)
25 June 2006

SCHEDULE

1. Citation

This Notice may be cited as Tamworth Regional Council 19/25 Metre B-Double or 4.6 Metre High Vehicle Route Notice No. 05/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

This Notice applies to those B-Doubles or 4.6m high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Type	Road Name	Starting Point	Finishing Point	Conditions
25 metres and 4.6 metres.	Armstrong Street.	300 metres west of Goddard Lane.	120 metres south of Phoenix Street.	Nil.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

WOLLONGONG CITY COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which [B-Doubles, Road Trains or 4.6m high vehicles] may be used subject to any requirements or conditions set out in the Schedule.

ROD OXLEY,
General Manager,
Wollongong City Council
(by delegation from the Minister for Roads)
Dated: 7 July 2006

SCHEDULE

1. Citation

This Notice may be cited as Wollongong City Council 25m B-Double Route Notice No. 1/2006.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

This Notice applies to those B-Double vehicles that comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

B-Double vehicle routes within the Wollongong City Council.

Type	Road Name	Starting Point	Finishing Point
25.	York Road, Woonona.	Bellambi Lane (H1).	Baines Tpt Depot, Lot 3, York Road.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

BERRIGAN SHIRE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, 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.

ROWAN PERKINS,
General Manager,
Berrigan Shire Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Berrigan Shire Council B-Doubles Notice No. 5/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

This Notice applies to those B-Doubles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Type	Road No.	Road Name	Starting Point	Finishing Point
25.	226.	Stan Collie Causeway.	Murray Bridge River Crossing (Victoria/New South Wales border crossing).	MR 550 Mulwala-Barooga Road intersection.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Clause 20 of the Road Transport (Mass, Loading and Access) Regulation 2005

BERRIGAN SHIRE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 4.6 metre high vehicles may be used subject to any requirements or conditions set out in the Schedule.

ROWAN PERKINS,
General Manager,
Berrigan Shire Council
(by delegation from the Minister for Roads)

SCHEDULE**1. Citation**

This Notice may be cited as the Berrigan Shire Council 4.6 metre high vehicles Notice No. 6/2006.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

4. Application

This Notice applies to those 4.6 metre high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Road No.	Road Name	Starting Point	Finishing Point
226.	Stan Collie Causeway.	Murray Bridge River Crossing (Victoria/New South Wales border crossing).	MR550 Mulwala-Barooga Road intersection.

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

Notice of Compulsory Acquisition and Dedication
as Public Road of Land at Warrimoo in the
Blue Mountains 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 those pieces or parcels of land situated in the Blue Mountains City Council area, Parishes of Coomassie and Magdala and County of Cook, shown as:

Lot 2 Deposited Plan 917340 being the whole of the land in Certificate of Title 2/917340;

Lots 6 and 7 Deposited Plan 1059203 being parts of the land in Certificate of Title Volume 2726 Folio 152;

Lots 8, 9, 10 and 13 Deposited Plan 1059203 being parts of the land resumed for railway purposes by notification in Government Gazette No 104 of 10 July 1912 on pages 4346 and 4347;

Lots 11 and 12 Deposited Plan 1059203 being parts of the land in Certificate of Title Auto Consol 2742-10;

Lot 13 Deposited Plan 1006303 and Lots 14 and 15 Deposited Plan 1059203 being parts of the Great Western Railway confirmed by notification in the Government Gazette of 1 May 1863 on page 1008; and

Lot 5 Deposited Plan 866009 and Lot 22 Deposited Plan 1091680 being parts of the Great Western Railway confirmed by notification in the Government Gazette of 1 May 1863 on page 1008 and being also parts of the land in Reserve 14936 from sale for Railway Purposes notified in the Government Gazette of 19 December 1891 on page 9939.

The land is said to be in the possession of Rail Corporation New South Wales.

(RTA Papers FPP 6M205; RO 5/44.12168)

Other Notices

APPRENTICESHIP AND TRAINEESHIP ACT 2001

Notice of Making 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 Wood Machining (Timber Manufactured Products).

Citation

The Order is cited as the Wood Machining (Timber Manufactured Products) 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:

Quali cation	Nominal Term
FPI30805 Certificate III in Woodmachining.	48 months.

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

(b) Competency Outcomes

Apprentices will be trained in and achieve competence in the units of competence specified in the Forest and Forest Products Training Package FPI05.

(c) Course of Study to be undertaken

Apprentices will undertake the following course of study:

- FPI30805 Certificate III in Woodmachining.

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 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 Forest and Forest Products.

Citation

The Order is cited as the Forest and Forest Products 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:

Quali cation	Nominal Term
Certificate II qualifications.	12 months.
Certificate III qualifications.	24 months.
Certificate IV qualifications.	36 months.

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

(ii) Part-time

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

(iii) School based traineeships

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

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

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

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

(b) Competency Outcomes

Trainees will be trained in and achieve competence in the units of competence specified in the Forest and Forest Products Training Package FPI05.

(c) Courses of Study to be undertaken

Trainees will undertake the following courses of study:

- FPI20105 Certificate II in Forest Growing and Management
- FPI30105 Certificate III in Forest Growing and Management
- FPI40105 Certificate IV in Forest Operations
- FPI20205 Certificate II in Harvesting and Haulage
- FPI30205 Certificate III in Harvesting and Haulage
- FPI20305 Certificate II in Sawmilling and Processing
- FPI30305 Certificate III in Sawmilling and Processing
- FPI20405 Certificate II in Wood Panel Products
- FPI30405 Certificate III in Wood Panel Products
- FPI40205 Certificate IV in Timber Processing
- FPI20505 Certificate II in Timber Manufactured Products
- FPI30505 Certificate III in Timber Manufactured Products
- FPI20605 Certificate II in Timber Merchandising

- FPI30605 Certificate III in Timber Merchandising

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 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 Saw Doctoring.

Citation

The Order is cited as the Saw Doctoring 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:

Quali cation	Nominal Term
FPI30705 Certificate III in Sawdoctoring.	48 months.

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

(b) Competency Outcomes

Apprentices will be trained in and achieve competence in the units of competence specified in the Forest and Forest Products Training Package FPI05.

(c) Course of Study to be undertaken

Apprentices will undertake the following course of study:

- FPI30705 Certificate III in Sawdoctoring.

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>.

BANKS AND BANK HOLIDAYS ACT 1912

I, JOHN DELLA BOSCA, M.L.C., Minister for Industrial Relations, in pursuance of section 19(3) of the Banks and Bank Holidays Act 1912, appoint that part of Thursday, 20 July 2006, which is after noon to be observed as a public half-holiday within the town of Lake Cargelligo in the Lachlan Shire Council area.

Dated this 23rd day of June 2006.

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

CIVIL PROCEDURE REGULATION 2005

PURSUANT to Clause 20 of the Civil Procedure Regulation 2005, I direct that:

1. Any registrar of the Supreme Court (including a person acting as the registrar or as a deputy to the registrar) may exercise all of the functions conferred in respect of the regulation;
2. A chief clerk of the Supreme Court (including a person acting as a chief clerk) may postpone a fee imposed under the regulation provided that the fee is not postponed for a period of greater than seven days.

This delegation takes effect from 1 July 2006.

Dated: 30 June 2006.

MEGAN GREENWOOD,
Principal Registrar

COMMERCIAL VESSELS ACT 1979

Order Exempting Certain Vessel from Survey,
Crewing and other Requirements

REVOCATION

THE Maritime Authority of NSW, trading as NSW Maritime (NSW Maritime), HEREBY REVOKES with effect on 1 August 2006, the Exemption Notice appearing in *Government Gazette* No. 143 of 2 October 1998, in relation to:

1. Class 3D and 3E fishing vessels; and
2. Class 2 (non-passenger) carrying vessels which are less than 6 metres in length and not a personal watercraft.

and replaces it with this Notice.

EXEMPTION

The Maritime Authority of NSW, trading as NSW Maritime (NSW Maritime), in pursuance of section 48 of the Commercial Vessels Act 1979, declares by this Order, that the Commercial Vessels Act 1979 (other than Part 7), does not apply on and from 1 August 2006, to a vessel of a class specified in Schedule 1, provided that the vessel is used in accordance with each condition specified in Schedule 2.

SCHEDULE 1

Description of Vessels Exempted

1. Class 3D and 3E fishing vessels; and
2. Class 2 (non-passenger) carrying vessels which are less than 6 metres in length, and not a personal watercraft.

SCHEDULE 2

Conditions to which this Exemption is Subject

The conditions to which this Exemption is subject are as follows:

- (a) The vessel must be registered under the Water Traffic Regulations – NSW;
- (b) The vessel must display a “capacity plate” as required by the Water Traffic Regulations – NSW, which is affixed in a form and manner approved by NSW Maritime and sets out the maximum number

of persons that the vessel may carry in accordance with either the Australian Standard specifications for Small Pleasure Boats Code General Requirements for Power Boats of the Standards Association of Australia. Or another standard approved by NSW Maritime;

- (c) The vessel owner must be satisfied that the vessel is fit for the purpose for which it will be used;
- (d) The vessel must carry the safety equipment specified in the Boating (Safety Equipment) Regulation – NSW for that type of vessel;
- (e) The vessel must not carry fare-paying passengers; and
- (f) The vessel must not tow any persons behind the vessel including but not limited to persons engaged in water skiing and wake boarding activities.

In this Order:

“Class” and “Length” have the same meaning respectively as in the Commercial Vessels (Permits) Regulation 1986.

Personal watercraft” has the same meaning as in the Water Traffic Regulations – NSW.

This Exemption may be revoked at any time by the Chief Executive of NSW Maritime.

Dated this 28th day of June 2006.

BRETT MOORE,
Acting Chief Executive,
NSW Maritime

COMMERCIAL VESSELS ACT 1979

Notice Revoking Exemptions Granted to
Commercial Water Ski and Wakeboarding Operators in
Relation to Vessels used in their Operations

REVOCATION

THE Maritime Authority of NSW, trading as NSW Maritime (NSW Maritime), HEREBY ADVISES that with effect from 1 August 2006, all Exemptions, previously issued, pursuant to section 48 of the Commercial Vessels Act 1979, in relation to the survey and safety manning (crewing) requirements, applicable to vessels being used in the operation of a commercial water ski or wake board school, or any other commercial water ski or wake board activity ARE REVOKED.

For the purposes of this Revocation all affected Exemptions are extended until midnight on 31 July 2006 and will then CEASE to have effect.

This means that all Exemptions applicable to vessels being used in the operation of a water ski or wake board school, or any other commercial water ski or wake board activity, issued prior to the date of gazettal of this Notice cease to have effect from 1 August 2006 and all affected vessels must be operated in full compliance with the Commercial Vessels Act 1979, from that date, UNLESS a specific Exemption has been issued by NSW Maritime in relation to the Operation.

Dated this 28th day of June 2006.

BRETT MOORE
Acting Chief Executive
NSW Maritime

COMMERCIAL VESSELS ACT 1979

Notice Exempting Certain Vessels from Survey,
Manning and Other Requirements

REVOCATION

THE Maritime Authority of NSW trading as NSW Maritime (NSW Maritime), HEREBY REVOKES with effect on 1 August 2006, the Exemption Notice dated 3 March 2000, in relation to Class 2D and 2E vessels (OTHER THAN a mooring or crane barge with a lifting capacity of more than 5 tonnes; a landing barge; a fuel barge; a dangerous goods barge; a dredge of more than 24 metres in length; or a tug) and replaces it with THIS Notice.

EXEMPTION

The Maritime Authority of NSW (trading as NSW Maritime), in pursuance of section 48 of the Commercial Vessels Act 1979, declares by this Notice that on and from 1 August 2006:

- (a) the provisions of Parts 2 and 3 of that Act (to the extent to which they require compliance with survey permit or permit plate requirements, or submission of a vessel for initial or periodical survey) do not apply if a vessel specified in Schedule 1 is used in accordance with each condition specified in Schedule 2 and;
- (b) the provisions of Parts 3A and 3B of that Act (to the extent to which they specify the safety manning of vessels and the qualifications of crews of vessels) do not apply to a vessel specified in Schedule 1 if the vessel is used in accordance with each condition specified in Schedule 3.

SCHEDULE 1**Description of Vessel Exempted**

A Class 2D and 2E vessel (OTHER THAN a mooring or crane like barge with a lifting capacity of more than 5 tonnes; a landing barge; a fuel barge, a dangerous goods barge; a dredge of more than 24 metres in length; or a tug).

In this Schedule "Class" and "Length" have the same meaning respectively as in the Commercial Vessels (Permits) Regulation 1986.

SCHEDULE 2**Conditions to which the Exemption from Survey is Subject**

In order for a vessel described in Schedule 1 to be Exempt from the survey requirements specified in Parts 2 and 3 of the Commercial Vessels Act – 1979, there must be full compliance with EACH of the following conditions:

- (a) the vessel must be registered under the Water Traffic Regulations – NSW;
- (b) The vessel must display a "capacity plate" as required by the Water Traffic Regulations – NSW and be operated in accordance with the restrictions imposed in relation to maximum persons and weight;
- (c) The vessel owner must be satisfied that the vessel is fit for the purpose for which it will be used;
- (d) The vessel must carry the equipment specified in the Commercial Vessels Act 1979;
- (e) The vessel must be operated in compliance with the certificate of competency and safety manning requirements specified in the Commercial Vessels Act 1979, unless there is full compliance with each condition specified in SCHEDULE 3;

- (f) The vessel must not carry any fare-paying passengers; and
- (g) The vessel must not tow any persons behind the vessel including but not limited to persons engaged in water skiing and wake boarding activities.

SCHEDULE 3**Conditions to which the Certificates of Competency and Safety Manning Exemption is Subject**

In order for a vessel described in Schedule 1 to be Exempt from the certificate of competency and safety manning requirements specified in Parts 3A and 3B of the Commercial Vessels Act 1979, there must be full compliance with EACH of the following conditions:

- (a) Written approval must be obtained from NSW Maritime authorising the vessel to operate in a specific location for specific purposes;
- (b) The Master of the vessel must have successfully completed training and assessment conducted by a registered training organisation approved by NSW Maritime in relation to the following:
 - (i) Vessel handling and manoeuvring
 - (ii) Actions to take in an Emergency
 - (iii) Actions to take to maintain safety on board
 - (iv) Use and maintenance of safety equipment
 - (v) Ropework and seamanship
 - (vi) First aid
 - (vii) Basic engine operation
- (c) The Master of the vessel must hold a current valid Boat Licence;
- (d) The vessel must not carry any fare paying passengers; and
- (e) The vessel must not tow any persons behind the vessel including but not limited to persons engaged in water skiing and wake boarding.

This Exemption may be revoked at any time by the Chief Executive of NSW Maritime.

Dated this 28th day of June 2006.

BRETT MOORE,
Acting Chief Executive,
NSW Maritime

CONTAMINATED LAND MANAGEMENT ACT 1997

Environment Protection Authority

Notice to End Remediation Declaration

Section 22 of the Contaminated Land Management Act 1997

File No.: HOF68987.

Declaration No.: 21009.

Remediation Order Numbers: 23001, 23012, 23012b, 23012c and 23012d.

THE Environment Protection Authority ("EPA") is satisfied that it no longer has reasonable grounds to believe that the following land is contaminated in such a way as to present a significant risk of harm. As a result, remediation site declaration number 21009, dated 25 August 2000, gazetted on 1 September 2000, and remediation order numbers 23012

issued on 15 July 2003, and 23012d issued on 14 February 2005, which relate to the following land, cease to be in force from the date on which this notice is published.

Land to which this notice applies

Lot 1 in DP 577 450, Alfred Street, Mittagong.

It is noted that the following former orders which relate to the above land have either been complied with or superseded and are therefore also not in force:

- 23001 issued on 16 January 2001, complied with on 15 July 2003, following the preparation of an approved Remedial Action Plan;
- 23012b issued on 22 December 2003, superseded on 16 March 2004, to grant an extension to the commencement and completion of remediation; and
- 23012c issued on 16 March 2004, superseded on 14 February 2005, to grant an extension to the commencement and completion of remediation.

Dated: 28 June 2006.

NIALL JOHNSTON,
Acting Manager,
Contaminated Sites,
Department of Environment and Conservation

Note:

Information recorded by councils

Section 59 of the Act requires the EPA to inform the relevant local council as soon as practicable after this notice is issued. The council may then make appropriate consequential modifications to the planning certificate issued in relation to the land to which this notice applies pursuant to s.149 of the Environmental Planning and Assessment Act 1979.

CRIMINAL PROCEDURE REGULATION 2005

PURSUANT to Clause 30A of the Criminal Procedure Regulation 2005, I direct that:

1. Any registrar of the Supreme Court (including a person acting as the registrar or as a deputy to the registrar) may exercise all of the functions conferred in respect of the regulation;
2. A chief clerk of the Supreme Court (including a person acting as a chief clerk) may postpone a fee imposed under the regulation provided that the fee is not postponed for a period of greater than seven days.

This delegation takes effect from 1 July 2006.

Dated: 30 June 2006.

MEGAN GREENWOOD,
Principal Registrar

EDUCATION ACT 1990

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land for
Public School

THE Minister for Education and Training, with the approval of Her Excellency the Governor, declares by delegate that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land

Acquisition (Just Terms Compensation) Act 1991, for the purposes of the Education Act 1990 and for conferring rights or interests in relation to the land described on the Minister for Education and Training being the Government Party for the purposes of section 26 of the Native Title Act 1993 (Commonwealth).

Dated at Sydney, this 30th day of June 2006.

RAY MASTERTON,
Delegate of the Minister for Education and Training

SCHEDULE

All that piece or parcel of land situate in the Local Government Area of Great Lakes, Parish of Tuncurry and County of Gloucester, containing an area of 5196 square metres or thereabouts and being Lot 4, Deposited Plan 1045105, but excluding the easement for transmission line described as registered dealing number T527009.

ELECTRICITY SUPPLY ACT 1995

Application for Licence to Supply Electricity

THE Tribunal has received an application for electricity retail supplier's licence under the Electricity Supply Act 1995, from Momentum Energy Pty Limited (ABN 100 569 159) to operate in New South Wales.

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

All submissions should reach the Tribunal by Friday, 18 August 2006.

Inquiries should be directed to Mr Gary Drysdale on (02) 9290 8477 or ipart@ipart.nsw.gov.au.

JAMES P. COX,
Chief Executive Officer and Full Time Member

Independent Pricing and Regulatory Tribunal,
PO Box Q290, QVB Post Office NSW 1230.

GEOGRAPHICAL NAMES ACT 1966

Notice of Amendment to Address Locality Names and
Boundaries within the Snowy River Local Government
Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day amended the address locality boundaries in the Snowy River Local Government Area as shown on map GNB3702-1-A.

The amendments have enabled the creation of a new address locality called Avonside.

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 Boards Web Site at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

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

GEOGRAPHICAL NAMES ACT 1966

Notice of Determination of Address Locality Names and Boundaries within the Corowa Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day defined the address locality names and boundaries in the Corowa Local Government Area as shown on map GNB3758-1.

The following fifteen address localities as shown on map GNB3758-1 are:

Mulwala, Collendina, Corowa, Hopefield, Howlong, Redlands, Ringwood, Rennie, Lowesdale, Balldale, Daysdale, Oaklands, Sanger, Savenake and Coreen.

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 Boards Web Site at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

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

GEOGRAPHICAL NAMES ACT 1966

Notice of Re-designation of Names within the Murray Shire Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that as a result of the recent determination of address locality names and boundaries in the Murray Shire Council it has this day re-defined the designation of the following names in the Murray Shire Local Government Area.

The following thirty names originally assigned as locality are now re-designated as Rural Place:

3 Miles, Barnes, Baysens Camp, Bells Landing, Benarca, Big Circular Log Landing, Bore Corner, Brassi, Bununka, Cornalla, Cumeroogunja, Evans Landing, Freemans Camp, Gulpa, Hill Plain, Kings Landing, Kings Log Landing, Kungumul, Log Landing, Moira Marshes, Moira, Moonahcullah, Mud Bank Landing, Mullowla, Penglasses Landing, Poverty Point, Punt Landing, Randals Farm, Southdown, Tataila, Towna, Village of Yalama, Walliston, Walthours Garden, Werai and Yallakool.

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 Boards Web Site at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

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

GEOGRAPHICAL NAMES ACT 1966

Notice of Determination of Address Locality Names and Boundaries within the Corowa Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day re-defined the designation of the following names in the Corowa Local Government Area.

The following thirteen names originally assigned as locality are now designated as Rural Place:

Carnsdale, Coads Tank, East Plain, Emu Park, Hanleys Plain, Lambing Plain, Lightning Plain, Merton Vale, Paragon, Wheatlands, Woolshed Plain, Dicks Plain and Buraja.

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 Boards Web Site at www.gnb.nsw.gov.au.

WARWICK WATKINS,
Chairperson

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

INVITATION TO COMMENT

Proposed Residential Tenancies Regulation 2006

Proposed Residential Parks Regulation 2006

Proposed Funeral Funds Regulation 2006

THE following Regulations are due to be automatically repealed on 1 September 2006:

- Residential Tenancies (Residential Premises) Regulation 1995;
- Residential Parks Regulation 1999; and
- Funeral Funds Regulation 2001.

It is proposed that they will be replaced by the following Regulations which have been drafted for public comment:

- Residential Tenancies Regulation 2006;
- Residential Parks Regulation 2006; and
- Funeral Funds Regulation 2006

The purpose of the proposed Regulations is to enable the relevant Acts to be effectively administered and to support their objectives.

The draft Regulations, along with Regulatory Impact Statements which discuss the costs and benefits of the proposed requirements, are being released for consultation.

Comments and submissions are invited from interested individuals and organisations. The draft Regulations will be amended, if necessary, based on comments received during these consultation processes, before each comes into effect on 1 September 2006.

The Regulatory Impact Statements and proposed Regulations can be obtained from the Office of Fair Trading's website at www.fairtrading.nsw.gov.au or by telephone on (02) 9338 8913.

Comments or submissions should be emailed, mailed or faxed by Tuesday, 1 August 2006 to:

Email: policy@oft.commerce.nsw.gov.au.

Mail: 2006 Regulatory Impact Statements,
Policy & Strategy Division,
Office of Fair Trading,
Department of Commerce,
PO Box 972, Parramatta NSW 2124.

Fax: (02) 9338 8918.

LOCAL GOVERNMENT ACT 1993

Decrease in Number of Councillors
Cootamundra Shire Council

I, KERRY HICKEY, M.P., Minister for Local Government, in pursuance of sections 224A and 294A of the Local Government Act 1993, do hereby approve of the number of councillors of the Cootamundra Shire Council being decreased from twelve to eleven and that the existing casual vacancy in civic office of the Council is not to be filled.

Provided:

1. A casual vacancy in civic office occurring during the period starting from the date of this approval and until the next ordinary election will not be required to be filled unless the vacancy would cause the number of councillors of the Council to become less than eleven.

Noted:

2. The reduction in councillor numbers from twelve to eleven will remain in effect for the balance of the Council's term. At the next ordinary election the number of councillors to be elected will be nine. This is consistent with the result of the constitutional referendum held at the last ordinary election of the Council in March 2004.

Dated this 8th day of May 2006.

KERRY HICKEY, M.P.,
Minister for Local Government

LOCAL GOVERNMENT ACT 1993

Decrease in Number of Councillors
Murrumbidgee Shire Council

I, KERRY HICKEY, M.P., Minister for Local Government, in pursuance of section 224A of the Local Government Act 1993, do hereby approve of the number of councillors of Murrumbidgee Shire Council being decreased from eight to six.

Provided:

1. The decrease does not take place until the next ordinary election of the Council.
2. A casual vacancy in civic office occurring during the period starting from the date of this approval and until the next ordinary election is not to be filled unless the vacancy would cause the number of councillors of the Council to become less than six.

Dated this 26th day of June 2006.

KERRY HICKEY, M.P.,
Minister for Local Government

NATIONAL PARKS AND WILDLIFE ACT 1974

Courabyra Nature Reserve – Plan of Management
Downfall Nature Reserve – Plan of Management
Nest Hill Nature Reserve – Plan of Management

PLANS of management for Courabyra, Downfall and Nest Hill Nature Reserves were adopted by the Minister for the Environment on 2 May 2006.

Copies of these plans may be obtained from the NPWS office at 7A Adelong Road, Tumut NSW 2720 (telephone: 6947 7000) at a cost of \$8.50 each. The plans are also available on the NPWS web site: www.nationalparks.nsw.gov.au.

RICE MARKETING ACT 1983

Order Authorising Ricegrowers' Limited (ABN 55 007 481 156) as Authorised Buyer under Rice Marketing Act 1983, Section 51(1)

IT is hereby resolved and ordered that the Order of 28 April 2005, appointing Ricegrowers' Co-operative Ltd (trading as SunRice) as the Authorised Buyer for the Rice Marketing Board for the State of New South Wales be revoked.

It is hereby resolved and ordered that the Order of 28 April 2005, appointing Ricegrowers' Co-operative Ltd (trading as SunRice) as Authorised Agent to act as such Agent for the Rice Marketing Board for the State of New South Wales be revoked.

It is hereby resolved and ordered that effective 1 July 2006, Ricegrowers Limited (ABN 55 007 481 156) shall be and hereby is appointed as an Authorised Buyer pursuant to section 51(1) of the Rice Marketing Act 1983, for the Rice Marketing Board for the State of New South Wales for the purchasing of rice from producers on the Authorised Buyer's own account on the conditions attached.

By Order of the Board.

Dated: 30 June 2006.

NEIL CAWTHORNE,
Secretary

RICE MARKETING ACT 1983

Approval to Sell or Supply Rice to Persons Outside Australia under Rice Marketing Act 1983, Section 51A(2)

Background

By Order dated 30 June 2006, made by the Rice Marketing Board for the State of New South Wales (the "Board"), under section 51(1) of the Rice Marketing Act 1983 (the "Act"), Ricegrowers Limited (ABN 55 007 481 156) ("Ricegrowers") was appointed as an Authorised Buyer of rice effective 1 July 2006. In accordance with section 51A(2) of the Act, that Order imposed a condition on the appointment of Ricegrowers as an Authorised Buyer which prohibits any sale or supply of rice purchased by Ricegrowers pursuant to the power conferred by section 51(2) of the Act to persons outside Australia, except with the Board's written approval.

Approval

Pursuant to the condition referred to above and in accordance with section 51A(2) of the Act, the Board hereby approves effective 1 July 2006, the sale or supply of rice purchased by Ricegrowers as an authorised buyer pursuant to the power conferred by section 51(2) of the Act to any person outside Australia in accordance with the terms of the Sole and Exclusive Export Agreement between the Board and Ricegrowers dated 30 June 2006.

Dated: 30 June 2006.

NEIL CAWTHORNE,
Signed by the Rice Marketing Board for State of NSW

SUBORDINATE LEGISLATION ACT 1989

Crown Lands Regulation 2006

Crown Lands (Continued Tenures) Regulation 2006

Commons Management Regulation 2006

Crown Lands (General Reserves) By-law 2006

Invitation to Comment

Erratum

THE Notice inviting comments on the above draft Regulations and By-law published in the *Government Gazette* of 30 June 2006 No. 84 on page 5057 contained an error:

“Email: crownlandspolicy@;lands.nsw.gov.au”

The email address should read

“Email: crownlandspolicy@lands.nsw.gov.au”

This erratum now amends that error and the gazettal date remains 30 June 2006.

SYDNEY WATER ACT 1994

Renewal of the Sydney Water Regulation

Notice under Section 5 of the
Subordinate Legislation Act 1989

THE Sydney Water Regulation 2000, is currently the only regulation made under the Sydney Water Act 1994. It is due to be repealed on 1 September 2006, as per the requirements of the Subordinate Legislation Act 1989.

Sydney Water is currently reviewing the Regulation and has prepared a Regulatory Impact Statement, which explores the need for and effect of the proposed Sydney Water Regulation 2006.

The objectives of the proposed Sydney Water Regulation 2006, are to address the following:

Plumbing and Drainage: to ensure the protection of the assets and employees of Sydney Water, protection of community health in relation to drinking water and wastewater and protection of the environment and ecologically sustainable development.

Water Restrictions: to ensure adequate supplies of water at all times and to support the wise use of water.

Regulation of conduct in controlled area (Prospect Reservoir): to protect the quality of waters in the controlled area (Prospect Reservoir) declared under Sydney Water’s Act, in a manner that is consistent with Sydney Water’s obligations under its Operating Licence.

Copies of the proposed Regulation and the Regulatory Impact Statement are available on Sydney Water’s website www.sydneywater.com.au; or may be inspected at the following Sydney Water Customer Centres:

- Sydney: 115-123 Bathurst Street
- Wollongong: 120 Smith Street
- Katoomba: 103 Katoomba Street

Submissions are invited by Friday, 28 July 2006 and should be directed to Sydney Water Regulation Review, Sydney Water Corporation, Level 7, 115-123 Bathurst Street, Sydney NSW 2000.

CO-OPERATIVES ACT 1992**MODEL RULES FOR
NON-TRADING CO-OPERATIVES WITHOUT SHARE CAPITAL**

I Colin Crossland, delegate of the Registrar of Co-operatives, approve the following Model Rules for non-trading Co-operatives without share capital pursuant to section 109A(1) of the Co-operatives Act 1992 to replace the model rules for non-trading co-operatives without share capital gazetted on 22 October 2004.

Dated this 29 June 2006

Colin Crossland
Delegate of the
Registrar of Co-operatives

RULES OF



A Non-Trading Co-operative without Share Capital
REGISTERED UNDER THE CO-OPERATIVES ACT 1992 (N.S.W.)

REGISTRY OF CO-OPERATIVES & ASSOCIATIONS

154 Russell Street
BATHURST NSW 2795

P O Box 22
BATHURST NSW 2795

DX 3123 BATHURST

(Code: Model/NT/NS: 05/2006)

General statement on rules and their legal effect

These rules have the effect of a contract under seal between the co-operative and each of its members, as well as between a member and each of the other members. Each member, office-bearer, and director must agree to observe and perform the requirements of the rules applicable to them.

The rules should be read in conjunction with the current provisions in the *Co-operatives Act 1992 (NSW)* and the Regulation to that Act. The Act and the Regulation are available for inspection at the registered office of the co-operative and can be accessed by members, prospective members and the public.

The Schedules provide information specific to the co-operative and are linked to the rules. The rules and Schedules should be read together.

In the application of a rule, the interpretation that would best achieve the purpose of the rule and the objects of the co-operative, as well as co-operative principles, is to be used in preference to any other interpretation.

Schedule 1**Part 1 - Name of co-operative****Rule 1.3**

The name of the co-operative is:

Part 2 - Objects**Rule 1.4**

The objects of the co-operative are:

Part 3 - Active membership provision**Rule 2**

The primary activity(ies) of the co-operative is/are:

In order to establish active membership of the co-operative a member must:

Part 4 – Member qualifications**Rule 3.1**

The qualifications for membership of the co-operative are:

Part 5 – Period of inactivity prior to cancellation**Rule 5.1(a)**

The period of inactivity prior to cancellation is:

Schedule 2**Schedule of fees**

Annual subscription (maximum):	\$	Rule 7.2(a)
Entrance fee (maximum):	\$	Rule 7.1(a)
Maximum fine:	\$	Rule 8
Transfer of debentures:	\$	Rule 16(e)

Schedule 3

Part 1 – Requisition of general meetings

Rule 20.2

The required percentage of members to requisition a general meeting is:

Part 2 - Quorum at general meetings

Rule 21.2(a)

The number of members required for a quorum is:

Schedule 4

Part 1 - Number of directors, composition of the board and term of office of directors

Rule 11.1(a)

The number of directors of the co-operative is:

The positions on the board shall consist of:

The term of office of a director is:

Part 2 – Qualifications of independent directors

Rule 11.2(d)

The qualifications of independent directors are:

Part 3 - Retirement of directors

Rule 11.7(a)

The directors shall retire as follows:

Schedule 5 - Changes to the model rules

1 Definitions and name

1.1 Definitions

In these rules, unless the context otherwise requires:

- a) **“Act”** means the Co-operatives Act 1992;
- b) **“active member”** means a member who is in active membership within the provisions of Rule 2.2 and Part 3 of Schedule 1;
- c) **“alter”** or a similar word or expression used in relation to a rule amendment includes add to, substitute and rescind;
- d) **“auditor”** means the auditor or auditors for the time being of the co-operative appointed in accordance with the rule relating to audit;
- e) **“board”** means the board of directors of the co-operative and includes a committee of management of the co-operative;
- f) **“business day”** means a day that is not a Saturday, Sunday, public holiday or bank holiday in New South Wales;
- g) **“director”** includes:
 - i) a person who occupies or acts in the position of a director or member of the board of the co-operative, whether or not the person is called a director and whether or not the person is validly appointed or duly authorised to act in the position; and
 - ii) a person in accordance with whose directions or instructions the directors or members of the board of the co-operative are accustomed to act;
- h) **“may”** or a similar word or expression used in relation to a power of the board indicates that the power may be exercised or not exercised at the board's discretion;
- i) **“member”** means a member of the co-operative;
- j) **“month”** means a calendar month;
- k) **“prescribed”** means prescribed by the Act or under the Act by Regulation;
- l) **“provision”** in relation to the Act, means words or other matter that form or forms part of the Act, and includes:
 - i) a chapter, part, division, subdivision, section, subsection, paragraph, subparagraph, sub-subparagraph or Schedule of or to the Act; and
 - ii) a section, clause, subclause, item, column, table or form of or in a Schedule to the Act; and
 - iii) the long title and any preamble to the Act;
- m) **“Registrar”** means the Registrar of Co-operatives or any person to whom the Registrar's functions are delegated from time to time;
- n) **“Regulation”** means any Regulation made under the Act, and any Regulation that applies to a co-operative by way of a transitional Regulation made under the Act;

- o) **“remuneration”** means any money, consideration or benefit but does not include:
 - i) amounts in payment or reimbursement of out-of-pocket expenses incurred for the benefit of the co-operative or any subsidiary of the co-operative; or
 - ii) in relation to an employee director, remuneration received or due and receivable as an employee;
- p) **“Schedule”** means a Schedule to these rules;
- q) **“secretary”** means any person appointed by the board as secretary of the co-operative in accordance with section 219 of the Act;
- r) **“shall”** or a similar word or expression used in relation to a power of the board indicates that the power must be exercised, subject to the Act or the rule granting the power;
- s) **“special business”** means all business of a general meeting other than the ordinary business of the annual general meeting;
- t) **“special general meetings”** means all general meetings of the co-operative other than the annual general meeting;
- u) **“writing”** includes printing, typing, lithography, electronic and other modes of representing or reproducing words in a visible form, and “written” has a corresponding meaning;
- v) Words importing one gender include the other gender;
- w) Words importing persons include bodies corporate;
- x) Words in the singular include the plural, and vice versa; and
- y) Words or expressions used have the same meanings as those given to them by the Act and Regulation.

1.2 *Definitions – interpretation provisions*

- a) A reference in these rules to “the Act” includes a reference to the Act as originally enacted and as amended from time to time since its original enactment.
- b) A reference in these rules to a provision in “the Act” includes a reference to:
 - i) the provision as originally enacted and as amended from time to time since the original enactment;
 - ii) if the provision has been omitted and re-enacted since the enactment of the reference, the provision as re-enacted and as amended from time to time since its re-enactment; and
 - iii) if the provision has been omitted and replaced with a new provision dealing with the same area of law or procedure, the new provision as enacted and as amended from time to time since its enactment.
- c) In the interpretation of a rule, or paragraph of a rule, the interpretation that will best achieve the purpose of the rule is to be preferred to any other interpretation. This provision applies whether or not the purpose is expressly stated in the rule or paragraph of the rule.
- d) In these rules, unless the context indicates a contrary intention, headings are for convenience and do not affect interpretation.

1.3 *Name*

The name of the co-operative is specified in Part 1 of Schedule 1.

1.4 *Objects*

The objects of the co-operative, if any, are set out in Part 2 of Schedule 1.

1.5 *Non-trading co-operative*

The co-operative is a non-trading co-operative within the meaning of section 15 of the Act and shall not give any returns or distributions of surplus to members.

2 **Active membership provisions**

2.1 *Primary activity*

The primary activity(ies) of the co-operative is/are set out in Part 3 of Schedule 1.

2.2 *Active Membership Requirements*

In order to establish active membership of the co-operative, a member must comply with the requirements set out in Part 3 of Schedule 1.

3 **Admission to membership**

3.1 *Qualifications for membership*

In order to qualify for membership of the co-operative, a person shall meet the qualifications, if any, set out in Part 4 of Schedule 1.

3.2 *Application for Membership*

- a) The board, or a person authorised by the board, shall provide applicants for membership of the co-operative with:
 - i) the written notice specified in section 76A(2) of the Act, and
 - ii) a written notice of any intending or prescribed entry or periodic fees that a person or an organisation will be liable to pay on becoming a member of the co-operative.
- b) Applications for membership shall be lodged with the secretary in a format approved by the board.
- c) The board shall consider every application. If the applicant is admitted to membership, the applicant's name, date of admission and any other information required under the Act shall be entered in the register of members. The applicant shall be notified in writing of the entry in the register within 14 days of the approval.
- d) The board may, at its discretion, refuse admittance to membership and need assign no reasons for such refusal. Upon refusal, any deposit made by the applicant shall be refunded without interest.
- e) In considering an application for membership, the board shall ensure that a person or an organisation is not admitted as a member unless there are reasonable grounds for believing that the person or organisation will be an active member.

4 **Members**

4.1 *Members of the co-operative*

The members of the co-operative are those persons or bodies corporate who:

- a) signed the application for registration of the co-operative; or
- b) are admitted to membership by the board; or
- c) become members by:
 - i) a transfer of engagements to the co-operative;
 - ii) a scheme of arrangement; or
 - iii) operation of law.

4.2 *Rights and liabilities of members*

- a) The rules of the co-operative have the effect of a contract under seal:
 - i) between the co-operative and each member;
 - ii) between the co-operative and each director, the principal executive officer and the secretary of the co-operative; and
 - iii) between a member and each other member.
- b) Under the contract, each of those persons agrees to observe, perform or abide by:
 - i) the provisions of the rules applicable to that person; and
 - ii) the provisions of the Act and the Regulation; in force and as amended from time to time.
- c) A member shall be entitled on demand to a copy of the rules upon payment of the prescribed fee. Any person may inspect a copy of these rules free of charge at the registered office during all reasonable hours.
- d) The co-operative may, in accordance with section 78 of the Act, make a contract with a member requiring the member to have specified dealings with the co-operative for a fixed period.
- e) A member shall not, as a member of the co-operative, be under any personal liability to a creditor of the co-operative.
- f) A member shall, in accordance with sections 76 and 77 of the Act, be liable to the co-operative for any charges, including entry and periodic fees, payable by the member to the co-operative as required by these rules.

4.3 *Death of a member*

- a) On the death of a member, the member's estate is subject to the same liability as the member would have been until the member's personal representative or some other person is registered in the member's place. The board shall follow the provisions in Division 3 Part 4 of the Act in dealing with a deceased member's estate.
- b) For the purposes of section 86, the value of any interest of a deceased member will be determined by the instrument creating that interest.

5 Cancellation and expulsion of members

5.1 Cancellation of membership

- a) Pursuant to section 127 of the Act, the board shall, after giving notice in accordance with section 132 of the Act, declare the membership of a member cancelled if:
 - i) the whereabouts of the member are not presently known to the co-operative and have not been known to the co-operative for a continuous period of at least 3 years, or if a shorter period is specified in Part 5 of Schedule 1, that period, before the date of cancellation; or
 - ii) the member is not presently an active member and has not been an active member at any time during the period specified in paragraph (a)(i) above immediately before the date of cancellation.
- b) The board shall not be required to give notice if the member's whereabouts are unknown to the co-operative and the amount required to be repaid to the member in respect of the cancelled membership does not exceed \$50, or such other amount as may be prescribed.

5.2 Expulsion of members

- a) A member may be expelled from the co-operative by special resolution for:
 - i) failing to discharge the member's obligations to the co-operative, whether prescribed by these rules or arising out of any contract; or
 - ii) conducting themselves in a manner prejudicial or detrimental to the interests of the co-operative; or
 - ii) ceasing to be qualified as a member as specified in Rule 3.1.
- b) A notice of special resolution to expel a member shall be forwarded to the member not less than 21 days before the date of the meeting at which the special resolution is to be moved. The notice shall state the date, time and place of the meeting and shall also state the nature of the relevant act or omission.
- c) At the meeting, the member shall be afforded a reasonable opportunity to be heard. If the member is not able to attend, they may make a written statement for the consideration of members present at the meeting. If the member fails to attend at the time and place mentioned without reasonable excuse, the act or omission shall be considered and the co-operative may decide on the evidence before it, in spite of the absence of the member. Following such consideration, the members of the co-operative may decide to expel the member.
- d) The members of the co-operative shall not make a decision on an expulsion, except by vote by secret ballot. A motion for that decision shall not be deemed to be passed unless two-thirds of the members so present and so entitled, vote in favour of the motion.
- e) If the co-operative resolves to expel the member, the secretary must, within 7 days after the meeting, cause written notice to be given to the member of the decision.
- f) Expulsion of a member shall not be effective until the special resolution expelling the member is registered.

- g) An expelled member shall not be re-admitted as a member unless such re-admission is approved by special resolution.

5.3 *Suspension of members*

- a) A member may be suspended by a resolution passed by the board, for a period not exceeding six months, for any of the following:
 - i) infringing any of the rules or by-laws of the co-operative; or
 - ii) failing to discharge obligations to the co-operative, whether prescribed by these rules or arising out of contract; or
 - iii) conducting themselves in a manner prejudicial or detrimental to the interests of the co-operative.
- b) Where the board receives a complaint that a member has committed any act referred to in paragraph (a), the board may meet within 21 days of the occurrence of the act to consider the complaint.
- c) Where the board is to meet pursuant to paragraph (b), the following procedure shall apply:
 - i) at least 7 days written notice stating the date, time and place of the board meeting shall be given to any member against whom a complaint has been received. The written notice shall also state the nature of the complaint;
 - ii) at the meeting, the member shall be afforded a reasonable opportunity to be heard. If the member is not able to attend, they may make a written statement for the consideration of the members of the board. If the member fails to attend at the time and place mentioned without reasonable excuse, the complaint shall be considered and the board may decide on the evidence before it, in spite of the absence of the member. Once the complaint has been considered, the board may decide to suspend the member; and
 - iii) a resolution on the complaint or on a suspension shall not be deemed to be passed unless two-thirds of the board members so present vote in favour of the resolution.
- d) If the board resolves to suspend the member, the secretary must, within 7 days after the meeting, cause written notice to be given to the member of the decision and of the member's right to appeal.
- e) The suspension does not take effect:
 - i) until the expiration of the period within which the member is entitled to appeal against the board's decision; or
 - ii) if within that period the member exercises the right of appeal, unless and until the co-operative confirms the board's decision;whichever is the later.

5.4 *Right of appeal of suspended member*

- a) A member who has been suspended by resolution of the board may appeal to the co-operative in general meeting within 7 days after notice of the decision is served on the member, by lodging a notice of appeal with the secretary.
- b) On receipt of the notice of appeal, the secretary must notify the board, which is to convene a general meeting of the co-operative to be held within 28 days after the date on which the secretary received the notice of appeal, to consider a special resolution to confirm the board's decision to suspend the member.

- c) At the general meeting of the co-operative convened under paragraph (b):
 - i) no business other than the question of appeal is to be transacted; and
 - ii) the board and the member must be given the opportunity to state their respective cases orally or in writing, or both; and
 - iii) the members present are to vote by secret ballot on the question of whether the board's decision should be confirmed.
- d) If the special resolution confirming the board's decision to suspend the member is passed, the member's suspension shall take effect from that time. If the special resolution confirming the board's decision to suspend the member is not passed, the board resolution is revoked.

5.5 *Rights of suspended member*

A member who has been suspended shall not be entitled to the rights of membership and use of the co-operative's facilities but remains liable for all their obligations as a member under these rules and the Act.

6 **Ceasing membership**

Membership of the co-operative ceases in the circumstances set out in section 70 of the Act.

7 **Charges or subscriptions which are to be payable by a member**

7.1 *Entrance fees*

- a) Every applicant for membership may be required to pay a once only entrance fee. The entrance fee may be fixed by the board but must not exceed the sum specified in Schedule 2.
- b) A member whose membership ceases may apply to the board for a refund of all or part of the entrance fee. Such refund will be at the discretion of the board.

7.2 *Annual subscriptions*

- a) Members may be required to pay an annual subscription which shall:
 - i) be in addition to any other charges payable under the rules;
 - ii) be determined by the board from time to time with any increase in the annual subscription to be announced at the annual general meeting in accordance with Rule 20.8;
 - iii) be payable, in advance, within the period set by the board; and
 - iv) not exceed the sum specified in Schedule 2 in any financial year.
- b) Notwithstanding paragraph (a)(iii), the board may in the event of unusual circumstances, either generally or in a specific case, extend a period for the payment of the annual subscription, even though the previous period has expired.
- c) A member whose membership ceases may apply to the board for a refund of any pre-paid subscriptions. Such refund will be at the discretion of the board.
- d) Where the annual subscription forms part of the active membership requirement set out in Part 3 of Schedule 1, a person who fails to pay the annual subscription shall be an inactive member and shall have their membership cancelled in accordance with Rule 5.1.

7.3 *Charges*

The co-operative has a charge in respect of any debt due from a member or past member to the co-operative, as specified under section 80 of the Act.

7.4 *Compulsory loans from members*

- a) The co-operative may, in accordance with section 268 of the Act, require its members to lend money to the co-operative, with or without security, in accordance with a proposal approved by the members by special resolution.
- b) Any such proposal must be accompanied by a disclosure statement approved by the Registrar.

8 **Fines payable by members**

The board may impose on a member a maximum fine specified in Schedule 2 for any infringement of the rules or by-laws. No fine exceeding \$20 is to be imposed unless the provisions of section 79 of the Act have been complied with.

9 **Grievance procedures for settling disputes**

- a) In this rule
 - i) "party" includes:
 - A) a member of the co-operative;
 - B) any aggrieved person who has ceased to be a member in the last six months;
 - C) any person claiming through or under a member or any aggrieved person referred to in subparagraph (a)(i)(B); and
 - D) the co-operative, including the board or any other officer of the co-operative.
 - ii) "dispute" may only refer to a matter affecting a person of the type mentioned in subparagraphs (a)(i)(A)-(C).
- b) If a dispute arises, a party shall not commence any court or arbitration proceedings relating to the dispute unless it has complied with the provisions of this rule, except where the person seeks urgent interlocutory relief.
- c) A party claiming that a dispute has arisen must give written notice to the other party or parties specifying the nature of the dispute.
- d) On receipt of that notice by that other party or parties, the parties must endeavour to resolve the dispute expeditiously, using the mediation rules of the NSW Law Society.
- e) If the parties do not agree within seven days of receipt of the notice (or such further period as agreed in writing between them) as to:
 - i) the timetable for all steps in the procedures; and
 - ii) the selection and compensation of the independent person required for mediation;the dispute shall be settled by arbitration in accordance with the Commercial Arbitration Act 1984.
- f) Nothing in this rule shall extend to any dispute as to the construction or effect of any mortgage or contract contained in any document other than these rules.

10 Powers of the co-operative and the board

10.1 Legal capacity and limitation of powers

The co-operative shall have the legal capacity of a natural person and have all the powers allowed by or under the Act.

10.2 By-laws

The board shall have power to make by-laws, not inconsistent with the Act, the Regulation or the rules, relating to the conduct of members or to the operations of the co-operative. A breach of a by-law shall be deemed to be an infringement of the rules for the purposes of fines.

11 Board of directors

11.1 Board

- a) There shall be a board of directors, each of whom shall be a natural person and at least 18 years old. In accordance with section 204 of the Act, the business of the co-operative shall be managed by the board of directors. The number and terms of office of directors and positions on the board are set out in Part 1 of Schedule 4.
- b) Subject to Rule 11.6, the directors shall hold office until the end of the annual general meeting at which their term expires.

11.2 Qualifications of directors

A person is eligible to be elected as director of the co-operative provided the person:

- a) is an active member of the co-operative (active member director); or
- b) is a representative of a body corporate, that is an active member of the co-operative (active member director); or
- c) is an employee of the co-operative (independent director); or
- d) holds the qualifications (if any) set out in Part 2 of Schedule 4 (independent director).

11.3 Election of directors

- a) Board members will be elected in the manner specified in this rule. At an annual general meeting at which a director retires, the vacated office may be filled in the manner specified in this rule.
- b) At least six (6) weeks before an annual general meeting, the board must:
 - i) notify all members of the number of directors retiring at the annual general meeting; and
 - ii) advise the members of:
 - A) their eligibility to nominate as a director;
 - B) the duties and responsibilities of a director;
 - C) the anticipated remuneration (if any); and
 - D) the nomination and election procedures.
- c) A notice must also be displayed at the place of business of the co-operative, inviting nominations of nominees to serve as directors.

- d) A nomination must:
 - i) be signed by two (2) or more members;
 - ii) provide details of the qualifications and experience of the person nominated; and
 - iii) be accompanied by a notice in writing signed by the nominee consenting to their nomination.
- e) The nomination and the notice of consent must be lodged with the secretary of the co-operative at least 30 days before the annual general meeting.
- f) The secretary, or an officer nominated by the board, shall give details of each person who has been nominated to members with the notice of the annual general meeting. Details to be provided to members must include the nominee's:
 - i) name;
 - ii) qualifications and experience; and
 - iii) length of any previous service as a director of the co-operative or with any other co-operative.
- g) Where the number of nominees equals the number of vacancies, the nominees will be declared elected at the annual general meeting.
- h) If there are insufficient nominees to fill all vacancies, the nominees will be declared elected at the annual general meeting and nominations for people to fill the remaining vacancies shall be called from the floor and a ballot held if required.
- i) Where the number of nominees exceeds the number of vacancies, the election of directors shall be conducted at the meeting by ballot as follows:
 - i) a returning officer is elected at the meeting. The directors, secretary, or anyone who has an interest in the election, are not eligible to be the returning officer;
 - ii) all nominees are to be listed on the ballot form in alphabetical order;
 - iii) the returning officer is responsible for determining the validity of and counting of the votes;
 - iv) If there is an equality of votes, the outcome shall be determined by lot; and
 - v) The returning officer is to declare the election results.
- j) If any vacancies remain at the end of the meeting, such vacancies shall be casual vacancies and shall be filled in accordance with Rule 11.6.

11.4 First meeting of the board

At the first meeting of the board following the annual general meeting, the directors shall:

- a) Elect persons from their number to fill any vacancies in the positions specified in Part 1 of Schedule 4; and
- b) Appoint a person to act as the co-operative's secretary as specified in section 219 of the Act if necessary.

11.5 Vacation of office of director

A director vacates office in the circumstances provided in the section 218 of Act.

11.6 Filling of casual vacancies

A casual vacancy on the board may be filled as specified in section 212 of the Act or by appointment by the board in accordance with section 205(3) of the Act.

11.7 Retirement of directors

- a) At the first annual general meeting of the co-operative, and at the annual general meeting in each subsequent year, the directors shall retire as specified in Part 3 of Schedule 4.
- b) The directors to retire in any year shall (subject to the provision as to filling casual vacancies) be those who have been longest in office since their last election. Retirement of persons who became directors on the same day, shall (unless they otherwise agree among themselves) be determined by lot. In such case, the order for retirement shall be the order in which the names are withdrawn.

11.8 Removal of director from office

The co-operative may, by ordinary resolution, remove any director before the expiration of the director's period of office. The resulting vacancy shall be filled as provided under Rule 11.6.

11.9 Directors' remuneration

The directors shall receive such remuneration for their services as shall be determined at a general meeting and all necessary expenses incurred by them in the business of the co-operative shall be refunded to them.

11.10 Delegation and board committees

- a) The board may, by resolution in accordance with section 213 of the Act, delegate the exercise of any of the board's functions (other than this power of delegation).
- b) The board may by resolution appoint committees comprising directors, members or members and other persons, to act in an advisory role to the board and to any committees of directors in accordance with section 213 of the Act.
- c) A committee may elect a chairperson, may meet and adjourn as it thinks proper, and shall follow the procedures specified for board meetings in Rule 12.

11.11 Deputy directors

- a) A director may, from time to time, apply, in writing, for any active member (other than an employee of the co-operative, the auditor or a partner or employer or employee of the auditor) to be appointed by the board as a deputy director to sit in the director's place on the board.
- b) A person appointed as a deputy director must have similar qualifications to the absent director.
- c) A deputy director shall be entitled to notice of meetings of the directors. In the absence of the nominating director, the deputy director is entitled to attend and vote at board meetings and to sign resolutions and to exercise such powers, authorities, and discretions as are vested in or would otherwise be exercisable by the nominating director. The attendance of the deputy director at any meeting of the board shall be deemed to be attendance by the nominating director.

- d) The remuneration of any such deputy director shall be payable out of the remuneration payable to the nominating director and shall consist of such portion of the last mentioned remuneration as shall be agreed between the deputy director and the nominating director.
- e) A deputy director shall vacate office if the nominating director ceases to be a director or on a majority of the other directors removing him or her from office. An appointment or removal under this rule must be in writing and notice thereof must be served on the deputy director and the appointment or removal shall take effect forthwith upon the service thereof. Service of any such notice may be effected in accordance with these rules.
- f) A deputy director whilst acting in the absence of the nominating director shall not be an agent of the nominating director and the nominating director shall not be liable for the actions of the deputy director.

12 Meetings of the board

12.1 Meetings

- a) Meetings of the board shall be held at least once every three (3) months in accordance with section 209 of the Act and as often as the board considers necessary.
- b) Questions arising at any meeting shall be decided by a majority of votes.
- c) The quorum for a meeting of the board shall be 50% of the number of directors provided active member directors present outnumber independent directors present by at least one (1).
- d) A director shall not vote in respect of any contract or proposed contract with the co-operative in which the director is in any way interested or in respect of any matter arising out of such a contract or proposed contract.

12.2 Chairperson of board

- a) The board shall elect one of their number to act as the chairperson of the board.
- b) The chairperson may be removed as chairperson by a resolution of the board. Such a person remains a director after their removal as chairperson.
- c) If:
 - i) the chairperson is not present within 10 minutes after the time appointed for holding the meeting; or
 - ii) the chairperson is unwilling to act as chairperson of the meeting;then the directors present may choose one of their number to be chairperson of the meeting until such time as the chairperson attends and is willing to act in that capacity.

12.3 Transaction of business outside board meetings

The board may transact any of its business in a manner specified in section 210 of the Act.

12.4 Minutes of meetings

- a) In accordance with section 203 of the Act, the board shall have minutes of meetings recorded in books provided for the purpose within 28 days after the meeting, and in particular of:
 - i) all appointments of officers and employees made by the directors;

- ii) the names of the directors present at each meeting of the board and of any committee of the board; and
 - iii) all resolutions and proceedings at all meetings of the co-operative and of the board and of committees.
- b) The confirmation of such minutes, signed by the chairperson, shall be taken as the first business at the next succeeding meeting of the co-operative, board, or committee to which the minutes relate. If it is impracticable for the minutes to be confirmed at that meeting, the minutes shall be confirmed at the next succeeding meeting.
 - c) Directors present at any meeting shall sign their name in a book to be kept for that purpose.
 - d) The minutes of board meetings and subcommittee meetings are only to be made available for inspection by members where the board considers it appropriate.

13 Seal

- a) The co-operative shall, as required by section 258(1)(a) of the Act, have the name of the co-operative appear in legible characters on its common seal. The common seal shall be kept at the registered office in such custody as the board shall direct. The co-operative may have one or more official seals in accordance with section 49 of the Act.
- b) The common seal or official seal of the co-operative shall not be affixed to any instrument except by resolution of the board. The seal must be affixed by a director of the co-operative in the presence of another director or officer of the co-operative and be authenticated by the signature of both persons.
- c) The person affixing the official seal shall certify in writing on the instrument to which it is affixed, the date and place at which it is affixed.
- d) The co-operative may, in accordance with section 48 of the Act, by writing under its common seal, empower its agent or attorney (either generally or in respect of a specified matter or specified matters) to execute deeds on its behalf.

14 Co-operative funds

14.1 Income and property of the co-operative

- a) The income and property of the co-operative and any surplus however derived shall be applied solely towards the promotion of the objects of the co-operative. No portion thereof shall be paid or transferred directly or indirectly by way of discount, rebate or otherwise by way of profit, to the members of the co-operative.
- b) Payment shall be made in good faith of:
 - i) any commensurate remuneration of any member or servant of the co-operative or other person in return for any services actually rendered to the co-operative; or
 - ii) reasonable interest on money lent or reasonable or proper rent for property or premises demised or let by any member to the co-operative.
- c) An amount not exceeding ten percent of the surplus arising in any year from the business of the co-operative may be applied to any charitable purpose.

14.2 *Accounts*

- a) The board shall have the accounts, statements and directors' report prepared in accordance with the Corporations Act 2001, as applied by the Act and the Regulation.
- b) The board shall submit those accounts, statements and report, together with the auditors' report on those accounts, to the annual general meeting of the co-operative, in accordance with the Corporations Act 2001 as applied by the Act and the Regulation.
- c) The board shall make available all documents required to be submitted to each member at least 21 days before the annual general meeting of the co-operative, by:
 - i) sending a copy to each member; or
 - ii) giving members notice that the documents are available for inspection at the registered office of the co-operative.

14.3 *Banking*

- a) The board shall have a banking account or accounts in the name of the co-operative, into which all money received shall be paid as soon as possible after receipt.
- b) All cheques drawn on such accounts and all drafts, bills of exchange, promissory notes, and other negotiable instruments for and on behalf of the co-operative, shall be signed by 2 directors or by any 2 persons authorised by the board.

15 **Custody of securities belonging to the co-operative**

15.1 *Custody of the securities and records*

A person or persons appointed by the board annually shall have the custody of the securities and records of the co-operative. For the purposes of this rule, "securities" includes, but is not limited to, debentures held by the co-operative.

15.2 *Registered office*

The co-operative shall have a registered office, the address of which is recorded in the public register maintained by the Registrar. The board shall ensure that the record is accurate by notifying the Registrar of any change of address within 28 days after the change, in the form approved by the Registrar.

15.3 *Documents to be kept*

- a) The co-operative shall keep at the registered office, or such other location as specified in section 250 of the Act, available during all reasonable hours for inspection by any person free of charge:
 - i) a copy of the Act and the Regulation;
 - ii) a copy of the rules of the co-operative; and
 - iii) a copy of the last annual report of the co-operative under section 252 of the Act.
- b) The co-operative shall keep at the registered office, or such other location as specified in section 250 of the Act, available during all reasonable hours for inspection by any member free of charge, all the registers specified in section 251 of the Act.
- c) A member is entitled to make a copy of entries in a register specified in subparagraph (b) on payment of the prescribed fee.

16 Transfer of debentures

- a) A debenture of the co-operative cannot be sold or transferred except with the consent of the board.
- b) The instrument of transfer of any debenture shall be executed by or on behalf of the transferor and the transferee. The transferor shall be deemed to remain the holder of the debenture until the name of the transferee is entered in the register of debentures held by the co-operative.
- c) Debentures shall be transferred in a form approved by the board.
- d) The board may decline to register any transfer of debentures. If the board refuses to register a transfer of debentures, it shall send notice of the refusal to the transferee within 2 weeks after the date on which the board declined to register the transfer.
- e) The board may decline to recognise any instrument of transfer unless:
 - i) the fee specified in Schedule 2 is paid to the co-operative for the transfer; and
 - ii) the instrument of transfer is accompanied by such evidence as the board may reasonably require to show the right of the transferor to make the transfer.
- f) The board shall have a record of all transfers made in the appropriate register.

17 Financial year

The financial year of the co-operative shall end on 30 June each year.

18 Audit

- a) The accounts of the co-operative must be audited annually in accordance with the Corporations Act 2001 as applied by the Act and the Regulation.
- b) One or more auditors shall be appointed, hold office, be remunerated, and have duties, and responsibilities in accordance with the Corporations Act 2001 as applied by the Act and the Regulation and shall be qualified as a registered company auditor, unless exempt from this requirement under an order made pursuant to section 244, in which case the auditor shall hold the qualifications of:
 - i) a member of the Institute of Chartered Accountants of Australia; or
 - ii) a member of CPA Australia; or
 - iii) a person approved by the Registrar.
- c) An auditor must not be replaced except in accordance with the procedure set out in the Corporations Act 2001 as applied by the Act and the Regulation.

19 Provision for loss

The board shall account for any loss that may result from the transactions of the co-operative in accordance with Accounting Standards as applied by the Regulation.

20 General meetings

20.1 Convening special general meetings

The board may, whenever it thinks fit, convene a special general meeting of the co-operative.

20.2 *Requisition of general meetings*

The board shall convene and hold, as soon as practicable, a general meeting of the co-operative in accordance with section 202 of the Act, on the requisition in writing by at least 20% of active members entitled to vote, or if a lesser percentage is specified in Part 1 of Schedule 3, that percentage.

20.3 *Member resolutions*

Any member who has a resolution to submit to a general meeting shall give written notice of the terms of the resolution to the co-operative not less than 28 days prior to the date of the meeting.

20.4 *Notice of general meetings*

- a) Subject to Rule 20.5, at least 14 days notice (not including the day on which the notice is served or deemed to be served, but including the day for which notice is given) shall be given of any general meeting.
- b) Notice shall be given to those persons who are, under these rules entitled to receive such notices from the co-operative, but the non-receipt of the notice by any member shall not invalidate the proceedings at such general meeting. The notice must specify the place, day and hour of the meeting and the general nature of any special business.
- c) The board shall have inserted in any notice convening a general meeting any proper business that a member has notified the intention to move and for which notification has been given in accordance with Rule 20.3.
- d) Notice of every general meeting shall be given to:
 - i) members of the co-operative, by any method specified in Rule 20.6; and
 - ii) the auditor or auditors of the co-operative.
- e) Except as provided in these rules, no other person shall be entitled to receive notice of general meetings.

20.5 *Notice of special resolutions*

Notice of a special resolution, in accordance with section 189 of the Act, shall be given to those persons entitled to receive notice at least 21 days (not including the day on which the notice is served or deemed to be served, but including the day for which notice is given) before the general meeting.

20.6 *Notices*

- a) A notice must be in writing and shall be given by the co-operative to any member:
 - i) personally;
 - ii) by post to a listed address or an alternate address supplied by the member;
 - iii) by some other form of technology, for example by facsimile or e-mail; where the member has given consent and notified the co-operative of the relevant contact details; or
 - iv) by publishing the notice in a newspaper circulating generally in New South Wales or in the area served by the co-operative.
- b) Where a notice is sent by post, service shall be deemed to be affected at the time at which the properly addressed and prepaid letter would be delivered in the ordinary course of post. In proving such service, it shall be sufficient to prove that the envelope containing the notice was properly addressed and posted.

- c) A notice forwarded by some other form of technology shall be deemed to have been served, unless the sender is notified of a malfunction in transmission, on the day of transmission if transmitted during a business day, otherwise on the next following business day.
- d) A notice may be given by the co-operative to joint members by giving the notice to the joint member named first in the register of members.
- e) For the purpose of this rule, "listed address" means the address of the member as appearing in the register of members.

20.7 *Annual general meetings*

- a) The first annual general meeting of the co-operative shall be held at any time within 18 months after the incorporation of the co-operative. Subsequent annual general meetings shall be held within five (5) months after the end of financial year, or within such other period as specified in section 198 of the Act.
- b) If an annual general meeting is not held in accordance with paragraph (a), the members may requisition such a meeting, in accordance with Rule 20.2.

20.8 *Business of annual general meetings*

- a) The ordinary business of the annual general meeting shall be:
 - i) to confirm minutes of the preceding general meeting (whether annual or special);
 - ii) for the board, auditors, or any officers of the co-operative to present reports upon the transactions of the co-operative during the financial year, including balance sheet, income statement, cash flow statement, and the state of affairs at the end of that year;
 - iii) to announce the annual subscription, if any, for the following year;
 - iv) to elect the directors;
 - v) to determine the remuneration, if any, of directors;
 - vi) to appoint (if necessary) an auditor; and
 - vii) to allow members a reasonable opportunity to ask questions about or comment on the management of the co-operative and to ask the auditor or their representative, if present, questions relevant to the conduct of the audit and the preparation and content of the auditor's report and the accounting policies adopted by the co-operative in relation to the financial statements.
- b) The annual general meeting may also transact special business of which notice has been given to members in accordance with these rules.

21 **Procedure at meetings**

21.1 *Standing orders*

- a) The following standing orders shall be observed at the co-operative's meetings, subject to any suspension of, or amendment to, or addition to, these orders adopted for the purposes of that meeting by the members present at a meeting:
 - i) the mover of a motion shall not speak for more than 10 minutes. Subsequent speakers shall be allowed 5 minutes, and the mover of the proposition 5 minutes to reply. The meeting may, however, by simple majority, extend in a particular instance the time permitted by this rule;
 - ii) whenever an amendment to an original motion is proposed, no second amendment shall be considered until the first amendment is disposed of;

- iii) if an amendment is carried, the motion as so amended shall displace the original motion and may itself be amended;
 - iv) if an amendment is defeated, a further amendment may be moved to the original motion. However, only one amendment shall be submitted to the meeting for discussion at one time;
 - v) the mover of every original motion, but not of an amendment, shall have the right to reply. Immediately after this, the question shall be put from the chair. No other member shall speak more than once on the same question, unless permission is given for an explanation, or where the attention of the chairperson is called to a point of order; and
 - vi) any discussion on a motion or amendment may be closed by a resolution "that the question be now put" being moved, seconded and carried. Such resolution shall be put to the meeting without debate.
- b) Any motions and amendments shall be submitted in writing if requested by the chairperson.
 - c) Any member, or any visitor invited to attend the meeting by the board, may speak on any issue at a meeting with the permission of the chairperson provided that the permission may be conditional.
 - d) Standing orders may be suspended for any period by ordinary resolution.

21.2 *Quorum at general meetings*

- a) No item of business shall be transacted at any general meeting unless a quorum of members is present at the time when the meeting is considering that item. The number of active members specified in Part 2 of Schedule 3, present in person and entitled to vote, constitutes a quorum.
- b) If within half an hour after the appointed time for the meeting a quorum is not present, the meeting, if convened upon the requisition of members, shall be dissolved. In any other case, it shall be adjourned to the same day in the next week at the same time and place. If at the adjourned meeting a quorum is not present within half an hour after the time appointed for the meeting, the members present shall constitute a quorum.

21.3 *Chairperson at general meetings*

The chairperson of the board shall preside as chairperson at every general meeting of the co-operative. If at any meeting the chairperson is either not present within 15 minutes after the time appointed for holding the meeting or is unwilling to act as chairperson, the members present shall choose one of their number to be chairperson until such time as the chairperson attends or is willing to act in that capacity.

21.4 *Adjournment of general meetings*

- a) The chairperson may, with the consent of any meeting at which a quorum is present (and shall if so directed by the meeting), adjourn the meeting from time to time and from place to place. The only business that can be transacted at any adjourned meeting is the business left unfinished at the meeting from which the adjournment took place.
- b) Where a meeting is adjourned for 14 days or more, notice of the adjourned meeting shall be given just as in the case of the original meeting. Apart from this requirement it, shall not be necessary to give notice of an adjournment or of the business to be transacted at an adjourned meeting.

21.5 *Voting rights*

- a) Members shall have the right to vote as specified in Division 1 of Part 8 of the Act.
- b) Except as provided in Rule 21.6(g), an active member of the co-operative who is entitled to vote shall have one vote only in respect of any question or motion arising at a general meeting of the co-operative.
- c) A member of the co-operative is not entitled to vote at a meeting of the co-operative:
 - i) if the person is not an active member of the co-operative or a delegate for a body corporate that is an active member; or
 - ii) the person is excluded from voting under the Act or these rules.
- d) A person is not entitled to exercise, under a power of attorney, a member's power to vote if the person has that power of attorney in respect of another member under another power of attorney.
- e) In the case of joint membership, the joint members shall have one (1) vote only between them and that vote may only be exercised (subject to the grant of any proxy in accordance with Rule 21.8 or power of attorney) by the joint member whose name appears first in the register of members.

21.6 *Attendance and voting at general meetings*

- a) A member whose membership is required to be cancelled under Rule 5.1 is not entitled to attend any meeting of the co-operative.
- b) At any general meeting, a resolution put to the vote of the meeting shall be decided by show of hands unless a poll is demanded in accordance with section 201 of the Act.
- c) If no poll is demanded before the declaration of the result, a declaration by the chairperson that a resolution has been carried, or lost, and an entry to that effect included in the book of the proceedings of the co-operative, shall be evidence of the fact. No proof is needed of the number or proportion of the votes recorded in favour of, or against, that resolution.
- d) If a poll is demanded, it shall be taken in a manner that the chairperson directs. Unless the meeting is adjourned, the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded.
- e) A poll demanded on the election of a chairperson, or on a question of adjournment, shall be taken immediately.
- f) A poll demanded may be withdrawn.
- g) In the case of an equality of votes, whether on a show of hands or on a poll, the chairperson of the meeting at which the show of hands takes place, or at which the poll is demanded, may have a casting vote.
- h) A simple majority shall determine all resolutions except special resolutions.

21.7 *Special resolutions*

- a) A special resolution is passed:
 - i) at a general meeting where two-thirds of the members who, being entitled to do so, vote in favour of the special resolution; or
 - ii) in a postal ballot where two-thirds of the members who, being entitled to do so, cast formal votes in favour of the special resolution; or
 - iii) in a special postal ballot where three quarters of the members who, being entitled to do so, cast formal votes in favour of the special resolution.
- b) A special resolution has effect from the date it is passed except in the following circumstances:
 - i) the removal of an auditor;
 - ii) the expulsion of a member;
 - iii) the alteration of a rule; or
 - iv) any matter for which a special resolution is required to be passed by special postal ballot pursuant to section 194A of the Act (other than a special postal ballot in favour of a voluntary winding up);in which case it has effect from the time it is registered by the Registrar.

21.8 *Proxy votes*

- a) The instrument appointing a proxy shall be duly authorised in writing under the hand of the appointer, or of the appointer's attorney. An instrument appointing a proxy may specify the manner in which the proxy is to vote in respect of a particular resolution and, where an instrument of proxy so provides, the proxy is not entitled to vote on the resolution except as specified in the instrument. An instrument appointing a proxy shall be deemed to confer authority to demand, or join in demanding, a poll.
- b) An instrument appointing a proxy may be in the form given in Appendix 1 to these rules or any other form which the board shall approve.
- c) Where an instrument of proxy is signed by all of the joint members, the vote of the proxy so appointed shall be accepted as the vote of the joint member whose name appears first in the register of members.
- d) No person shall act as a proxy unless the person is an active member.
- e) No person shall act as proxy for more than 10 persons unless the instrument appointing a proxy specifies the manner in which the proxy is to vote in respect of a particular resolution.

21.9 *Instrument appointing proxy to be lodged at registered office*

- a) An instrument appointing a proxy is not valid unless:
 - i) the instrument; and
 - ii) if the instrument is signed by the appointer's attorney, the authority under which the form was signed, or a notarially certified copy of the authority;is deposited at the registered office of the co-operative.
- b) The documentation required to be given under this rule must be deposited at the registered office:
 - i) at least 48 hours before the meeting at which the proxy may be used; or
 - ii) in the case of a poll, at least 24 hours before the taking of the poll.

21.10 Revocation of instrument appointing proxy

A vote given in accordance with the terms of an instrument of proxy, or of a power of attorney, is valid notwithstanding the previous death or unsoundness of mind of the principal, the revocation of the instrument (or of the authority under which the instrument was executed) or the power, if no intimation in writing of the death, unsoundness of mind or revocation has been received by the co-operative at the registered office before the commencement of the meeting or adjourned meeting at which the instrument is used or the power is exercised.

22 Postal ballot

The co-operative may hold a postal ballot to determine any issue or proposal by the members. Postal ballots, including special postal ballots as required by section 194A of the Act, must be conducted in the manner prescribed in Schedule 2 of the Regulation.

23 Rule alterations

- a) The rules may be altered by special resolution or by a resolution of the board in accordance with section 112 of the Act.
- b) A change to the active membership provision cannot be proposed at a meeting unless prior written approval has been obtained from the Registrar.
- c) Resolutions altering the rules shall be lodged with the Registrar in accordance with section 113 of the Act.
- d) No alteration to these rules takes effect until the Registrar registers the alteration.

24 Winding up

- a) The winding up of the co-operative shall be in accordance with Part 12 of the Act.
- b) If on the winding up or dissolution of the co-operative there remains after the satisfaction of all its debts and liabilities any property, this shall not be paid or distributed amongst the members of the co-operative but shall be given or transferred to an organisation:
 - i) which has objects similar to those of the co-operative;
 - ii) whose constitution prohibits the distribution of its property among its members;
 - iii) which has been chosen by the members of the co-operative at or before the time of dissolution or in default thereof, as directed by such Court as may have or acquire jurisdiction in the matter; and
 - iv) which satisfies the relevant sub-section of section 23 of the Income Tax Assessment Act.

Appendix 1 – Rule 21.8

PROXY FORM

I/we
.....
.....

of
.....
.....

appoint
of
.....
.....

or in that person’s absence
of
.....
.....

or [in that person’s absence] the chairperson of the meeting, or a person nominated by the chairperson, as my/our proxy to vote for me/us on my/our behalf at the [annual/special] general meeting of the co-operative to be held on and at any adjournment of that meeting.

I/We direct my/our proxy to vote in respect of each resolution to be considered as indicated with an “X” below, and to vote or abstain in respect of any procedural resolution as my/our proxy thinks fit.

	FOR	AGAINST
[ordinary/special] resolution No. 1	[]	[]
[ordinary/special] resolution No. 2	[]	[]

If no direction is given above, I/we authorise my/our proxy to vote or abstain as my/our proxy thinks fit in respect of each resolution (including any procedural resolution) to be considered by the meeting and any adjournment of the meeting.

Dated

Signature

Corporate members should execute under seal or by attorney.

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

ALBURY CITY COUNCIL

Roads Act 1993
Roads (General) Regulation 2000
Part 2-Roads
Division 2-Naming of Roads

NOTICE is hereby given that Albury City Council, in pursuance of the above Act and Regulation requirements, has named the following roads:

- Bluff Court
- Champions Drive
- Black Springs Circuit
- Featherstone Avenue

These roads are all in a subdivision being constructed on the south-west corner of the intersection of Burrows and Union Roads, Glenroy. LESLIE GEORGE TOMICH, General Manager, Albury City Council, 553 Kiewa Street, Albury NSW 2640.

[2208]

AUBURN COUNCIL

Roads Act 1993, Section 162(1)
Roads (General) Regulation 2000, Clause 9
Naming of Public Roads – Ashgrove Boulevard,
Raglan Road, Tower Street, Princeton Circuit, Embers Way,
Coachwood Street, Prairie Way, Tarakan Street,
Holly Way, Castle Street, Olive Way and Palace Street

NOTICE is hereby given that Auburn Council by resolution of Council on 26th June 2006 and pursuant to the above mentioned Act and Regulations, has named newly constructed roads, within the new residential subdivision on the former RAAF site, Chisholm Road (immediately south of Kirkham Road), Regents Park. J. BURGESS, General Manager, Auburn Council, PO Box 118, Auburn NSW, 1835.

[2209]

BEGA VALLEY SHIRE COUNCIL

Local Government Act 1993
Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Interest in Land
BEGA VALLEY SHIRE COUNCIL declares, with the approval of Her Excellency the Governor, that the easement described in the Schedule below is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for water supply. Dated at Bega, this 21st day of March 2006. DAVID JESSON, General Manager, Bega Valley Shire Council, PO Box 492, Bega NSW 2550.

SCHEDULE

Interest in Land

Easement rights as described under the heading Water Pipeline in Memorandum E931212, filed in the Office of Land and Property Information NSW, over the site shown in:

Deposited Plan 265139 as 'PROPOSED EASEMENT FOR PIPELINE 5 WIDE' within Lot 389, Deposited Plan 750227.

[2210]

KYOGLE COUNCIL

Roads Act 1993, Section 162
Naming of Public Roads

NOTICE is hereby given that the Kyogle Council, in pursuance of section 162 of the Roads Act 1993 and the Roads (General) Regulation 2000, has resolved to make the road name changes listed below:

Road No./Current Road Name or Description of Route	New Road Name
4021, the un-named lane in the village of Bonalbo, which runs from Woodenbong Road in a north-easterly direction adjacent to the western boundary of Lot 100, DP 751077.	Lois Lane.

A. PIGGOTT, Acting General Manager, Kyogle Council, PO Box 11, Kyogle NSW 2474.

[2211]

NARROMINE SHIRE COUNCIL

Local Government Act 1993
Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Land

THE Narromine Shire Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of an airstrip, associated facilities and an access way. Dated at Narromine this 30th day of June 2006. PAUL BENNETT, General Manager, Narromine Shire Council, PO Box 115, Narromine NSW 2821.

SCHEDULE

Lot 70, DP 1089611.

[2212]

NORTH SYDNEY COUNCIL

Roads Act 1993
Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Land

THE North Sydney Council declares, with the approval of Her Excellency the Governor, that the land, described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of a public road. Dated at North Sydney this 29th day of March 2006. PENNY HOLLOWAY, General Manager, P O Box 12, North Sydney NSW 2059.

Schedule

Lot 752 DP 1080551

[2213]

PARRAMATTA CITY COUNCIL

Road Act 1993, Section 162
Roads (General) Regulation 2000
Naming of Roads

NOTICE is hereby given that Parramatta City Council, in pursuance of the above Act and Regulation, proposes to rename the road named Wright Street, Merrylands, to Augustus Street. Written objections to the proposed naming will be accepted up to one month after publication date of this notice. The reasons for objection need to be clearly stated. JOHN NEISH, General Manager, Parramatta City Council, PO Box 32, Parramatta NSW 2124.

[2214]

PARRAMATTA CITY COUNCIL

Road Act 1993, Section 162
Roads (General) Regulation 2000
Naming of Roads

NOTICE is hereby given that the Council of the City of Parramatta, in pursuance of the above Act and Regulation, approved the road name described below.

Description of Road	New Name
That sealed dead-end lane which commences at Gray Street, Granville and proceeds northerly to A'Beckett Street.	Bill Hoare Lane.

Authorised by Resolution of Council on 19th July 2004. JOHN NEISH, General Manager, Parramatta City Council, PO Box 32, Parramatta NSW 2124.

[2215]

PORT MACQUARIE-HASTINGS COUNCIL

Local Government Act 1993
Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Land

THE Port Macquarie-Hastings Council declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for aviation purposes of a runway and buffer zone. Dated at Port Macquarie this 7th day of July 2006. B. SMITH, General Manager, Port Macquarie-Hastings Council, Corner Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

Lot 1, DP 1034982.

[2206]

PORT MACQUARIE-HASTINGS COUNCIL

Roads Act 1993, Section 10
Dedication of Land as Public Road

PORT MACQUARIE-HASTINGS COUNCIL hereby gives notice that pursuant to section 10 of the Roads Act 1993, that the land described in the Schedule below is dedicated as public road. B. SMITH, General Manager, Port Macquarie-Hastings Council, Cnr Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

Lots 9 and 11 in Deposited Plan 1067194, Parish of Camden Haven, County of Macquarie and situated adjacent to 229 Ocean Drive at West Haven.

[2207]

SHOALHAVEN CITY COUNCIL**Erratum**

IN the *Government Gazette* of 23rd June 2006, Folio 2165, under the heading of "SHOALHAVEN CITY COUNCIL – Roads Act 1993, Section 10 – Dedication of Land as Public Road" the Schedule where it states "DP1022841" is replaced with "DP1022814". R. D. PIGG, General Manager, Shoalhaven City Council, PO Box 42, Nowra NSW 2541.

[2216]

ESTATE NOTICES

Notice of intended distribution of estate.—Any person having any claim upon the estate of SHEILA GENTLE, late of 768 Anzac Parade, Maroubra, in the State of New South Wales, who died on 10th March 2006, must send particulars of their claim to the executor, Christine Roper, 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 22nd June 2006. SIMPSON & CO, Solicitors, 103A Anzac Parade, Kensington 2033 (PO Box 340, Kensington 1465), tel.: (02) 9662 4381.

[2217]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of PAUL FRANEY, late of Hostel, Kemps Creek, 85 Bakers Lane, Kemps Creek, in the State of New South Wales, labourer, who died on 24th August 2005, must send particulars of their claim to the administrator, Pauline Hazel Franey 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 conveyance or distribution the administrator has notice. Letters of Administration were granted in New South Wales on 22nd June 2006. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool NSW 2170.

[2218]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DAVID LESLIE WIBLEN, late of 24 Chamberlain Drive, Smithfield, in the State of New South Wales, service manager, who died on 24th June 2003, must send particulars of his/her claim to the administrator, Sieglinder Eveline Wiblen, 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 conveyance or distribution the administrator has notice. Letters of Administration were granted in New South Wales on 26th June 2006. DOHERTY PARTNERS, Solicitors, Level 1, 171 Bigge Street, Liverpool NSW 2170.

[2219]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOSEPHINE DELAHUNTY, late of Tempe, in the State of New South Wales, who died on 10 May 2006, must send particulars of his claim to the executrix, Robin Delahunty, c.o. Newnhams, Solicitors, 122 Castlereagh Street, Sydney, NSW 2000, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 23 June 2006. NEWNHAMS, Solicitors, 7th Floor, Highmount House, 122 Castlereagh Street, Sydney, NSW 2000 (DX665, Sydney), tel.: (02) 9264 7788. Reference: BLM:ME 5736.

[2220]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JOYCE PAMELA HUDSON, late of 1/59 Pennant Avenue, Denistone, in the State of New South Wales, who died on 3 January 2006, must send particulars of his claim to the executors, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde, NSW 2114, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 19 June 2006. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde, NSW 2114 (PO Box 107, West Ryde 1685) (DX27551, West Ryde), tel.: (02) 9858 1533. Reference: JSF.KS.06004.

[2221]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of MAURICE JAMES SMITH, late of North Parramatta, in the State of New South Wales, who died on 12th February 2006, must send particulars of their claim to the executor, Clare Philomena Hennessy, c.o. of Messrs Barton & Co., Solicitors, 128/121-133 Pacific Highway, Hornsby NSW 2077, 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 they have notice. Probate was granted in New South Wales on 30th May 2006. MESSRS BARTON & CO., Solicitors, 128/121-133 Pacific Highway, Hornsby NSW 2077 (PO Box 344, Hornsby 1630), tel.: (02) 9476 1744. Reference: DFB/RS.

[2222]

COMPANY NOTICES

NOTICE of members' voluntary winding up.—CAZNAT PTY LTD, ACN 003 954 717.—Notice is hereby given that on 28th June 2006, a members' resolution was passed that the company be wound up voluntarily and that Richard Bruce Kellow be appointed liquidator. RICHARD B. KELLOW, Liquidator, c.o. Kellow Parbery & Associates Pty Limited, Certified Practising Accountants, 24 Church Street (PO Box 131), Bega NSW 2550, tel.: (02) 6492 1433.

[2223]

NOTICE of voluntary winding up.—W. CUPITT PTY LIMITED, ACN 000 037 301 (in voluntary liquidation).—At a general meeting pursuant to section 491(2) of the Corporations Law the abovementioned company duly convened and held at 20 Victor Avenue, Narrawallee NSW 2539, on 30th June 2006, the following special resolution was passed: "That the company be wound up voluntarily". At the abovementioned meeting Griffith R. Cupitt of 20 Victor Avenue, Narrawallee NSW 2539, was appointed as liquidator for the purpose of winding up. Notice is also given that after 21 days from this date I will proceed to distribute the assets. All creditors having any claim against the company should furnish particulars of same by that date otherwise I shall proceed to distribute the assets without regard to their claim. Dated 30th June 2006. GRIFFITH R. CUPITT, Liquidator, 20 Bundaroo Street (PO Box 1555), Bowral NSW 2576, tel.: (02) 4861 2205.

[2224]

Authorised to be printed

ROBERT J. GALLAGHER, Government Printer.

ISSN 0155-6320