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LEGISLATION

Regulations



New South Wales

Fisheries Management Legislation Amendment (Fees and Contributions) Regulation 2006

under the

Fisheries Management Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fisheries Management Act 1994*.

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

Explanatory note

The objects of this Regulation are:

- (a) to increase certain fees and contributions payable under the *Fisheries Management Act 1994* generally in line with movements in the Consumer Price Index, and
- (b) to correct some cross-references to provisions of that Act in the *Fisheries Management (General) Regulation 2002*.

This Regulation is made under the *Fisheries Management Act 1994*, including section 289 (1) (the general regulation-making power) and various provisions authorising the imposition of fees and prescribing the amounts of certain contributions payable under that Act.

Clause 1 Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Fisheries Management Legislation Amendment (Fees and Contributions) Regulation 2006

under the

Fisheries Management Act 1994

1 Name of Regulation

This Regulation is the *Fisheries Management Legislation Amendment (Fees and Contributions) Regulation 2006*.

2 Amendment of Fisheries Management (Abalone Share Management Plan) Regulation 2000

The *Fisheries Management (Abalone Share Management Plan) Regulation 2000* is amended as set out in Schedule 1.

3 Amendment of Fisheries Management (Aquaculture) Regulation 2002

The *Fisheries Management (Aquaculture) Regulation 2002* is amended as set out in Schedule 2.

4 Amendment of Fisheries Management (General) Regulation 2002

The *Fisheries Management (General) Regulation 2002* is amended as set out in Schedule 3.

5 Amendment of Fisheries Management (Lobster Share Management Plan) Regulation 2000

The *Fisheries Management (Lobster Share Management Plan) Regulation 2000* is amended as set out in Schedule 4.

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Amendment of Fisheries Management (Abalone Share Management Plan) Schedule 1
Regulation 2000

Schedule 1 Amendment of Fisheries Management (Abalone Share Management Plan) Regulation 2000

(Clause 2)

- [1] Appendix Abalone Share Management Plan**
Omit “\$231” from clause 9 (2) (a). Insert instead “\$238”.
- [2] Appendix, clause 9 (2) (b)**
Omit “\$405”. Insert instead “\$417”.
- [3] Appendix, clause 10 (7)**
Omit “\$347”. Insert instead “\$357”.
- [4] Appendix, clause 19 (2) (b)**
Omit “\$173”. Insert instead “\$178”.
- [5] Appendix, clause 21 (5), note**
Omit “\$116”. Insert instead “\$119”.

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Schedule 2 Amendment of Fisheries Management (Aquaculture) Regulation 2002

Schedule 2 Amendment of Fisheries Management (Aquaculture) Regulation 2002

(Clause 3)

- [1] **Clause 5 Fee payable when applying for an aquaculture permit**
Omit “\$231” wherever occurring in clause 5 (1) (a) and (b).
Insert instead “\$238”.
- [2] **Clause 5 (1) (c) and (f)**
Omit “\$347” wherever occurring. Insert instead “\$357”.
- [3] **Clause 5 (1) (d), (g) and (h)**
Omit “\$578” wherever occurring. Insert instead “\$595”.
- [4] **Clause 5 (1) (e)**
Omit “\$462”. Insert instead “\$476”.
- [5] **Clause 5 (1) (i) and (2) (a)**
Omit “\$58” wherever occurring. Insert instead “\$60”.
- [6] **Clause 5 (2) (b)**
Omit “\$116”. Insert instead “\$119”.
- [7] **Clause 7 Aquaculture permit holders liable to pay contributions towards cost of administration**
Omit “\$405” from clause 7 (2). Insert instead “\$417”.
- [8] **Clause 11 Aquaculture permit holders liable to pay contributions for research**
Omit “\$29” from clause 11 (3). Insert instead “\$30”.
- [9] **Clause 11 (4) (a) (i) and (b)**
Omit “\$116” wherever occurring. Insert instead “\$119”.
- [10] **Clause 11 (4) (a) (ii)**
Omit “\$23”. Insert instead “\$24”.
- [11] **Clause 31 Procedure for applying for an aquaculture lease**
Omit “\$578” wherever occurring in clause 31 (2) (a)–(c).
Insert instead “\$595”.

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Amendment of Fisheries Management (Aquaculture) Regulation 2002

Schedule 2

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- [12] **Clause 31 (2) (d)**
Omit "\$925". Insert instead "\$953".
- [13] **Clause 38 Application for renewal of an aquaculture lease**
Omit "\$462" from clause 38 (2) (a). Insert instead "\$476".
- [14] **Clause 38 (2) (b) and (d)**
Omit "\$347" wherever occurring. Insert instead "\$357".
- [15] **Clause 38 (2) (c)**
Omit "\$578". Insert instead "\$595".
- [16] **Clause 40 Minimum rent for leased area**
Omit "\$116" from clause 40 (1) (a). Insert instead "\$119".
- [17] **Clause 40 (1) (b)**
Omit "\$43". Insert instead "\$44".
- [18] **Clause 44 Fee payable for Minister's consent to subletting of leased area**
Omit "\$405". Insert instead "\$417".
- [19] **Clause 45 Procedure for getting Minister's consent to transfer of aquaculture lease**
Omit "\$636" from clause 45 (2) (c). Insert instead "\$655".
- [20] **Clause 45 (3)**
Omit "\$58". Insert instead "\$60".
- [21] **Clause 46 Transmission of aquaculture lease on lessee's death**
Omit "\$405" from clause 46 (1) (b). Insert instead "\$417".
- [22] **Clause 46 (2)**
Omit "\$58". Insert instead "\$60".
- [23] **Clause 47 Aquaculture lease may be surrendered**
Omit "\$289" from clause 47 (1) (b). Insert instead "\$298".
- [24] **Clause 47 (2)**
Omit "\$58". Insert instead "\$60".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Schedule 2 Amendment of Fisheries Management (Aquaculture) Regulation 2002

[25] Clause 47 (3) (d)

Omit "\$405". Insert instead "\$417".

[26] Clause 48 Aquaculture leases may be consolidated

Omit "\$462" from clause 48 (2) (c). Insert instead "\$476".

[27] Clause 49 Aquaculture leases may be subdivided

Omit "\$462" from clause 49 (2) (c). Insert instead "\$476".

[28] Clause 50 Certified copy of lease or plan

Omit "\$58" wherever occurring in clause 50 (1) (a) and (3) (c).

Insert instead "\$60".

[29] Clause 54 Obligations of aquaculture lessee to mark out leased area

Omit "\$58" from clause 54 (5). Insert instead "\$60".

[30] Clause 66 Permit required to gather marine vegetation for commercial purposes

Omit "\$116" from clause 66 (10). Insert instead "\$119".

[31] Clause 67 Fee for permit under section 37

Omit "\$173" from clause 67 (1). Insert instead "\$178".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Amendment of Fisheries Management (General) Regulation 2002

Schedule 3

Schedule 3 Amendment of Fisheries Management (General) Regulation 2002

(Clause 4)

- [1] Clause 24 Registration**
Omit “\$23” from clause 24 (4). Insert instead “\$24”.
- [2] Clause 113 Permit to use explosives**
Omit “\$116” from clause 113 (5). Insert instead “\$119”.
- [3] Clause 115 Permit to use electrical devices**
Omit “\$116” from clause 115 (5). Insert instead “\$119”.
- [4] Clause 121 Issue of replacement receipts**
Omit “\$5”. Insert instead “\$6”.
- [5] Clause 125 Amendment and cancellation of exemption certificates**
Omit “\$10” from clause 125 (3) (a). Insert instead “\$11”.
- [6] Clause 133A Fee for marine park permits under section 37 of the Act**
Omit “\$58” from clause 133A (1). Insert instead “\$60”.
- [7] Clause 136 Nomination of commercial fisher by shareholder**
Omit “\$347” from clause 136 (1). Insert instead “\$357”.
- [8] Clause 137 Special endorsements to take fish in share management fishery**
Omit “\$116”. Insert instead “\$119”.
- [9] Clause 141 Fee for registration of dealings in shares**
Omit “\$173” from clause 141 (1) (a). Insert instead “\$178”.
- [10] Clause 141 (1) (b)**
Omit “\$347”. Insert instead “\$357”.
- [11] Clause 142 Fee for inspection of Share Register and registered documents**
Omit “\$58” from clause 142 (1) (b). Insert instead “\$60”.
- [12] Clause 144 Fee to accompany application for commercial fishing licence**
Omit “section 104 (2)”. Insert instead “section 104 (8)”.

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Schedule 3 Amendment of Fisheries Management (General) Regulation 2002

- [13] **Clause 144 (a)**
Omit "\$462". Insert instead "\$476".
- [14] **Clause 144 (b)**
Omit "\$116". Insert instead "\$119".
- [15] **Clause 147 Renewal of commercial fishing licence**
Omit "\$231" from clause 147 (2) (a). Insert instead "\$238".
- [16] **Clause 147 (2) (b) and (7)**
Omit "\$116" wherever occurring. Insert instead "\$119".
- [17] **Clause 150 Annual contribution to cost of research and to other industry costs**
Omit "\$406" from clause 150 (1). Insert instead "\$418".
- [18] **Clause 150A Annual contribution towards fishery monitoring programs**
Omit "\$307" from clause 150A (3). Insert instead "\$316".
- [19] **Clause 150A (3)**
Omit "\$102". Insert instead "\$105".
- [20] **Clause 150A (3)**
Omit "\$614". Insert instead "\$632".
- [21] **Clause 150B Additional contribution for fishers in sea urchin and turban shell restricted fishery**
Omit "\$290" from clause 150B (1). Insert instead "\$299".
- [22] **Clause 151 Fee to accompany application for issue of fishing boat licence**
Omit "section 108 (2)" from clause 151 (1). Insert instead "section 108 (8)".
- [23] **Clause 151 (1) (a) and (b)**
Omit "\$162" wherever occurring. Insert instead "\$167".
- [24] **Clause 151 (1) (b) and (3) (b)**
Omit "\$23" wherever occurring. Insert instead "\$24".
- [25] **Clause 151 (3) (a) and (b)**
Omit "\$46" wherever occurring. Insert instead "\$47".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Amendment of Fisheries Management (General) Regulation 2002

Schedule 3

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- [26] **Clause 154 Renewal of fishing boat licence**
Omit "\$46" wherever occurring in clause 154 (2) (a) and (b) and (10) (a) and (b).
Insert instead "\$47".
- [27] **Clause 154 (2) (b) and (10) (b)**
Omit "\$23" wherever occurring. Insert instead "\$24".
- [28] **Clause 154 (7)**
Omit "\$116". Insert instead "\$119".
- [29] **Clause 155 Additional licence fee for boats authorised to prawn trawl in ocean prawn trawl restricted fishery**
Omit "\$1.73" wherever occurring in clause 155 (2) and (6).
Insert instead "\$1.78".
- [30] **Clause 158 Transfer of right to a fishing boat licence**
Omit "\$289" from clause 158 (3). Insert instead "\$298".
- [31] **Clause 159 Boats taken to be licensed under the Act**
Omit "\$116" from clause 159 (3). Insert instead "\$119".
- [32] **Clause 161 Fee to accompany application for registration**
Omit "\$116". Insert instead "\$119".
- [33] **Clause 164 Application for authority to use unregistered crew members**
Omit "\$58" from clause 164 (2). Insert instead "\$60".
- [34] **Clause 173 Nominated fishers**
Omit "\$347" from clause 173 (2) (c). Insert instead "\$357".
- [35] **Clause 177 Endorsement fee**
Omit "\$462" from clause 177 (1) (a). Insert instead "\$476".
- [36] **Clause 177 (1) (b)**
Omit "\$231". Insert instead "\$238".
- [37] **Clause 181 Transfer of quota**
Omit "\$173" from clause 181 (2) (c). Insert instead "\$178".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Schedule 3 Amendment of Fisheries Management (General) Regulation 2002

- [38] Clause 187 Application for endorsement**
Omit "\$30" from clause 187 (2). Insert instead "\$31".
- [39] Clause 195 Application for endorsement**
Omit "\$30" from clause 195 (2). Insert instead "\$31".
- [40] Clause 203 Application for endorsement**
Omit "\$31" from clause 203 (2). Insert instead "\$32".
- [41] Clause 211 Application for endorsement**
Omit "\$30" from clause 211 (2). Insert instead "\$31".
- [42] Clause 218 Application for endorsement**
Omit "\$30" from clause 218 (2). Insert instead "\$31".
- [43] Clause 226 Fee for new endorsements**
Omit "\$5,479" from clause 226 (1) (a). Insert instead "\$5,643".
- [44] Clause 238 Endorsement fees**
Omit "\$2,312" from clause 238 (1) (a). Insert instead "\$2,381".
- [45] Clause 238 (1) (b) and (c)**
Omit "\$289" wherever occurring. Insert instead "\$298".
- [46] Clause 242 Transfer fee**
Omit "\$2,889" from clause 242 (1). Insert instead "\$2,976".
- [47] Clause 250 Fee for endorsements**
Omit "\$214" from clause 250 (1). Insert instead "\$220".
- [48] Clause 258 Application for endorsement**
Omit "\$289" wherever occurring in clause 258 (3) (a), (c) and (d).
Insert instead "\$298".
- [49] Clause 258 (3) (b)**
Omit "\$58". Insert instead "\$60".
- [50] Clause 258 (3) (c) and (d)**
Omit "\$35" wherever occurring. Insert instead "\$36".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Amendment of Fisheries Management (General) Regulation 2002

Schedule 3

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- [51] **Clause 267 Application for endorsement of licence for further period**
Omit "\$289" wherever occurring in clause 267 (3) (a), (c) and (d).
Insert instead "\$298".
- [52] **Clause 267 (3) (b)**
Omit "\$58". Insert instead "\$60".
- [53] **Clause 267 (3) (c) and (d)**
Omit "\$35" wherever occurring. Insert instead "\$36".
- [54] **Clause 273 Application for special endorsement**
Omit "\$35" from clause 273 (2). Insert instead "\$36".
- [55] **Clause 285 Applications for registration as fish receiver**
Omit "\$867" from clause 285 (2). Insert instead "\$893".
- [56] **Clause 285 (3) (a)**
Omit "\$2,822". Insert instead "\$2,907".
- [57] **Clause 285 (3) (b)**
Omit "\$1,411". Insert instead "\$1,453".
- [58] **Clause 299 Annual licence fee**
Omit "\$433" from clause 299 (1). Insert instead "\$446".
- [59] **Clause 299 (1)**
Omit "\$87". Insert instead "\$90".
- [60] **Clause 305 Transfer of entitlement to history of operations**
Omit "\$289" from clause 305 (3). Insert instead "\$298".
- [61] **Clause 306 Boat replacement**
Omit "\$289" from clause 306 (1) (b). Insert instead "\$298".
- [62] **Clause 308 Renewal of licence**
Omit "\$116" from clause 308 (5). Insert instead "\$119".
- [63] **Clause 339 Fees for permits under Part 7 of the Act**
Omit "\$205" from clause 339 (1). Insert instead "\$211".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Schedule 3 Amendment of Fisheries Management (General) Regulation 2002

[64] Clause 339 (2) (a)

Omit "\$113". Insert instead "\$116".

[65] Clause 339 (2) (b)

Omit "\$58". Insert instead "\$60".

Fisheries Management Legislation Amendment (Fees and Contributions)
Regulation 2006

Amendment of Fisheries Management (Lobster Share Management Plan) Schedule 4
Regulation 2000

Schedule 4 Amendment of Fisheries Management (Lobster Share Management Plan) Regulation 2000

(Clause 5)

- [1] Appendix Lobster Share Management Plan**
Omit "\$231" from clause 9 (2) (a). Insert instead "\$238".
- [2] Appendix, clause 9 (2) (b)**
Omit "\$405". Insert instead "\$417".
- [3] Appendix, clause 10 (7)**
Omit "\$347". Insert instead "\$357".
- [4] Appendix, clause 19 (2) (b)**
Omit "\$173". Insert instead "\$178".
- [5] Appendix, clause 46 (5), note**
Omit "\$116". Insert instead "\$119".
- [6] Appendix, clause 54 (4)**
Omit "\$112". Insert instead "\$115".



New South Wales

Forestry Amendment (Delegation) Regulation 2006

under the

Forestry Act 1916

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Forestry Act 1916*.

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

Explanatory note

The object of this Regulation is to amend the *Forestry Regulation 2004* to enable the Forestry Commission to delegate its power to issue permits under section 30I of the *Forestry Act 1916* to the following:

- (a) rural lands protection boards,
- (b) members of staff of the Rural Lands Protection Boards Division of the Government Service.

This Regulation is made under the *Forestry Act 1916*, including sections 10A and 41 (the general regulation-making power).

Clause 1 Forestry Amendment (Delegation) Regulation 2006

Forestry Amendment (Delegation) Regulation 2006

under the

Forestry Act 1916

1 Name of Regulation

This Regulation is the *Forestry Amendment (Delegation) Regulation 2006*.

2 Amendment of Forestry Regulation 2004

The *Forestry Regulation 2004* is amended by inserting at the end of clause 72 (1) (b) (iv):

- , and
- (v) a board (within the meaning of the *Rural Lands Protection Act 1998*) or member of staff of the Rural Lands Protection Boards Division of the Government Service.



New South Wales

Poisons and Therapeutic Goods Amendment (Fees) Regulation 2006

under the

Poisons and Therapeutic Goods Act 1966

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Poisons and Therapeutic Goods Act 1966*.

JOHN HATZISTERGOS, M.L.C.,
Minister for Health

Explanatory note

The object of this Regulation is to amend the *Poisons and Therapeutic Goods Regulation 2002* to increase certain fees in relation to the wholesale supply of poisons and restricted substances and the manufacture and supply of drugs of addiction.

The fee increases are generally in line with movements in the Consumer Price Index (adjusted to the nearest \$5).

This Regulation is made under the *Poisons and Therapeutic Goods Act 1966*, including sections 17 (1) (a1) and 24 (1) (f).

Clause 1 Poisons and Therapeutic Goods Amendment (Fees) Regulation 2006

Poisons and Therapeutic Goods Amendment (Fees) Regulation 2006

under the

Poisons and Therapeutic Goods Act 1966

1 Name of Regulation

This Regulation is the *Poisons and Therapeutic Goods Amendment (Fees) Regulation 2006*.

2 Amendment of Poisons and Therapeutic Goods Regulation 2002

The *Poisons and Therapeutic Goods Regulation 2002* is amended as set out in Schedule 1.

Poisons and Therapeutic Goods Amendment (Fees) Regulation 2006

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clauses 156 (Applications for licences) and 160 (Annual licence fees)

Omit "\$365" wherever occurring in clauses 156 (3) (b) and 160 (b).

Insert instead "\$370".

[2] Clauses 161 (Applications for licences) and 165 (Annual licence fees)

Omit "\$485" wherever occurring in clauses 161 (3) (b) and 165 (1) (b).

Insert instead "\$495".

[3] Clauses 161 (4) (a) and 165 (2) (a)

Omit "\$10" wherever occurring. Insert instead "\$15".

[4] Clauses 161 (4) (c) and 165 (2) (c)

Omit "\$245" wherever occurring. Insert instead "\$250".

Other Legislation



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following matter as a key threatening process under that Act and, accordingly, Schedule 3 to that Act is amended by inserting in alphabetical order:

Invasion, establishment and spread of Lantana (*Lantana camara* L. *sens. lat*)

Dated, this 4th day of August 2006.

Associate Professor Lesley Hughes
Chairperson of the Scientific Committee

Copies of final determination and reasons

Copies of the final determination and the reasons for it are available to members of the public (free of charge) as follows:

- (a) on the Internet at www.nationalparks.nsw.gov.au,
- (b) by contacting the Scientific Committee Unit, by post C/- Department of Environment and Conservation, PO Box 1967, Hurstville, 2220, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Conservation Information Centre, Level 14, 59–61 Goulburn St, Sydney.

OFFICIAL NOTICES

Appointments

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Re-appointment of Alternate Chairperson
Serious Offenders Review Council

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the re-appointment of Professor Dr Larissa BEHRENDT as Alternate Chairperson of the Serious Offenders Review Council for a period of three (3) years dating on and from 1 September 2006 until 31 August 2009.

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

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Appointment of Community Member
Serious Offenders Review Council

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the appointment of Lawrence Patrick BAKER as a community member of the Serious Offenders Review Council for a period of three (3) years commencing on and from 6 September 2006 until 5 September 2009.

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

CRIMES (ADMINISTRATION OF SENTENCES) ACT 1999

Appointment of Community Member
State Parole Authority

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the Crimes (Administration of Sentences) Act 1999, has approved the appointment of Ms Marion Sarah DAWSON as a community member of the State Parole Authority for a period of three (3) years on and from 6 September 2006 until 5 September 2009.

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

FISHERIES MANAGEMENT (GENERAL) REGULATION 2002

Appointment of Member to Seafood Industry Advisory
Council

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to Clause 349(3)(c) of the Fisheries Management (General) Regulation 2002, hereby appoint Mr Garry BRAITHWAITE as a member of the Seafood Industry Advisory Council from the date of this appointment until 30 April 2008.

Note: This appointment does not entitle Mr Braithwaite to vote at meetings of the Council.

Dated this 22nd day of September 2006.

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

TEACHER HOUSING AUTHORITY ACT 1975

Appointment of Member
Teacher Housing Authority of New South Wales

HER Excellency the Governor, with the advice of the Executive Council pursuant to sections 7(1)(a) and 7(2)(a) of the Teacher Housing Authority Act 1975, has approved the appointment of Kathryn Narelle ENGLISH as a member of the Teacher Housing Authority of New South Wales for a term commencing on 16 August 2006 and ceasing on 31 December 2006.

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

Department of Lands

ARMIDALE OFFICE

108 Faulkner Street, Armidale NSW 2350

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

ROADS ACT 1993

Notification of Closing of Roads

IN pursuance of the provisions of the Roads Act, 1993, the roads hereunder described are closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to these roads are extinguished.

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

Description

Land District and L.G.A. – Tenterfield

Lot 1, DP 1096826 at Mt Mackenzie, Parish Glen Lyon,
County Clive.

File No.: AE04 H 233.

Note: On closing, title for the land comprised in Lot 1, DP
1096826 remains vested in Tenterfield Shire Council
as Operational Land.

DUBBO OFFICE

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

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

NOTIFICATION OF CLOSING OF ROADS

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder specified are closed and the lands comprised therein are freed and discharged from any rights of the public or any other person to the same as highways.

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

Description

*Local Government Area – Warrumbungle;
Land District – Coonabarabran.*

Lots 1-3, DP 1094782, Parish of Coonabarabran, County
of Gowen (not being land under the Real Property Act).

File No.: DB05 H 688.

Note: On closing, the titles for Lots 1-3 shall vest in
Warrumbungle Shire Council as Operational Land.

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

**DECLARATION OF ADDITIONAL USE OF
RESERVATION OF CROWN LAND**

BY Order pursuant to section 121A of the Crown Lands Act 1989, the reserve specified in Column 1 of the Schedule hereunder, is authorised to be used for the additional purpose as specified opposite thereto in Column 2 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2
Reserve No.: 96985. Notified: 30 September 1983. Public Purpose: Parking. Locality: Lightning Ridge. Local Government Area: Walgett Shire Council. Papers: WL86 R 72.	Public recreation.

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

COLUMN 1	COLUMN 2
Dareton Girl Guides Reserve Trust.	Reserve No.: 89864. Public Purpose: Girl Guides. Notified: 30 July 1976. File No.: WL03 R 22/1.

**APPOINTMENT OF CORPORATION TO MANAGE
RESERVE TRUST**

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Wentworth Shire Council.	Dareton Girl Guides Reserve Trust.	Reserve No.: 89864. Public Purpose: Girl Guides. Notified: 30 July 1976. File No.: WL03 R 22/1.

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

*Administrative District – Wentworth; L.G.A. – Wentworth;
Parish – Gol Gol; County – Wentworth.*

Road Closed: Lot 1, DP 1101159.

File No.: WL03 H 144.

Note: On closing, title for the land within Lot 1, DP 1101159 remains vested in the State of New South Wales.

GOULBURN OFFICE

159 Auburn Street (PO Box 748), Goulburn NSW 2580
Phone: (02) 4824 3700 Fax: (02) 4822 4287

NOTIFICATION OF OPENING OF ROAD

Roads Act 1993

IN pursuance of the provisions of section 12, Roads Act 1993, the land hereunder described as unoccupied Crown Land is dedicated for public road purposes and is declared to be a Crown road.

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

Description

*Parish – Clyde; County – Wallace;
Land District – Cooma; Shire – Snowy River.*

DP 721919, opening of a road within Crown Land being Lot 195 of 1.439 hectares.

Land withdrawn for road: Lot 195.

No titles affected.

File No.: GB96 H 199NP.

GRAFTON OFFICE
76 Victoria Street (Locked Bag 10), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

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

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

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

SCHEDULE 1

COLUMN 1	COLUMN 2	COLUMN 3
Karen Gladys HEMBROW.	Tintenbar Public Recreation Reserve Trust.	Reserve No.: 54223. Public Purpose: Public recreation. Notified: 15 October 1920. File No.: GF81 R 319.

For a term commencing 3 September 2006 and expiring 2 March 2007.

SCHEDULE 2

COLUMN 1	COLUMN 2	COLUMN 3
Phillip Thomas FOGARTY.	Lakes Road Reserve Trust.	Reserve No.: 69040. Public Purpose: Future public requirements. Notified: 23 February 1940. Reserve No.: 83057. Public Purpose: Future public requirements. Notified: 24 February 1961. File No.: GF04 R 20.

For a term commencing 11 September 2006 and expiring 10 March 2007.

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

PURSUANT to section 48 (1) of the Commons Management Act 1989, the person specified in Column 1 of the Schedule hereunder, is appointed as administrator for the term also specified in Column 1, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Karen Gladys HEMBROW.	Brushgrove Common Trust.	Reserve No.: 770. Public Purpose: Commonage. Notified: 1 August 1881. File No.: GF81 R 64.

For a term commencing 24 August 2006 and expiring 23 February 2007.

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

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

COLUMN 1	COLUMN 2
Rankins Springs Community Reserve Trust.	Reserve No.: 1012228. Public Purpose: Community purposes. Notified: This day. File No.: GH06 R 4/1.

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Rankins Springs Pony Club Inc.	Rankins Springs Community Reserve Trust.	Reserve No.: 1012228. Public Purpose: Community purposes. Notified: This day. File No.: GH06 R 4.

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	COLUMN 2
Land District: Narrandera. Local Government Area: Carrathool Shire Council. Locality: Village of Rankins Springs. Lot 1; Sec. 3; DP 758868; Parish Conapaira; County Cooper. Area: About 2.38 hectares. File No.: GH06 R 4/1.	Reserve No.: 1012228. Public Purpose: Community purposes.

APPOINTMENT OF TRUST BOARD MEMBERS

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Kenneth Frederick BOCK (new member), Peter GUNN (new member), Peter James Robert ROYLE (new member).	Narrandera Showground Trust.	Dedication No.: 559008. Public Purpose: Showground. Notified: 14 November 1893. Dedication No.: 559007. Public Purpose: Showground. Notified: 16 March 1883. Dedication No.: 559009. Public Purpose: Showground. Notified: 12 August 1903. File No.: GH89 R 159.

Term of Office

For a term commencing the date of this notice and expiring 23 December 2009.

MAITLAND OFFICE**Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****REMOVAL FROM OFFICE OF A MEMBER
OF A TRUST BOARD**

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

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

SCHEDULE 1

The person for the time being holding the office of Manager – Tourism, Upper Hunter Shire Council (ex-officio member).

The person for the time being holding the office of Vice President, Lake Glenbawn Aquatic Club Inc (ex-officio member).

The person for the time being holding the office of President, Aberdeen Bowling Club/ Fishing Club Inc (ex-officio member).

The person for the time being holding the office of General Manager, Upper Hunter Shire Council (ex-officio member).

Aileen Rosalind STAIR.

Robert Gordon TINNOCK.

Peter John WARBRICK.

Gerard McLOUGHLIN.

Graeme Bruce WOODLANDS.

Noel Harold DAVIS.

SCHEDULE 2

Lake Glenbawn State Park Trust.

SCHEDULE 3

Dedication No.: 1001337.

Public Purpose: Public recreation.

Notified: 1 June 1997.

File No.: MD92 R 10/3.

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

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
The Hon. John Hughes JOBLING	Lake Glenbawn State Park Trust.	Dedication No.: 1001337. Public Purpose: Public recreation. Notified: 1 June 1997. File No.: MD92 R 10/3.

For a term commencing the date of this notice and expiring 7 September 2007.

MOREE OFFICE**Frome Street (PO Box 388), Moree NSW 2400****Phone: (02) 6752 5055 Fax: (02) 6752 1707****APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

SCHEDULE

COLUMN 1	COLUMN 2	COLUMN 3
Graeme John ELFORD (new member).	Narrabri Showground Trust.	Dedication No.: 560030. Public Purpose: Showground and public recreation. Notified: 2 November 1973. Dedication No.: 560034. Public Purpose: Public recreation and showground. Notified: 27 April 1982. File No.: ME80 R 31.

For a term commencing the date of this notice and expiring 18 July 2007.

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

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 – Kiama; L.G.A. – Wollongong.

Lot 1, DP 1098276 subject to easement for gas main 3.6 metres wide and variable created by Deposited Plan 1098276 at Corrimal East, Parish Woonona and County Camden.

File No.: NA05 H 90.

Note: On closing, the land remains vested in Wollongong City Council as “Operational land” (28,15.01.016).

ORANGE OFFICE
92 Kite Street (PO Box 2146), Orange NSW 2800
Phone: (02) 6391 4300 Fax: (02) 6362 3896

NOTIFICATION OF CLOSING OF A 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 and L.G.A. – Lithgow

Road Closed: Lot 31, DP 1024182 at Lithgow, Parish Lett, County Cook.

File No.: OE00 H 223.

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

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 ROADS

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

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

 Description

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

Lots 1 and 2, DP 1101450 at Rockdale, Parish St George (Sheet 1), County Cumberland.

File No.: MN05 H 19.

Note: On closing, title for the land in Lots 1 and 2 remain vested in Rockdale City Council as operational land.

 Description

Land district – Picton; L.G.A. – Camden.

Lot 1, DP 1101108 at Cobbitty, Parish Narellan, County Cumberland.

File No.: MN05 H 3.

Notes: 1] On closing, title for the land in Lot 1 remains vested in Camden Council as operational land.

2] The road is closed subject to the easement for water supply purposes 3 wide, the easement for services 12 wide, the easement for services 1 wide, the easement for services variable width as shown in DP 1101108.

 Description

Land District – Picton; L.G.A. – Camden.

Lots 1 and 2, DP 1100727 at Narellan Vale, Parish Narellan, County Cumberland.

File No.: MN05 H 62.

Note: On closing, title for the land in Lots 1 and 2 remain vested in Camden Council as operational land.

Description

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

Lots 1 and 2, DP 1101734 at Doonside, Parish Prospect (Sheet 1), County Cumberland.

File No.: MN04 H 104.

Notes: 1] On closing, title for the land in Lots 1 and 2 remain vested in Blacktown City Council as operational land.

2] The road is closed subject to the easement for underground cables 1.5 wide as shown in DP 1101734.

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: Metropolitan.
 Local Government Area:
 Pittwater.
 Parish: Narrabeen.
 County: Cumberland.
 Locality: Sydney Northern
 Beaches being the Crown
 Land depicted on the plan
 of R1012329 held by the
 Department of Lands.
 Area: About 8981 hectares.
 File No.: MN06 R 33.

COLUMN 2

Reserve No. 1012329 for the public purpose of access and public requirements, tourism purposes and environmental and heritage conservation.

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

TAREE OFFICE
98 Victoria Street (PO Box 440), Taree NSW 2430
Phone: (02) 6591 3500 Fax: (02) 6552 2816

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Land District – Kempsey;
Local Government Area – Kempsey Shire Council.

Road Closed: Lot 1, DP 1096841 being part of Verge Street at Kempsey, Parish of Yarravel, County of Dudley.

File No.: TE05 H 274.

Note: On closing, the land within Lot 1 remains vested in Kempsey Shire Council as operational land for the purpose of the Local Government Act 1993.

Council Reference: 304787.

Department of Natural Resources

WATER ACT 1912

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

Belinda and Simon FIDLER for a dam on an unnamed watercourse on Lot 124, DP 737283, Parish of Kincumber, County of Northumberland, for conservation of water for stock and domestic purposes (new licence) (Reference: 20SL061684).

Any inquiries regarding the above should be directed to Bruce Westbrook (02) 4904 2578.

Written objections specifying grounds thereof must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act. Please forward written objections to Department of Natural Resources, PO Box 2213, Dangar NSW 2309.

HEMANTHA DE SILVA,
Team Leader Water Access,
Hunter Region

WATER ACT 1912

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

Murrumbidgee Valley

DOLLAR VALE PTY LTD for a bore on Lot 2, DP 582119, Parish of Cooba, County of Clarendon, for a water supply for stock, domestic, farming and industrial purposes (feedlot) (upgrade of existing licence) (Reference: 40BL190932).

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 5 October 2006, as prescribed by the Act.

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

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

WATER ACT 1912

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

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

Murrumbidgee Valley

Douglas LEWINGTON and Jennifer Anne LEWINGTON for seven bywash dams on Redbank Creek, Lot 11, DP 1056275, Parish of Berry Jerry, County of Bourke, for the conservation of water for stock purposes (Reference: 40SL71102) (GA2:520623).

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

Formal objections to the application specifying the grounds thereof, may be made by any statutory authority or a local occupier within the proclaimed area and must be lodged with the Department at Leeton within the 28 days as fixed by the Act.

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

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

WATER ACT 1912

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

Walter and Valerie WIDMER for a pump on Lake Jindabyne being Part Lot 10, DP 522346, Parish of Townsend, County of Wallace, for water supply for stock and domestic purposes (new licence) (Reference: 10SL056730) (GA2:502423).

Raymond Noel HAMILTON and Jillian HAMILTON for a pump on Wapengo Creek being Lot 461, DP 837187, Parish of Tanja, County of Dampier, for water supply for domestic purposes and water supply for domestic purposes to the occupier of Lot 2, DP 803520, Parish of Tanja, County of Dampier. (new licence) (Reference: 10SL056731) (GA2:502424).

Any inquiries regarding the above should be directed to the undersigned (telephone: [02] 4429 4442).

Written objections specifying grounds thereof must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

WAYNE RYAN,
Natural Resource Project Officer,
Sydney/South Coast Region

Department of Natural Resources,
PO Box 309, Nowra NSW 2541.

Department of Planning



New South Wales

State Environmental Planning Policy No 58—Protecting Sydney's Water Supply (Amendment No 4)

under the

Environmental Planning and Assessment Act 1979

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

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 State Environmental Planning Policy No 58—Protecting Sydney's Water Supply (Amendment No 4)

State Environmental Planning Policy No 58—Protecting Sydney's Water Supply (Amendment No 4)

under the

Environmental Planning and Assessment Act 1979

1 Name of Policy

This Policy is *State Environmental Planning Policy No 58—Protecting Sydney's Water Supply (Amendment No 4)*.

2 Aim of Policy

- (1) The aim of this Policy is to remove a requirement under *State Environmental Planning Policy No 58—Protecting Sydney's Water Supply (the Principal Plan)* for consent for development for the purpose of sewerage systems or works (including package sewage treatment plants) that is carried out by or on behalf of Sydney Water Corporation on land to which the Principal Plan applies.
- (2) As a consequence of the removal of the requirement for development consent under Part 4 of the Act, any such development will be subject to the environmental assessment and approval requirements of Part 5 of the Act or, if applicable, Part 3A of the Act.

3 Amendment of State Environmental Planning Policy No 58—Protecting Sydney's Water Supply

State Environmental Planning Policy No 58—Protecting Sydney's Water Supply is amended as set out in Schedule 1.

State Environmental Planning Policy No 58—Protecting Sydney's Water Supply (Amendment No 4)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 3)

Schedule 1

Omit “Sewerage systems or works, including package sewage treatment plants”.

Insert instead “Sewerage systems or works (including package sewage treatment plants), other than development for the purpose of any such systems or works carried out by or on behalf of Sydney Water Corporation”.



New South Wales

Ballina Local Environmental Plan 1987 (Amendment No 49)

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*. (G97/00262)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Ballina Local Environmental Plan 1987 (Amendment No 49)

Ballina Local Environmental Plan 1987 (Amendment No 49)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Ballina Local Environmental Plan 1987 (Amendment No 49)*.

2 Aims of plan

This plan aims to amend *Ballina Local Environmental Plan 1987* as follows:

- (a) to increase the level of protection of urban water supplies through changes to the controls that apply to the Zone No 7 (c) Environmental Protection (Water Catchment) Zone under *Ballina Local Environmental Plan 1987*,
- (b) to provide consistency between that zone and other rural and environmental protection zones under *Ballina Local Environmental Plan 1987*.

3 Land to which plan applies

This plan applies to all land within the Zone No 7 (c) Environmental Protection (Water Catchment) Zone under *Ballina Local Environmental Plan 1987*.

4 Amendment of Ballina Local Environmental Plan 1987

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

Ballina Local Environmental Plan 1987 (Amendment No 49)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 9 Zone objectives and development control table

Omit paragraph B of item 1 (Objectives of zone) from the matter relating to Zone No 7 (c) in the Table to the clause.

Insert instead:

- B** The secondary objective is to regulate the use of land within the zone:
- (a) to encourage the productive use of land for agricultural purposes and to permit development which is ancillary to agricultural land uses, except for development which would conflict with the primary objective of the zone, and
 - (b) to ensure development of the land maintains the rural character of the locality, and
 - (c) to ensure development of the land does not create unreasonable and uneconomic demands, or both, for the provision or extension of public amenities or services.

[2] Clause 9, Table

Insert “; bush fire hazard reduction” after “animals)” in item 2 (Without development consent) of the matter relating to Zone No 7 (c).

[3] Clause 9, Table

Omit items 3–5 of the matter relating to Zone No 7 (c). Insert instead:

3 Only with development consent

Bed and breakfast establishments; childcare centres; dwelling-houses; forestry; helipads; home industries; public utility undertakings; retail plant nurseries; roads; telecommunications facilities; utility installations.

4 Advertised development—only with development consent

Nil.

5 Prohibited development

Any purpose other than a purpose specified in item 2, 3 or 4.

Ballina Local Environmental Plan 1987 (Amendment No 49)

Schedule 1 Amendments

[4] Clause 24A

Insert after clause 24:

24A Development within Zone No 7 (c)

- (1) This clause applies to land within Zone No 7 (c).
- (2) In determining an application for consent to carry out development on land to which this clause applies, the council must take into consideration the following matters:
 - (a) any potential adverse impact, including any incremental adverse impact, on the water quality within the catchment that may result from the development,
 - (b) whether adequate safeguards and other measures have been proposed to protect the water quality,
 - (c) whether the proposed development would be more suitably undertaken on an alternative site,
 - (d) any comments that have been provided in relation to the proposed development following consultation with the relevant water supply authority.



New South Wales

Bankstown Local Environmental Plan 2001 (Amendment No 17)

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*. (SRW0000652)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Bankstown Local Environmental Plan 2001 (Amendment No 17)

Bankstown Local Environmental Plan 2001 (Amendment No 17)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Bankstown Local Environmental Plan 2001 (Amendment No 17)*.

2 Aims of plan

This plan aims to update references in *Bankstown Local Environmental Plan 2001* to provisions in *Bankstown Development Control Plan 2005* (adopted by Bankstown City Council on 21 December 2005) relating to exempt and complying development which were previously dealt with in *Development Control Plan (DCP) No 35*.

3 Land to which plan applies

This plan applies to all land in the City of Bankstown.

4 Amendment of Bankstown Local Environmental Plan 2001

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

Bankstown Local Environmental Plan 2001 (Amendment No 17)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 9 Exempt development

Omit “DCP 35” wherever occurring. Insert instead “Part D1 of DCP 2005”.

[2] Clause 9 (2)

Insert at the end of the clause:

(2) In this clause:

DCP 2005 means *Bankstown Development Control Plan 2005*, as adopted by the Council on 21 December 2005.

[3] Clause 10 Complying development

Omit “DCP 35” wherever occurring. Insert instead “Part D1 of DCP 2005”.

[4] Clause 10 (3)

Insert after clause 10 (2):

(3) In this clause:

DCP 2005 means *Bankstown Development Control Plan 2005*, as adopted by the Council on 21 December 2005.

[5] Schedule 1 Dictionary

Omit the definition of *DCP 35*.



New South Wales

Bathurst Regional (Interim) 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*. (DUB0108089/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Bathurst Regional (Interim) Local Environmental Plan 2005 (Amendment No 1)

Bathurst Regional (Interim) Local Environmental Plan 2005 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Bathurst Regional (Interim) Local Environmental Plan 2005 (Amendment No 1)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from Zone No 1 (a) Inner Rural Zone to Zone No 1 (c) Rural Residential Zone under *Bathurst Regional (Interim) Local Environmental Plan 2005*.

3 Land to which plan applies

This plan applies to land situated in the Bathurst Regional local government area, being Lots 1 and 2, DP 1067087, Claremont Drive, Bathurst, as shown distinctively coloured and edged heavy black on the map marked "Bathurst Regional (Interim) Local Environmental Plan 2005 (Amendment No 1)" deposited in the office of Bathurst Regional Council.

4 Amendment of Bathurst Regional (Interim) Local Environmental Plan 2005

Bathurst Regional (Interim) Local Environmental Plan 2005 is amended by inserting in appropriate order in the definition of **land use map** in the Dictionary the following words:

Bathurst Regional (Interim) Local Environmental Plan 2005 (Amendment No 1)



New South Wales

Blacktown Local Environmental Plan 1988 (Amendment No 187)

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*. (SRW0000076/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Blacktown Local Environmental Plan 1988 (Amendment No 187)

Blacktown Local Environmental Plan 1988 (Amendment No 187)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Blacktown Local Environmental Plan 1988 (Amendment No 187)*.

2 Aims of plan

The plan aims to amend *Blacktown Local Environmental Plan 1988* to correct minor zoning anomalies in the City of Blacktown as follows:

- (a) to rezone part of Lalor Road, Hambledon Road and Quakers Hill Parkway, Quakers Hill and certain land fronting those roads, from partly Zone No 5 (c) (the Special Uses—Local Road and Local Road Widening Zone) and partly Zone No 6 (a) (the Public Recreation Zone) to partly Zone No 2 (a) (the Residential “A” Zone), partly Zone No 5 (c) (the Special Uses—Local Road and Local Road Widening Zone) and partly Zone No 6 (a) (the Public Recreation Zone),
- (b) to rezone certain land fronting Sargents Road, Minchinbury, from Zone No 5 (a) (the Special Uses—General Zone) (Prospect County Council) to Zone No 4 (c) (the Special Industrial Zone),
- (c) to rezone certain land fronting Karuah Street and Delaney Drive, Doonside, from Zone No 3 (a) (the General Business Zone) to Zone No 2 (a) (the Residential “A” Zone),
- (d) to rezone certain land fronting Fyfe Road, Kellyville Ridge, from Zone No 6 (a) (the Public Recreation Zone) to partly Zone No 2 (a) (the Residential “A” Zone) and partly Zone No 5 (a) (the Special Uses—General Zone) (Drainage),
- (e) to rezone part of Aurora Drive, Tregear, from Zone No 3 (a) (the General Business Zone) to Zone No 2 (a) (the Residential “A” Zone).

Blacktown Local Environmental Plan 1988 (Amendment No 187)

Clause 3

3 Land to which plan applies

This plan applies to:

- (a) part of Lot 184, DP 662150, part of Lots 251–253, DP 12279 and part of Lot 2, DP 789257, being land fronting Lalor Road, Hambledon Road and Quakers Hill Parkway, Quakers Hills, and part of those roads, and
- (b) part of Lots 51 and 52, DP 1003913, Sargents Road, Minchinbury, and
- (c) Lots 1–8, DP 1036775 and Lot 9 and part of Lots 10, 15 and 16, DP 1039406, Karuah Street and Delaney Drive, Doonside, and
- (d) part of Lot 40, DP 208727, Fyfe Road, Kellyville Ridge, and
- (e) part of Aurora Drive at its intersection with Ellsworth Drive, Tregear,

as shown edged heavy black and appropriately lettered on Sheets 1–5 of the map marked “Blacktown Local Environmental Plan 1988 (Amendment No 187)” deposited in the office of the Council of the City of Blacktown.

4 Amendment of Blacktown Local Environmental Plan 1988

Blacktown Local Environmental Plan 1988 is amended by inserting in appropriate order in the definition of *the map* in clause 6 (1) the following words:

Blacktown Local Environmental Plan 1988 (Amendment No 187)



New South Wales

Blue Mountains Local Environmental Plan 1991 (Amendment No 33)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P02/00340/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Blue Mountains Local Environmental Plan 1991 (Amendment No 33)

Blue Mountains Local Environmental Plan 1991 (Amendment No 33)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Blue Mountains Local Environmental Plan 1991 (Amendment No 33)*.

2 Aims of plan

This plan aims, in respect of the land to which this plan applies:

- (a) to reduce the extent, and relocate the area, of Bushland Conservation zoning under *Blue Mountains Local Environmental Plan 1991* currently applying to the land, and
- (b) to reduce the extent of land available for development fronting the Darling Causeway, and
- (c) to encourage development in a more appropriate location, while achieving restoration of site disturbance affecting the land.

3 Land to which plan applies

This plan applies to part of Lot 2, DP 749100 and part of Lot 126, DP 751644, having frontage to the Darling Causeway, Bell, as shown edged heavy black on the map marked “Blue Mountains Local Environmental Plan 1991 (Amendment No 33)” deposited in the office of the Council of the City of Blue Mountains.

4 Amendment of Blue Mountains Local Environmental Plan 1991

Blue Mountains Local Environmental Plan 1991 is amended by inserting in appropriate order in the definition of **Map** in Schedule 4 the following words:

Blue Mountains Local Environmental Plan 1991
(Amendment No 33)



New South Wales

Kyogle Local Environmental Plan No 17

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*. (GRA6323192/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Kyogle Local Environmental Plan No 17

Kyogle Local Environmental Plan No 17

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Kyogle Local Environmental Plan No 17*.

2 Aims of plan

This plan aims:

- (a) to insert a sunset provision in clause 12 of *Interim Development Order No 1—Shire of Kyogle* and clause 12 of *Interim Development Order No 1—Shire of Terania* to the effect that land within Zone No 1 (a) or 1 (b) under those Orders may not be subdivided in accordance with clause 12 (2) or (3) pursuant to an application for consent by Kyogle Council made after 4 February 2007, and
- (b) to insert a provision in clause 12 of each of those Orders to the effect that the Council must not consent to an application made in pursuance of clause 12 (2) or (3) unless it has taken certain matters into consideration.

3 Land to which plan applies

This plan applies to all land in the local government area of Kyogle within Zone No 1 (a) or 1 (b) under *Interim Development Order No 1—Shire of Kyogle* and *Interim Development Order No 1—Shire of Terania*.

4 Amendment of Interim Development Order No 1—Shire of Kyogle

Interim Development Order No 1—Shire of Kyogle is amended as set out in Schedule 1.

5 Amendment of Interim Development Order No 1—Shire of Terania

Interim Development Order No 1—Shire of Terania is amended as set out in Schedule 2.

Kyogle Local Environmental Plan No 17

Amendment of Interim Development Order No 1—Shire of Kyogle

Schedule 1

Schedule 1 Amendment of Interim Development Order No 1—Shire of Kyogle

(Clause 4)

Clause 12

Insert after clause 12 (3):

- (3A) Land within Zone No 1 (a) or 1 (b) may not be subdivided in accordance with subclause (2) or (3) pursuant to an application for consent made after 4 February 2007.
- (3B) The Council must not consent to an application made on or before 4 February 2007 in pursuance of subclause (2) or (3) unless it has taken into consideration such of the following matters as are of relevance to the development the subject of the application:
 - (a) the effect of the proposed development on the present and potential use, including agricultural use, of the land and of land in the vicinity, including the need for separation and buffers to avoid land use conflicts,
 - (b) whether the land is subject to a risk of flooding, bush fires, landslip or erosion and, if so, the adequacy of any measures proposed to protect occupants, buildings, internal access roads, service installations and land adjoining the development from any such hazard,
 - (c) the availability and standard of public road access to the land,
 - (d) the availability and standard of electricity and telephone services to the land,
 - (e) the visual impact of the proposed development on the landscape,
 - (f) whether resources of coal, sand, gravel, petroleum or other mineral or extractive deposits will be impacted on by the proposed development,
 - (g) the impact of the proposed development on any relic or site, or on their curtilages.

Kyogle Local Environmental Plan No 17

Schedule 2 Amendment of Interim Development Order No 1—Shire of Terania

Schedule 2 Amendment of Interim Development Order No 1—Shire of Terania

(Clause 5)

Clause 12

Insert after clause 12 (3):

- (3A) Land within Zone No 1 (a) or 1 (b) may not be subdivided in accordance with subclause (2) or (3) pursuant to an application for consent made after 4 February 2007.
- (3B) The Council must not consent to an application made on or before 4 February 2007 in pursuance of subclause (2) or (3) unless it has taken into consideration such of the following matters as are of relevance to the development the subject of the application:
 - (a) the effect of the proposed development on the present and potential use, including agricultural use, of the land and of land in the vicinity, including the need for separation and buffers to avoid land use conflicts,
 - (b) whether the land is subject to a risk of flooding, bush fires, landslip or erosion and, if so, the adequacy of any measures proposed to protect occupants, buildings, internal access roads, service installations and land adjoining the development from any such hazard,
 - (c) the availability and standard of public road access to the land,
 - (d) the availability and standard of electricity and telephone services to the land,
 - (e) the visual impact of the proposed development on the landscape,
 - (f) whether resources of coal, sand, gravel, petroleum or other mineral or extractive deposits will be impacted on by the proposed development,
 - (g) the impact of the proposed development on any relic or site, or on their curtilages.



New South Wales

Lake Macquarie Local Environmental Plan 2004 (Amendment No 6)

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*. (NEW005983/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 6)

Lake Macquarie Local Environmental Plan 2004 (Amendment No 6)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 6)*.

2 Aims of plan

This plan aims to amend *Lake Macquarie Local Environmental Plan 2004 (the 2004 plan)*:

- (a) to remove the acquisition requirement under clause 55 of the 2004 plan in respect of land referred to in clause 3 (1) so as to exclude that land from future acquisition by Lake Macquarie City Council, and
- (b) to rezone land referred to in clause 3 (2) from Zone 5 Infrastructure Zone to Zone 6 (1) Open Space Zone to allow the land to be used for recreational purposes.

3 Land to which plan applies

- (1) With respect to the aim referred to in clause 2 (a), this plan applies to the following land:

Lots 306, 425 and 1700, DP 755233 and Lot 2062, DP 823718, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 1 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 6)" deposited in the office of Lake Macquarie City Council

Lot 30, DP 719526, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 2 of that map

Lot 1785, DP 39921 and Lot 21, DP 861244, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 3 of that map

Lot 7079, DP 93957, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 4 of that map

Part of Lot 114, DP 755233, Gateshead, as shown edged heavy black and lettered "7 (1)" on Sheet 5 of that map

Lot 1825, DP 45537, Gateshead, as shown edged heavy black and lettered "7 (1)" and "7 (2)" on Sheet 6 of that map

Part of Lot 326, DP 755233, Warners Bay, as shown edged heavy black and lettered "6 (1)" on Sheet 7 of that map

Lot 2065, DP 823749, Warners Bay, as shown edged heavy black and lettered "6 (1)" on Sheet 8 of that map

Part of Lot 107, DP 755233, Eleebana, as shown edged heavy black and lettered "5" on Sheet 9 of that map

Parts of Lot 337, DP 755233, Eleebana, as shown edged heavy black and lettered "7 (2)" on Sheet 10 of that map

Parts of Lot 401, DP 823128 and Lot 369, DP 722241, Marmong Point, as shown edged heavy black and lettered "6 (1)" on Sheet 11 of that map

Lot 256, DP 755207 and Lot 265, DP 755207, Fassifern, as shown edged heavy black and lettered "6 (1)" on Sheet 12 of that map

Lot 151, DP 7661 and Lot 302, DP 755207, Blackalls Park, as shown edged heavy black and lettered "6 (1)" on Sheet 13 of that map

Part of Lot 424, DP 823708 and Lot 1, DP 173133, Toronto, as shown edged heavy black and lettered "11" and "6 (1)", respectively, on Sheet 14 of that map

Part of Lot 292, DP 755207, Toronto, as shown edged heavy black and lettered "5" on Sheet 15 of that map

Lot 7016, DP 1073303, Dora Creek, as shown edged heavy black and lettered "6 (1)" on Sheet 16 of that map

Lot 7042, DP 93588, Lot 7050, DP 93595, Lot 7047, DP 93594, Lot 7045, DP 93593, Lot 7051, DP 93589 and Lot 7048, DP 93599, Morisset, as shown edged heavy black and lettered "6 (1)" on Sheet 17 of that map

Lots 1 and 2, DP 852088, Morisset Park, as shown edged heavy black and lettered "6 (1)" on Sheet 18 of that map

Lot 316, DP 755242 and Lot 260, DP 8055, Brightwaters, as shown edged heavy black and lettered "6 (1)" on Sheet 19 of that map

Part of Lot 3, DP 48590, Little Pelican, as shown edged heavy black and lettered "6 (2)" on Sheet 20 of that map

Parts of Lot 63, DP 718183, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 21 of that map

Part of Lot 4, DP 262160, Cooranbong, as shown edged heavy black and lettered "7 (2)" on Sheet 22 of that map

Part of Lot 162, DP 755242, Morisset, as shown edged heavy black and lettered "6 (1)" on Sheet 23 of that map

Clause 4 Lake Macquarie Local Environmental Plan 2004 (Amendment No 6)

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- (2) With respect to the aim referred to in clause 2 (b), this plan applies to parts of Lot 316, DP 755242, Brightwaters, as shown edged heavy black and lettered "6 (1)" on Sheet 24 of that map.

4 Amendment of Lake Macquarie Local Environmental Plan 2004

Lake Macquarie Local Environmental Plan 2004 is amended by inserting in appropriate order in the definition of *the map* in the Dictionary the following words:

Lake Macquarie Local Environmental Plan 2004
(Amendment No 6)



New South Wales

Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)

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*. (NEW0002969/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)

Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)*.

2 Aims of plan

This plan aims to amend *Lake Macquarie Local Environmental Plan 2004 (the 2004 plan)*:

- (a) to reclassify land known as 1A and 3A Findon Street, Marks Point, from community land to operational land within the meaning of the *Local Government Act 1993* to enable the sale of the land to the current occupier, and
- (b) to reclassify land known as 27 Lake Road, Swansea, from community land to operational land to enable the sale of the land to the current occupier, and
- (c) to reclassify land known as 5 Charles Street, Warners Bay, from community land to operational land and to rezone that land to Zone 2 (2)—the Residential (Urban Living) Zone under the 2004 plan to enable the sale of that land to the current occupier, and
- (d) to reclassify land known as 7 Charles Street, Warners Bay, from community land to operational land to enable the sale of the land to the current occupier.

3 Land to which plan applies

This plan applies to Lot 3, DP 505562, part of Lot 120, DP 592220, part of Lot 63, DP 18797, part of Lot 3, DP 584391 and Lots 1 and 2, DP 584391, as shown edged heavy black on Sheets 1–4 of the map marked “Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)” deposited in the office of the Council of the City of Lake Macquarie.

4 Amendment of Lake Macquarie Local Environmental Plan 2004

Lake Macquarie Local Environmental Plan 2004 is amended as set out in Schedule 1.

Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Schedule 3 Reclassification of community land as operational land

Insert in alphabetical order of locality in Columns 1, 2 and 3, respectively:

Marks Point

1A Findon Street	Lot 3, DP 505562, as shown edged heavy black on Sheet 1 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)"	Nil.
3A Findon Street	Part of Lot 120, DP 592220, as shown edged heavy black on Sheet 1 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)"	Easement for electricity purposes and right of carriageway (DP 592220) and Lease (3462625), as noted on Certificate of Title Folio Identifier 120/592220.

Swansea

27 Lake Road	Part of Lot 63, DP 18797, as shown edged heavy black on Sheet 2 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)"	Lease (8802695) and Transfer of Lease (9656620), as noted on Certificate of Title Folio Identifier 63/18797.
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Warners Bay

5 Charles Street	Part of Lot 3, DP 584391, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)"	Lease (I645011) and Mortgage of Lease (I946289), as noted on Certificate of Title Folio Identifier 3/584391.
7 Charles Street	Lots 1 and 2 DP 584391, as shown edged heavy black on Sheet 4 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)"	Lease (I645011) and Mortgage of Lease (I946289), as noted on Certificates of Title Folio Identifiers 1/584391 and 2/584391.

Page 3

Lake Macquarie Local Environmental Plan 2004 (Amendment No 12)
Schedule 1 Amendments

[2] Dictionary

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

Lake Macquarie Local Environmental Plan 2004 (Amendment
No 12)—Sheet 3



New South Wales

Lake Macquarie Local Environmental Plan 2004 (Amendment No 13)

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*. (NEW0002970/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 13)

Lake Macquarie Local Environmental Plan 2004 (Amendment No 13)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 13)*.

2 Aims of plan

This plan aims to reclassify the land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993* so as to enable the sale of part of the land to an owner of adjoining land and the retention of the residue for public road.

3 Land to which plan applies

This plan applies to Lot 11, DP 865769, Lake Road, Glendale, as shown edged heavy black on the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 13)" deposited in the office of the Council of the City of Lake Macquarie.

4 Amendment of Lake Macquarie Local Environmental Plan 2004

Lake Macquarie Local Environmental Plan 2004 is amended by inserting in alphabetical order of locality in Schedule 3 in Columns 1, 2 and 3, respectively the following words:

Glendale

Lake Road	Lot 11, DP 865769, as shown edged heavy black on the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 13)"	Easement for transmission line (S447682; O171544); Easement for underground cables (S580540; Z646912); Two easements for watermains 7.5 wide and 3.66 wide (O189149), as noted on Certificate of Title Folio Identifier 11/865769.
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New South Wales

Maitland Local Environmental Plan 1993 (Amendment No 84)

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*. (NEW0004015/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Maitland Local Environmental Plan 1993 (Amendment No 84)

Maitland Local Environmental Plan 1993 (Amendment No 84)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 84)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from Zone 1 (b) Secondary Rural Land to partly Zone 1 (c) Rural Small Holdings and partly Zone 7 (c) Environmental Protection General under *Maitland Local Environmental Plan 1993*.

3 Land to which plan applies

This plan applies to land in the City of Maitland, being Lot 1, DP 248728 (formerly unformed Crown road), Lots 130 and 131, DP 136187 and unformed Crown road, New England Highway and River Road, Windella, as shown edged heavy black and lettered "1 (c)" or "7 (c)" on the map marked "Maitland Local Environmental Plan 1993 (Amendment No 84)" deposited in the office of the Maitland City Council.

4 Amendment of Maitland Local Environmental Plan 1993

Maitland Local Environmental Plan 1993 is amended by inserting in appropriate order in the definition of *The map* in clause 5 (1) the following words:

Maitland Local Environmental Plan 1993 (Amendment No 84)



New South Wales

Pittwater Local Environmental Plan 1993 (Amendment No 72)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S03/02954/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Pittwater Local Environmental Plan 1993 (Amendment No 72)

Pittwater Local Environmental Plan 1993 (Amendment No 72)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Pittwater Local Environmental Plan 1993 (Amendment No 72)*.

2 Aim of plan

The aim of this plan is to remove dwelling-houses used in conjunction with commercial premises or industry and situated on land on which the commercial premises or industry are or is conducted as permissible uses within Zone No 3 (e) (Office Business "E") under *Pittwater Local Environmental Plan 1993*.

3 Land to which plan applies

This plan applies to all land within Zone No 3 (e) (Office Business "E"), within the local government area of Pittwater.

4 Amendment of Pittwater Local Environmental Plan 1993

Pittwater Local Environmental Plan 1993 is amended as set out in Schedule 1.

Pittwater Local Environmental Plan 1993 (Amendment No 72)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 9 Development control table

Omit the words “dwelling-houses used in conjunction with commercial premises or industry and situated on the land on which the commercial premises or industry are or is conducted;” from item 2 of the matter relating to Zone No 3 (e) (Office Business “E”) in the Table to the clause.



New South Wales

South Sydney Local Environmental Plan 1998 (Amendment No 16)

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*. (S03/02797/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 South Sydney Local Environmental Plan 1998 (Amendment No 16)

South Sydney Local Environmental Plan 1998 (Amendment No 16)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *South Sydney Local Environmental Plan 1998 (Amendment No 16)*.

2 Aim of plan

The aim of this plan is to include new heritage items in *South Sydney Local Environmental Plan 1998*.

3 Land to which plan applies

This plan applies to land known as:

- (a) UNSW College of Fine Arts (former Albion Street Public School and former Sydney Technical High School building), 1–37 Greens Road, Paddington, Lot 1, DP 826022, as shown coloured orange on Sheet 1 of the map marked “South Sydney Local Environmental Plan 1998 (Amendment No 16)” deposited in the office of the Council of the City of Sydney, and
- (b) 238–250 Riley Street, Surry Hills, Lot 20, DP 1036357, as shown coloured orange on Sheet 2 of that map, and
- (c) Willow Lodge, 204–206 Wilson Street, Newtown, Lot 1, DP 929613 and Lot 1, DP 930262, as shown coloured orange on Sheet 3 of that map.

4 Amendment of South Sydney Local Environmental Plan 1998

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

South Sydney Local Environmental Plan 1998 (Amendment No 16)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Schedule 1 Definitions

Omit the definition of *heritage item*. Insert instead:

heritage item means a building, work, relic, tree or place which is described in Schedule 2 and identified on the maps, or specified sheets of maps, marked as follows:

South Sydney Local Environmental Plan 1998 (Amendment No 3)—Heritage Conservation

South Sydney Local Environmental Plan 1998 (Amendment No 7)—Green Square—Heritage

South Sydney Local Environmental Plan 1998 (Amendment No 11)—Green Square—Heritage

South Sydney Local Environmental Plan 1998 (Amendment No 16)

[2] Schedule 2

Insert in appropriate numerical order of items:

539A	Greens Road	Paddington	1–37	Former Albion Street Public School, 1894, and former Sydney Technical High School building, 1925
935A	Riley Street	Surry Hills	238–250	Terrace houses, c 1858
1185A	Wilson Street	Newtown	204–206	Willow Lodge, c 1850

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**ORDER**

I, the Minister for Planning, order, under section 75B (1) of the Environmental Planning and Assessment Act 1979, that the development described in the Schedule is a project to which Part 3A of the Environmental Planning and Assessment Act 1979 applies.

Dated: Sydney, 4 September 2006.

FRANK SARTOR, M.P.,
Minister for Planning

SCHEDULE

Development for the purposes of upgrading the following segments of the Hume Highway, located within the Greater Hume and Wagga Wagga Local Government Areas and at the locations shown on the map marked 'Hume Highway Duplication', to achieve four lanes of dual carriageway ('the Project'):

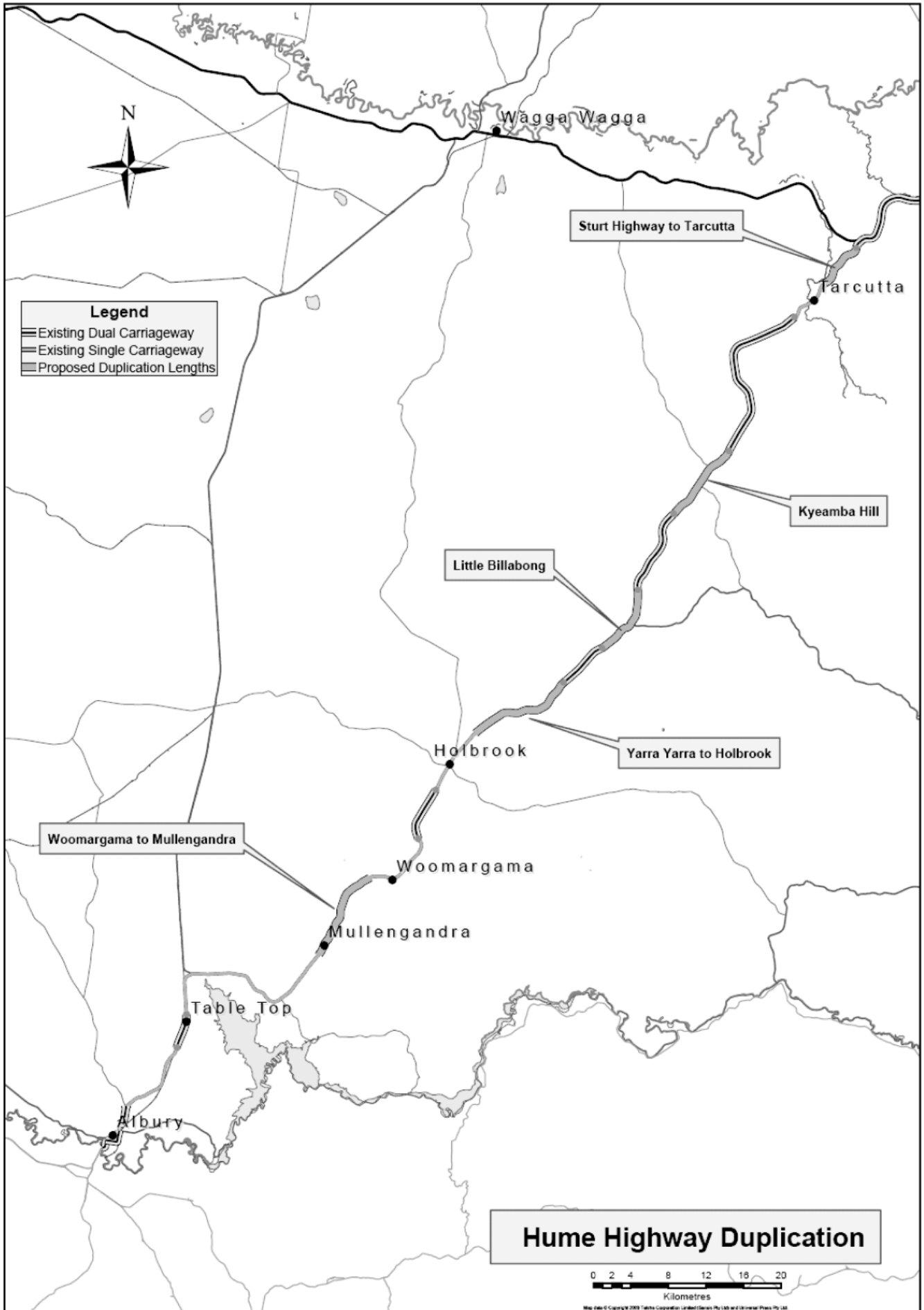
1. Sturt Highway to Tarcutta, from approximately 37 kilometres south of Gundagai to approximately 43 kilometres south of Gundagai;
2. Kyeamba Hill, from approximately 67 kilometres south of Gundagai to approximately 76 kilometres south of Gundagai;
3. Little Billabong, from approximately 85 kilometres south of Gundagai to approximately 93 kilometres south of Gundagai;
4. Yarra Yarra to Holbrook, from approximately 98 kilometres south of Gundagai to approximately 110 kilometres south of Gundagai;
5. Woomargama to Mullengandra, from approximately 131 kilometres south of Gundagai to approximately 141 kilometres south of Gundagai.

Development for all associated or ancillary works, activities, uses, structures or facilities for the purposes of the Project, and includes (but is not limited to) works, activities, uses, structures or facilities for the following:

- (a) construction (including demolition works) and operation of the Project;
- (b) access for the construction and operation of the Project, including access for pedestrians, public transport and vehicles;
- (c) environmental management and pollution control for the Project;
- (d) associated interchanges, intersections, bridges, overpasses, ramps, service roads and road modifications for the Project;
- (e) any changes to the route of the existing carriageway or road for the Project;
- (f) any re-alignment, modification, demolition or replacement of the existing carriageway or road for the Project; and
- (g) any winning or obtaining extractive material as part of construction work for the Project.

Development does not include activities comprising of surveys, test drilling, test excavations, preliminary geotechnical investigations or the like associated with the design and environmental assessments required for the Project prior to the commencement of construction.

HUME HIGHWAY DUPLICATION



Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Commercial Fishing Catch Limits for Shark Species

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 8 of the Fisheries Management Act 1994, do by this notification, prohibit the taking of fish of the species specified in Schedule 1 to this notification, from all waters, by the holder of a commercial fishing licence or by use of a boat subject to a fishing boat licence, except when those species of fish are taken in accordance with the conditions specified in Schedule 2 to this notification.

This fishing closure is effective for a period of 5 years from the date of publication of this notification, unless sooner amended or revoked.

Dated this 4th day of September 2006.

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

SCHEDULE 1

Species

Common Name	Scientific Name
Whaler (all species)	<i>Carcharhinus spp.</i>
Gummy Shark	<i>Mustelus antarcticus</i>
Blue Shark (Whaler)	<i>Prionace glauca</i>
Ghost Shark	<i>Callorhynchus milli</i>
Hammerhead Shark	<i>Sphyrna spp.</i>
Mako Shark	<i>Isurus oxyrinchus</i>
Port Jackson Shark	<i>Heterodontus portusjacksoni</i>
School Shark	<i>Galeorhinus galeus</i>
Tiger Shark	<i>Galeocerdo cuvier</i>
Wobbegong	<i>Orectolobus spp.</i>

SCHEDULE 2

Commercial Fishing Catch Limit Conditions

- Subject to condition 2 below, up to 1,000 kilograms landed weight of any fish of a species listed in Schedule 1, or combination of any of those species, may be taken during any one trip EXCEPT where the period from the time of departure from port of the boat to the time of return to that port or any other port is longer than 48 consecutive hours, then no more than 2,000 kilograms landed weight of any fish of a species listed in Schedule 1, or combination of any of those species, may be taken during such a trip.
- No fish of a species listed in Schedule 1 may be taken if the landed weight of fish of such species on the boat at any time exceeds 1,000 kilograms or, in any case where the trip exceeds 48 consecutive hours, 2,000 kilograms.

In this fishing closure:

landed weight means the weight after the fish have been gutted and heads and gills have been removed.

trip means the time from departure of the boat from port to the time of return of the boat or the catch to port, whichever occurs first.

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Determination with Respect to a Designated Fishing Activity under Section 1150 of the Environmental Planning and Assessment Act 1979

I, IAN MACDONALD, M.L.C., the Minister for Primary Industries, pursuant to section 1150 of the Environmental Planning and Assessment Act 1979 (“the Act”), determine to permit the designated fishing activity described in Schedule 1 to be carried out subject to such modifications as will eliminate or reduce the detrimental effect of the activity on the environment set out in Schedule 2.

I have examined and taken into account to the fullest extent possible all matters affecting or likely to affect the environment by reason of the designated fishing activity.

I have considered *inter alia*:

- the Environmental Impact Statement (“EIS”) for the Abalone Fishery published by The Ecology Lab Pty Ltd on behalf of NSW Department of Primary Industries in September 2005 and the representations duly received with respect to the designated fishing activity to which the EIS relates;
- the advice of the NSW Department of Planning;
- the recommendations of the Director-General, NSW Department of Primary Industries, dated June 2006;
- the matters required to be considered under section 115N of the Act relating to threatened species conservation; and
- the matters referred to in section 19(2) and section 20(3) of the Marine Parks Act 1997.

Dated this 27th day of June 2006.

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

SCHEDULE 1

Designated Fishing Activity

Fishing activities for commercial purposes in the Abalone Fishery as described in Schedule 1 of the Fisheries Management Act 1994.

SCHEDULE 2

Modifications

The draft fishery management strategy exhibited in September 2005 as part of the Environmental Impact Statement for the designated fishing activity is revised so as to incorporate:

- the amendments expressly stated in the preferred strategy report for the activity dated June 2006; and
- the recommendations of the Director-General, NSW Department of Primary Industries dated June 2006.

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

Determination with Respect to a Designated Fishing Activity under Section 115O of the Environmental Planning and Assessment Act 1979

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 115O of the Environmental Planning and Assessment Act 1979 ("the Act"), determine to permit the designated fishing activity described in Schedule 1 to be carried out subject to such modifications as will eliminate or reduce the detrimental effect of the activity on the environment set out in Schedule 2.

I have examined and taken into account to the fullest extent possible all matters affecting or likely to affect the environment by reason of the designated fishing activity.

I have considered *inter alia*:

1. the Environmental Impact Statement ("EIS") for the Ocean Trawl Fishery published by NSW Department of Primary Industries in August 2004 and the representations duly received with respect to the designated fishing activity to which the EIS relates;
2. the report and recommendations of the NSW Department of Planning dated February 2006;
3. the recommendations of the Director-General, NSW Department of Primary Industries dated March 2006;
4. the matters required to be considered under section 115N of the Act relating to threatened species conservation; and
5. the matters referred to in section 19(2) and section 20(3) of the Marine Parks Act 1997.

Dated this 7th day of June 2006.

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

SCHEDULE 1

Designated Fishing Activity

Fishing activities for commercial purposes in the ocean trawl fishery as described in Schedule 1 of the Fisheries Management Act 1994.

SCHEDULE 2

Modifications

The draft fishery management strategy exhibited in August 2004 as part of the Environmental Impact Statement for the designated fishing activity is revised so as to incorporate:

- (a) the amendments expressly stated in the preferred strategy report for the activity dated November 2005;
- (b) the recommendations of NSW Department of Planning dated February 2006; and
- (c) the recommendations of the Director-General, NSW Department of Primary Industries dated March 2006.

PLANT DISEASES ACT 1924

Proclamation – P146R

Proclamation to revoke P146 that regulated the importation, introduction or bringing into specified parts of New South Wales of certain fruit on account of an outbreak of Queensland fruit fly

Her Excellency Professor MARIE BASHIR AC, CVO,
Governor

I, Professor MARIE BASHIR, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to section 3(2)(a) of the Plant Diseases Act 1924, revoke Proclamation P146 published in *New South Wales Government Gazette* No. 47 of 27 February 2004 at pages 837-839 and any Proclamation revived as a result of its revocation.

Signed and sealed at Sydney, this 6th day of September 2006.

By Her Excellency's Command,

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

RURAL LANDS PROTECTION ACT 1998

Order

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 218(2)(b) of the Rural Lands Protection Act 1998, and at the request of the State Council, hereby remove all the Directors of the Molong Rural Lands Protection Board from office and appoint the Hon. Garry Bruce WEST as administrator of all the functions of the Board.

Dated this 6th day of September 2006.

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

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(06-4131)

No. 2837, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 16 units, for Group 1, dated 30 August 2006. (Broken Hill Mining Division).

(06-4132)

No. 2838, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), area of 6 units, for Group 1, dated 30 August 2006. (Broken Hill Mining Division).

(06-4133)

No. 2839, IRONBARK GOLD LIMITED (ACN 118 751 027), area of 31 units, for Group 1, dated 30 August 2006. (Wagga Wagga Mining Division).

(06-4134)

No. 2840, David Charles PRENDERGAST, area of 4 units, for Group 1, dated 30 August 2006. (Orange Mining Division).

(06-4135)

No. 2841, IRONBARK GOLD LIMITED (ACN 118 751 027), area of 29 units, for Group 1, dated 31 August 2006. (Wagga Wagga Mining Division).

(06-4136)

No. 2842, IRONBARK GOLD LIMITED (ACN 118 751 027), area of 5 units, for Group 1, dated 31 August 2006. (Wagga Wagga Mining Division).

(06-4137)

No. 2843, MATILDA MINERALS LIMITED (ACN 103 651 538), area of 80 units, for Group 1, dated 4 September 2006. (Armidale Mining Division).

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

NOTICE is given that the following application has been withdrawn:

ASSESSMENT LEASE APPLICATION

(C96-0287)

No. 8, COALEX PTY LTD (ACN 000 694 315) and CLARENCE COAL INVESTMENTS PTY LIMITED (ACN 003 772 174), Parish of Clwydd, County of Cook and Parish of Marrangaroo, County of Cook. Withdrawal took effect on 1 September 2006.

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

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

(T01-0236)

Exploration Licence No. 5982, ZINTOBA PTY LTD (ACN 001 318 341), area of 18 units. Application for renewal received 29 August 2006.

(T02-0074)

Exploration Licence No. 6009, JERVOIS MINING LIMITED (ACN 007 626 575), area of 23 units. Application for renewal received 31 August 2006.

(04-501)

Exploration Licence No. 6302, COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576), area of 256 units. Application for renewal received 4 September 2006.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T99-0215)

Exploration Licence No. 5740, ILUKA RESOURCES LIMITED (ACN 008 675 018), Counties of Taila and Wentworth, Map Sheet (7329, 7429), area of 101 units, for a further term until 6 June 2008. Renewal effective on and from 16 August 2006.

(T02-0012)

Exploration Licence No. 5959, RED METAL LIMITED (ACN 103 367 684), County of Yancowinna, Map Sheet (7134, 7234), area of 12 units, for a further term until 23 June 2008. Renewal effective on and from 24 August 2006.

(T02-0459)

Exploration Licence No. 6082, ADANAK EXPLORATIONS PTY LIMITED (ACN 001 955 513), County of Georgiana, Map Sheet (8729), area of 10 units, for a further term until 18 May 2008. Renewal effective on and from 30 August 2006.

(T02-0366)

Exploration Licence No. 6106, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), County of Murchison, Map Sheet (8937, 8938), area of 69 units, for a further term until 28 July 2007. Renewal effective on and from 10 August 2006.

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

REFUSAL OF APPLICATION FOR RENEWAL

NOTICE is given that the application for renewal in respect of the following authority has been refused:

(T01-0090)

Exploration Licence No. 5906, PYRMONT RAW MATERIALS PTY LTD (ACN 054 267 846), Counties of Argyle and Murray, Map Sheet (8827), area of 4 units. The authority ceased to have effect on 16 May 2006.

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

WITHDRAWAL OF APPLICATIONS FOR RENEWAL

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

(T00-0681)

Mining Lease No. 909 (Act 1973), Robert Clifford GREENWOOD (deceased), Parish of Manly Cove, County of Cumberland, Map Sheet (9130-4-S), area of 2.22 hectares. The authority ceased to have effect on 30 June 2005.

(T00-0680)

Mineral Lease No. 5469 (Act 1906), Robert Clifford GREENWOOD (deceased), Parish of Manly Cove, County of Cumberland, Map Sheet (9130-4-S), area of 2.092 hectares. The authority ceased to have effect on 30 June 2005.

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

CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

NOTICE is given that the following authorities have been cancelled:

(T01-0118)

Exploration Licence No. 5900, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), County of Burnett, Map Sheet (8939, 9038, 9039), area of 22 units. Cancellation took effect on 18 August 2006.

(04-505)

Exploration Licence No. 6301, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), County of Courallie and County of Jamison, Map Sheet (8838, 8937, 8938), area of 100 units. Cancellation took effect on 18 August 2006.

(04-539)

Exploration Licence No. 6330, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), Map Sheet (8738), area of 29 units. Cancellation took effect on 18 August 2006.

(04-507)

Exploration Licence No. 6331, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), Map Sheet (8838, 8839, 8938, 8939), area of 86 units. Cancellation took effect on 18 August 2006.

(04-506)

Exploration Licence No. 6352, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), Map Sheet (8939, 9039, 9040), area of 74 units. Cancellation took effect on 18 August 2006.

(04-506)

Exploration Licence No. 6353, REGIONAL EXPLORATION MANAGEMENT PTY LTD (ACN 093 739 336), Map Sheet (8939, 9038, 9039), area of 26 units. Cancellation took effect on 18 August 2006.

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

TRANSFER OF PART OF AN AUTHORITY

(05-4275)

Consolidated Coal Lease No. 700 (Act 1973), held by HTT HUNTLEY HERITAGE PTY LIMITED (ACN 086 238 682), has been transferred in part to GUJARAT NRE FCGL PTY LTD (ACN 111 928 762). The transfer was registered on 2 August 2006.

Pursuant to section 123 of the Mining Act 1992:

- (1) Consolidated Coal Lease No. 700 (Act 1973) has been cancelled as to the area transferred; and
- (2) Mining Lease No. 1565 (Act 1992) has been granted to GUJARAT NRE FCGL PTY LTD (ACN 111 928 762) over the area transferred for a period until 9 October 2015.

Description of area part transferred

An area of about 3177 hectares, Parish of Burke, County of Camden; Parish of Calderwood, County of Camden; Parish of Kangaloon, County of Camden; and Parish of Wongawilli, County of Camden. For further information contact Titles Branch.

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

TRANSFERS

(06-589)

Exploration Licence No. 6306, formerly held by PIONEER NICKEL LIMITED (ACN 103 423 981), has been transferred to KINSHA EXPLORATION PTY LTD (ACN 112 851 000). The transfer was registered on 30 August 2006.

(06-589)

Exploration Licence No. 6307, formerly held by PIONEER NICKEL LIMITED (ACN 103 423 981), has been transferred to KINSHA EXPLORATION PTY LTD (ACN 112 851 000). The transfer was registered on 30 August 2006.

(06-589)

Exploration Licence No. 6308, formerly held by PIONEER NICKEL LIMITED (ACN 103 423 981), has been transferred to KINSHA EXPLORATION PTY LTD (ACN 112 851 000). The transfer was registered on 30 August 2006.

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

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

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

I, LES WIELINGA, Chief Executive of the Roads and Traffic Authority, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, make the amendment in the Schedule to the routes and areas previously specified on or in which vehicles up to 4.6m high may be used.

LES WIELINGA,
Chief Executive,
Roads and Traffic Authority

SCHEDULE

1. Citation

This Notice may be cited as the Roads and Traffic Authority 4.6 Metre High Vehicle Notice No. 1/2006.

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

Type	Road No.	Road Name	Start Point	Finish Point
4.6.	335.	Wyong Road, Tuggerah.	Sydney to Newcastle Freeway.	Pacific Highway.

ROAD TRANSPORT (GENERAL) ACT 2005

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

WYONG 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.

K. YATES,
General Manager,
Wyong Shire Council
(by delegation from the Minister for Roads)
28 June 2006

SCHEDULE

1. Citation

This Notice may be cited as the Wyong Shire Council 4.6 Metre High Vehicle Route Notice No. 1/2006.

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 4.6m 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
4.6.	Anzac Road, Tuggerah.	Pacific Highway.	Gavenlock Road.	Nil.
4.6.	Gavenlock Road, Tuggerah.	Anzac Road.	No. 53 Gavenlock Road.	Access via the dedicated and sign posted ingress/ egress only located on the southern side of the property.

ROAD TRANSPORT (GENERAL) ACT 2005

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

BLACKTOWN 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 may be used subject to any requirements or conditions set out in the Schedule.

RON MOORE,
General Manager,
Blacktown City Council
(by delegation from the Minister for Roads)
25 August 2006

SCHEDULE**1. Citation**

This Notice may be cited as the Blacktown City Council 19 Metre B-Double Notice No. 1/2006.

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-Double 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
19.	Quakers Hill Parkway, Quakers Hill.	Sunnyholt Road, Parklea.	Hambledon Road.
19.	Hambledon Road, Quakers Hill.	Quakers Hill Parkway.	Burdekin Road roundabout.

ROAD TRANSPORT (GENERAL) ACT 2005

General Class 3 Concrete Pipe Carrier Notice under Division 5 of Part 2 of the Road Transport (Mass, Loading and Access) Regulation 2005

I, LES WIELINGA, Chief Executive of the Roads and Traffic Authority, in pursuance of Part 2, Division 5 of the Road Transport (Mass, Loading and Access) Regulation 2005, by this Notice, exempt vehicles carrying concrete pipes from the provisions of Clause 75 of Schedule 4 to the Road Transport (Vehicle Registration) Regulation 1998, subject to the conditions and requirements set out in this Notice.

LES WIELINGA,
Chief Executive,
Roads and Traffic Authority

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Part 3 Dimension limits

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Part 4 Definitions**Part 1 – Preliminary****1.1 Citation**

This Notice may be cited as the General Class 3 Concrete Pipe Carrier Notice 2006.

1.2 Commencement

This Notice takes effect on 1 September 2006.

1.3 Interpretations

1.3.1 Unless stated otherwise, words and expressions used in this Notice that are defined in Part 4 of this Notice or the Dictionary forming part of the Road Transport (Mass, Loading and Access) Regulation 2005 have the same meanings as those set out in that Part or that Dictionary.

1.3.2 Except where a contrary intention is indicated, the index, diagrams and notes in the text of this Notice do not form part of this Notice.

1.4 Effect

This Notice remains in force until 31 August 2007 unless it is amended or repealed earlier.

1.5 Application

1.5.1 This Notice applies provided that the motor vehicles, of the kind described in clause 1.5.2 are operated in accordance with the operation and travel requirements in Part 2 to this Notice.

- 1.5.2 This Notice applies to a Class 3 vehicle used to carry concrete pipes loaded transversely which does not, apart from its load of concrete pipes, exceed 2.5 metres in width.

Note: The concessional arrangements allowed by this Notice do not apply to B-doubles or road trains.

Part 2 – Operating and travel requirements

2.1 Operating requirements

- 2.1.1 A copy of this Notice must be carried in the driving compartment whenever the vehicle is operating as a Class 3 vehicle carrying concrete pipes and must be produced to a police officer or an authorised officer when requested.

2.2 Travel requirements

- 2.2.1 A Class 3 vehicle carrying concrete pipes wider than 2.5 m must comply with the provisions of Part 4 – Requirements for Class 1 Vehicles (Other than Agricultural Machines or Agricultural Implements) of the General Class 1 Oversize Notice 2002.

- 2.2.2 For the purposes of this Notice, the following roads in Emu Plains are deemed to be included in the Sydney Metropolitan Travel Zone for Overdimension Notices in Part 6 of the General Class 1 Oversize Notice 2002:

M4 Motorway, Russell Street, Old Bathurst Road, Great Western Highway.

Part 3 – Dimension limits

- 3.1 The width of any load of concrete pipes carried on a Class 3 vehicle operating under this Notice must not exceed 2.65 metres.
- 3.2 A Class 3 vehicle and its load must comply with all other dimension limits provided in the Regulations, including those relating to overhangs.

Part 4 – Definitions

“**authorised officer**” means a person employed by the RTA as an enforcement officer.

“**Class 3 vehicle**” means a restricted access vehicle other than a Class 1 vehicle or a Class 2 vehicle.

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Barbigal in the Dubbo City Council area

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

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

SCHEDULE

ALL that piece or parcel of land situated in the Dubbo City Council area, Parish of Barbigal and County of Lincoln, shown as Lot 4 Deposited Plan 1094874.

(RTA Papers: FPP 6M845; RO 27/125.153)

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Cumbalum in the Ballina Shire Council area

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

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

SCHEDULE

ALL those pieces or parcels of land situated in the Ballina Shire Council area, Parish of Ballina and County of Rous, shown as Lots 52 and 53 Deposited Plan 1094086.

(RTA Papers: FPP 10/23.147; RO 10/23.147)

ROADS ACT 1993

Order - Section 67

Shoalhaven City Council area

Amendment to a specified point of access
to a controlled access road
on part of the Princes Highway at Wandandian.

I, the Minister for Roads, pursuant to Section 67 of the Roads Act 1993, by this order hereby:

- a) repeal the parts of the order published in Government Gazette No 46 of 2 March 2001 on page 1122 which specified in Schedule 4 of that order the points along the controlled access road (being part of the Princes Highway at Wandandian) at which access may be gained to or from other public roads, but only in so far as those parts affect the means of access specified in Schedule 1 hereunder; and
- b) specify in Schedule 2 hereunder a new point along the said controlled access road at which access may be gained to or from another public road.

**HON ERIC ROOZENDAAL MLC
MINISTER FOR ROADS**

SCHEDULE 1

Between the points H and J shown on RTA Plan 0001 404 AC 3090.

SCHEDULE 2

Between the points P and Q shown on RTA Plan 0001 404 AC 4001.

(RTA Papers 1/404.1718 PT 6)

Other Notices

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of Incorporation Pursuant to
Sections 55A and 55B

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

Cancellation is effective as at the date of gazettal.

Tweed Tourism Inc Y1461239

CHRISTINE GOWLAND,
Manager, Financial Analysis Branch,
Registry of Co-operatives and Associations,
Office of Fair Trading,
Department of Commerce
31 August 2006

CONTAMINATED LAND MANAGEMENT ACT 1997

Declaration of Remediation Site
(Section 21 of the Contaminated Land Management Act
1997)

Declaration Number 21094

THE Environment Protection Authority (EPA) declares the following land to be a remediation site under the Contaminated Land Management Act 1997 ("the Act"):

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

The site to which this declaration relates is described as Lot 1 in Deposited Plan 223531 – 15 Campbell Street, St Peters in the Marrickville Council local government area. The site is currently vacant.

2. Nature of contamination affecting the site:

The EPA believes that soil on the site is contaminated with the following substances: polycyclic aromatic hydrocarbons (PAHs); total petroleum hydrocarbons (TPH), benzene, toluene, ethylene and xylene (BTEX).

The EPA also believes that groundwater on the site is contaminated with naphthalene and TPHs.

3. Nature of harm that the contaminants may cause:

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

- PAHs, TPHs and BTEX are present in the soil on the site at levels significantly exceeding guideline levels for sensitive land use.
- Naphthalene is present in groundwater on the site at levels above the relevant trigger values for the protection of aquatic ecosystems. TPHs are also present in groundwater at significant concentrations.
- The contaminants include substances classified as carcinogens and substances toxic to plants and aquatic organisms.
- It is likely that contaminated groundwater on the site is migrating off-site towards Alexandria Canal which flows into Botany Bay.

4. Further action under the Act

The making of this declaration does not prevent the carrying out of a voluntary remediation of the site and any person may submit a voluntary remediation proposal

for the site to the EPA. If the proposal satisfies the requirements of section 26 of the Act, the EPA may agree not to issue a remediation order to the person or persons bringing the proposal.

5. Submissions invited

The public may make written submissions to the EPA on:

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

Submissions should be made in writing to:

Manager Contaminated Sites,
Department of Environment and Conservation,
PO Box A290,
Sydney South NSW 1232,

or faxed to (02) 9995 5930,

by not later than 29 September 2006.

Dated: 5 September 2006.

NIALL JOHNSTON,
A/Manager,
Contaminated Sites,
Department of Environment and Conservation

Note:

Remediation order may follow

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

Variation/Revocation

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

Information recorded by the EPA

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

Information recorded by councils

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

Relationship to other regulatory instrument

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

CO-OPERATIVES ACT 1992

Notice under Section 601AC of the Corporations Act 2001 as applied by Section 325 of the Co-Operatives Act 1992

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

Left Book Club Co-Operative Ltd.

Dated this 5th day of September 2006.

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

GEOGRAPHICAL NAMES ACT 1966

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

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

Proposed Name: Currabunda Wetlands
Designation: Reserve
L.G.A.: Wingecarribee Shire Council
Parish: Sutton Forest
County: Camden
L.P.I. Map: Bundanoon
1:100,000 Map: Moss Vale 8928
Reference: GNB 5095

Proposed Name: Sir Roden Cutler VC Rest Area
Designation: Reserve
L.G.A.: Liverpool City Council
Parish: St Luke
County: Cumberland
L.P.I. Map: Liverpool
1:100,000 Map: Penrith 9030
Reference: GNB 5136

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

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143, Bathurst NSW 2795.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 171 (1)
Poisons and Therapeutic Goods Regulation 2002
Withdrawal of Drug Authority

IN accordance with the provisions of clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2002 an order has been made on Dr Christopher Melki DELLALIAN of 161 Pemberton's Hill Road, Mangrove Mountain NSW 2250, prohibiting him, until further notice, as a medical practitioner from having possession of and supplying drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 76 of the Regulation.

This order is to take effect on and from 4 September 2006.

ROBYN KRUK,
Director-General

Department of Health, New South Wales,
Sydney, 30 August 2006.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 171(1)
Poisons and Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, an Order has been made on Dr Arthur Garry GOW of 122 Church Street, Wollongong NSW 2500, prohibiting him, until further notice, as a medical practitioner from having possession of and supplying drugs of addiction as authorised by Clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 76 of the Regulation.

This Order is to take effect on and from 7 September 2006.

ROBYN KRUK,
Director-General

Department of Health, New South Wales,
Sydney, 5 September 2006.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 171(1)
Poisons and Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, an Order has been made on Irene STOWNER of 1/96 Kookora Street, Griffith NSW 2680, prohibiting her, until further notice, as a nurse from having possession of and supplying drugs of addiction as authorised by Clauses 101 and 103 of the Regulation.

This Order is to take effect on and from 8 September 2006.

ROBYN KRUK,
Director-General

Department of Health, New South Wales,
Sydney, 4 September 2006.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order under Clause 171(1)
Poisons and Therapeutic Goods Regulation 2002

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, an Order has been made on Dr Theodore BECKER of 122 Station Street, Wentworthville, prohibiting him until further notice, as a medical practitioner from supplying or having possession of drugs of addiction as authorised by Clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 76 of the Regulation.

This Order is to take effect on and from 11 September 2006.

ROBYN KRUK,
Director-Genera

Department of Health, New South Wales,
Sydney, 4 September 2006.

RADIATION CONTROL ACT 1990

Notice of Adoption of Documents Forming Part of
National Directory

THE Environment Protection Authority (EPA) adopts the following documents from Edition 1.0 of the National Directory for Radiation Protection approved by the Health Ministers for the States, Territories and Commonwealth:

- Radiation Protection Series No. 1 – *Recommendations and National Standard – Recommendations for limiting exposure to ionizing radiation* (1995) and *National standard for limiting occupational exposure to ionizing radiation* (1995), NOHSC/ARPANSA, republished in March 2002
- Radiation Protection Series No. 2 – Code of Practice – *Safe Transport of Radioactive Material*, ARPANSA, September 2001
- Radiation Protection Series No. 3 – Radiation Protection Standard – Maximum Exposure Levels to Radiofrequency Fields – 3 kHz to 300 GHz, May 2002

This notice is issued under section 37 of the Radiation Control Act 1990 (the Act).

CRAIG LAMBERTON,
Director Specialised Regulation,
Department of Environment and Conservation
(by delegation)
Date: 30 August 2006

Note: Documents adopted by the EPA under section 37 of the Act are available for public inspection, without charge, at the NSW Department of Environment and Conservation, Information Centre, Level 14, 59-61 Goulburn Street, Sydney NSW during ordinary business hours.

The EPA is part of the Department of Environment and Conservation.

SYDNEY WATER CATCHMENT MANAGEMENT ACT 1998

Notice under Section 38(5)

Execution of Revised Memorandum of Understanding
Sydney Catchment Authority and NSW Health

THE Sydney Water Catchment Management Act 1998, requires the Sydney Catchment Authority (SCA) to enter into a Memorandum of Understanding (MoU) with the Director-General of the Department of Health (NSW Health).

Following public exhibition of the revised MoU in June-July 2006, the MoU has now been executed. The MoU is available at www.sca.nsw.gov.au.

GRAEME HEAD,
Chief Executive

TRANSPORT ADMINISTRATION ACT 1988

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land for the
Purposes of Rail Infrastructure Corporation

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

Dated this 31st day of May 2006.

BRUCE FARRAR,
Acting Chief Executive Officer

SCHEDULE

All that piece or parcel of land situated at Carrington in the Local Government Area of Newcastle, Parish of Newcastle, County of Northumberland and State of New South Wales, being part of a Public Road known as Cowper Street North and identified as Lot 1 on Deposited Plan 1102210 having an area of 143.1 square metres or thereabouts and said to be in the possession of Newcastle City Council.

Rail Infrastructure Corporation Reference: PM 196

PASSENGER TRANSPORT (BUS SERVICES) REGULATION 2000

Guidelines for Managing School Student Behaviour on Buses, effective on and from the 17th July, 2006, pursuant to clause 47A (2) of the Passenger Transport (Bus Services) Regulation 2000

1. Introduction

The *Guidelines for Managing School Student Behaviour on Buses* and associated Code of Conduct are lawful requirements published under the Passenger Transport (Bus Services) Regulation 2000. The Code of Conduct applies to all children enrolled in a government or non-government school, whether they use a government or private bus, and irrespective of whether they travel under the School Student Transport Scheme.

These Guidelines were developed to make clear to students and parents/guardians/carers that courteous and responsible behaviour is expected when students travel on buses. They aim to ensure the safety and well-being of school children, other bus passengers, road users and bus drivers. The Guidelines are consistent with the objectives of the *Occupational Health and Safety Act 2000*.

In addition, these Guidelines set out the responsibilities and requirements of bus drivers, bus operators, and authorised officers of the Ministry of Transport (Ministry) in relation to school students who behave in an unacceptable manner when travelling on buses. The Guidelines identify categories of misbehaviour and establish appropriate periods where bus operators may refuse travel in response to breaches of the Code of Conduct.

These Guidelines have been developed through consultation with the Bus and Coach Association, State Transit Authority, Department of Education and Training, NSW Principals Association, NSW Secondary Principals' Council, Federation of Parents and Citizens' Associations of NSW, Catholic Education Commission, Council of Catholic School Parents, NSW Parents Council, Association of Independent Schools of NSW, Isolated Children's Parents' Association of NSW, Transport Workers' Union, Rail, Tram and Bus Union, and NSW Police.

The Ministry of Transport will support action taken in line with the Guidelines for dealing with inappropriate behaviour outlined in Section 7 of this document.

2. School bus travel passes

A "school bus travel pass" is a paper based pass issued to students eligible to receive subsidised travel under the School Student Transport Scheme.

In these Guidelines, reference to a "school bus travel pass" includes a "Tcard" issued to the student.

An "interim travel pass" is a temporary pass issued in circumstances where an incident of misbehaviour occurs and a bus driver or operator considers it appropriate to revoke the student's school bus travel pass. Such an interim pass is valid for a minimum of five school days.

The interim travel pass is issued in order to provide sufficient time for all relevant parties to comply with the notification process outlined in these Guidelines. However, in areas where travel passes are not used (and/or the operator does not provide interim passes) the student will receive verbal or written notice that their behaviour is under review.

3. Student Code of Conduct

The following Code of Conduct sets out acceptable standards of behaviour for students travelling on school buses and regular route buses.

Students are expected to follow these simple rules for the safety and comfort of all passengers, including themselves.

Disobeying these rules may lead to the withdrawal of travel passes for subsidised travel, a ban from travelling on buses, and may even lead to police prosecution and court action.

CODE OF CONDUCT FOR SCHOOL STUDENTS ON BUSES

It is every student's responsibility to behave in a manner that ensures the safety and comfort of passengers and drivers. This includes:

- Behaving appropriately
 - respect the needs and comfort of other passengers (e.g. no use of offensive or racist language, fighting, spitting, placing feet on seats, throwing things in or from the bus, eating or drinking – except water – unless the bus operator gives written permission)
 - give up seats to all adults and any disabled passengers
 - adhere to the law that bans smoking on buses
 - obey reasonable directions from the driver (e.g. where to sit or to remain in the bus)
 - keep arms, legs and heads inside the bus
 - refrain from attracting the attention of the driver except in the case of emergency
- Respecting property
 - protect bus property
 - ensure that buses are not vandalised
 - report any vandalism, e.g. graffiti and window etching
- Holding passes
 - show travel passes or tickets to the driver on boarding and when requested
 - use the travel pass only for its intended purpose
 - 'swipe' or 'dip' passes in ticket readers if available when boarding
 - keep your pass for your own use – you should not lend your pass to other students or borrow one from them.

4. Roles and responsibilities

4.1 Students

Students will:

- behave courteously and responsibly on buses in accordance with the Code of Conduct
- follow reasonable instructions from drivers (e.g. where to sit or to remain in the bus when the driver is awaiting assistance from the police).

When in possession of a school bus travel pass, students must:

- show it to the driver when requested
- dip or swipe their pass in the appropriate ticket machine
- travel on the designated school bus route.

Consequences for breach of the Code of Conduct

- Depending on the gravity of the offence, students may be required to give up their school bus travel pass or may be refused travel on the bus for a period of time determined by the bus operator.
- Heavier penalties may apply to students involved in group misbehaviour.
- School principals have the right to take additional disciplinary action against a student under the school's discipline code or student welfare policy for any breach of the Code of Conduct.

Right to seek review of penalties

If students have reason to believe that a bus driver has treated them unfairly, they can raise the issue with their parents. Parents can then contact the bus operator or the Ministry for investigation.

4.2 Parents/guardians/carers

Parents/guardians/carers are responsible for:

- ensuring that their child understands the Code of Conduct
- communicating with the bus operator and school principal to discuss their child's misbehaviour and its consequences if the child's behaviour has breached the Code of Conduct and the operator has requested a meeting.

Parents/guardians/carers should be aware that:

- the Code of Conduct for students is printed on the School Student Transport Scheme application form, and in signing the form, the parents/guardians/carers explicitly declare that they support the Code of Conduct and that it has been explained to their child
- the Ministry of Transport will hold records of student behaviour in accordance with these Guidelines
- a school principal may release their contact details to a bus operator in the event of any possible action by the operator
- automated ticketing can be used to assist in identifying those students who were travelling on a particular bus where an incident of breach of the Code of Conduct occurred

- bus operators may advise school principals of students that have travelled on a bus that has been damaged by inappropriate behaviour
- if students are refused travel, parents/guardians/carers will need to make alternative travel arrangements and meet any costs of such transport (Parents/guardians/carers are not eligible for the Ministry's Private Vehicle Conveyance Scheme in such circumstances.)
- bus operators are required to keep a record of a student's misbehaviour (while still a student) if it is serious (see paragraphs 7.2 and 7.3), and a one-year record if it is minor (see paragraph 7.1)
- bus operators may review images derived from bus security camera systems (where installed) to substantiate claims of breach of the Code of Conduct.

If a student is refused travel:

- the operator must first notify the child's parents/guardians/carers, the school principal and the Ministry of the decision in writing before a travel ban takes place
- and a travel pass has been suspended, the bus operator will decide and advise parents/guardians/carers of the arrangement to reclaim the travel pass at the end of the suspension period
- and parents/guardians/carers have questions about any decisions made by bus operators regarding student misbehaviour, they should take the matter up with the operator concerned
- parents/guardians/carers may ask a bus operator or the Ministry to review a decision if a change in the child's behaviour can be demonstrated
- and parents/guardians/carers remain dissatisfied with the operator's decision, they may contact the nearest office of the Ministry (listed at the end of these Guidelines).

(An outline of the Ministry's complaint handling procedures appears on page 16.)

4.3 School principals (or delegates)

School principals play a key role in advising students of their responsibilities and the consequences of breaching the Code of Conduct.

School principals can assist by:

- supplying the contact details of parents/guardians/carers to bus operators if consultation with them is necessary
- providing assistance in managing breaches of the Code of Conduct in consultation with the relevant bus operator and parent/guardian/carer
- displaying the Code of Conduct brochure on school noticeboards.

Sanctions applied under these Guidelines should not prejudice further disciplinary action that schools may wish to apply to students who misbehave under their school's discipline code.

4.4 Ministry of Transport

The Ministry is responsible for:

- developing the Code of Conduct for student behaviour on buses in consultation with school organisations, transport operators, parents groups and bus drivers' representatives
- investigating complaints from parents/guardians/carers who are dissatisfied with penalties imposed on their child by bus operators
- reviewing any such complaint on its merits with due consideration to factors such as the record of the student's behaviour on buses, procedural fairness, the circumstances of the breach of the Code of Conduct and compliance with relevant statutory requirements.

The Ministry may:

- ban the student from travelling on a bus where the Code of Conduct has been breached
- review any penalty imposed by a bus operator, including the temporary or permanent refusal of travel on a bus service.

The Ministry records the details of misbehaviour and the action taken by the operator and may inform an operator of a student's prior record of misbehaviour.

4.5 Bus drivers

Bus drivers are responsible for the general operation of buses, including:

- driving in a safe manner and taking reasonable care for the safety of all passengers in accordance with the provisions of the *Occupational Health and Safety Act 2000*
- complying with the Bus Driver Authority conditions and the requirements of the Passenger Transport (Bus Services) Regulation 2000
- behaving with civility and propriety towards all passengers
- providing reasonable directions to ensure the safety and comfort of all passengers, including students
- contacting the bus operator for clarification of correct procedures if there is any uncertainty in relation to student misbehaviour.

Where a student breaches the Code of Conduct the bus driver will:

- advise the student that their behaviour was inappropriate and of the consequences of the offence, e.g. pass may be withdrawn
- obtain the student's name and school (directly from the student or from the travel pass)
- issue an interim pass in place of the school bus travel pass if the bus operator has a system of interim passes in place
- advise the student that their behaviour will be investigated by their bus operator in a situation where travel passes are not in use
- record the incident as part of the driver's own record in a situation where a formal warning is to be issued
- report breaches of the Code of Conduct to the bus operator
- report to the bus operator when repeated attempts by the driver to control misbehaviour have been unsuccessful.

When an incident of misbehaviour is considered life threatening, the bus driver will stop the bus and contact police on 000 and/or the bus operator and await instructions. Students should be advised to stay in the bus until assistance has arrived.

For the purposes of these Guidelines, a formal warning is considered issued when the driver obtains the student's name and school.

How bus drivers may handle travel passes

A driver may confiscate a school bus travel pass if:

- an interim travel pass is issued in lieu
- a student's behaviour is highly dangerous or life threatening
- it is damaged or faulty, or they believe that it is fraudulently used.

Students eligible for subsidised travel should be allowed to receive travel on the day they have lost or forgotten their school bus travel pass, except as directed by the bus operator pursuant to established procedures.

4.6 Bus operators

Bus operators or their nominated officers are responsible for:

- providing a safe work place for bus drivers in accordance with the provisions of the *Occupational Health and Safety Act 2000*
- establishing a set of procedures relevant to their operational practices in accordance with the Guidelines provided by the Ministry of Transport (Section 7) for drivers to manage school student misbehaviour on buses
- providing their drivers with training:
 - a) to ensure that their passengers are not unduly exposed to risks while travelling on their buses, in accordance with the provisions of the *Occupational Health and Safety Act 2000*
 - b) understanding and following these Guidelines
 - c) managing behaviour involving students and groups of students.

Where a student breaches the Code of Conduct, operators will:

- advise parents/guardians/carers of the incident and its consequences where a verbal warning is issued, with a written copy to school principals for information
- advise school principals immediately where students are exhibiting dangerous or highly dangerous behaviour and where the police have been contacted
- determine whether a student's misbehaviour is serious enough to refuse the student travel on the bus
- determine the appropriate penalty in accordance with the Guidelines
- ensure that reasonable effort is made to communicate with parents/guardians/carers and the school principal within the period specified in the Guidelines, where the operator is considering refusing a student travel on a bus due to a breach of the Code of Conduct
- advise parents/guardians/carers, the school principal and the Ministry in writing before suspending a student from travel, so that alternative travel arrangements can be made (including advice on how to appeal against the decision)
- decide on the appropriate arrangement for returning the travel pass to the student and advising parents/guardians/carers in writing of the arrangement on expiry of the interim pass or at the end of the period of suspension (The arrangement may include returning the pass by post or reclaiming it from the bus operator or the school, where there has been agreement with the school.)
- retain records of action taken to deal with reported incidents
- ensure that any refusal of travel on a bus is appropriately enforced

- consider requests by parents/guardians/carers for a review of any decision to refuse travel to their child
- assist the Ministry to review appeals of any decision made in relation to a breach of the Code of Conduct by providing relevant information.

Operators may advise school principals of the names of students who have travelled on a bus that has been damaged by inappropriate behaviour.

Factors for determining action:

Factors to consider as part of determining the appropriate response to a breach of the Code of Conduct include (but are not limited to):

- the age of the student
- the threat to the safety of all those in and around the bus, including the driver
- the nature of the incident
- whether the breach was a first or one of a series of incidents about which the student has been previously cautioned (according to the operator's own records)
- whether the student has any existing medical condition, e.g. behavioural difficulties or emotional disturbances (according to the operator's own records)
- the student's account of the incident.

For example, it would be expected that a more serious response would be required where students are throwing things from or in the bus than if students were eating on the bus.

Use of bus security camera systems

Bus operators may review images derived from bus security camera systems (where installed) to substantiate claims of a breach of the Code of Conduct. However, bus operators must comply with any code of practice established by the Ministry for the use of bus security camera systems. In the case of the State Transit Authority, compliance with the provisions of the *Privacy and Personal Information Protection Act 1998* is required.

Use of contact details encrypted in Tcards

Where electronic ticketing is involved, operators can use the details in the Tcard to assist in identifying those students who were travelling on a particular bus when a breach of the Code of Conduct occurred.

4.7 Operators of non-commercial school bus services

Not all operators of non-commercial school bus services in NSW issue passes to students travelling on their services. However, non-commercial bus operators are obliged to refer to the Code of Conduct and these Guidelines when managing misbehaviour by students in buses. In particular, the processes for communicating with students, parents/guardians/carers and school principals must be followed.

5. Special circumstances

5.1 Students not covered by the School Student Transport Scheme

Students who have paid for term passes or for a journey are also subject to the Code of Conduct.

Students can be penalised for misbehaviour (like all other bus passengers) whether or not they are participants of the School Student Transport Scheme, as provided for in the Passenger Transport (Bus Services) Regulation 2000.

5.2 Students with disabilities

The specific concerns of students with disabilities could mean that the application of the Code of Conduct might not always be appropriate for them. Liaison between bus operators, schools and parents/guardians/carers should occur on an individual basis for these students to ensure that the safety considerations of all students on the bus are addressed.

5.3 Students who travel on more than one bus

Where students use the bus of more than one operator to travel to school, there may be circumstances where they are refused travel on the bus services of one of the operators and their school bus travel pass confiscated.

The student's travel pass will not be returned to the student until the period of suspension is lifted. In these situations the student will be suspended from all travel entitlements under the School Student Transport Scheme.

It is the parent/guardian/carer's responsibility to make alternative transport arrangements and/or to meet the associated travel costs for the student on any bus service.

5.4 School excursion buses

The Code of Conduct penalties do not apply to students on school excursion buses.

6. Categories of inappropriate behaviour

To promote consistency and fairness in responding to breaches of the Code of Conduct, inappropriate behaviour has been divided into three categories.

6.1 Category 1 – Unacceptable behaviour

This category includes minor offences, but is not limited to behaviour that may be irritating or unpleasant. Examples include:

- distracting the driver by persistent noise or calling out to the driver
- failing to show a travel pass, except where passes are not issued (i.e. non-commercial services in rural areas)
- eating or drinking (other than water) on the bus, unless for medical reasons or with the written permission of the bus operator
- smoking
- spitting
- using offensive or racist language
- minor bullying, intimidation and harassment of other passengers
- pressing the stop button continually
- damaging property
- window etching
- behaving so as to adversely affect the comfort or safety of other passengers (e.g. not giving up seats to any adults and disabled passengers).

6.2 Category 2 – Dangerous behaviour

This category includes more serious offences, but is not limited to behaviour that may cause an element of danger to individuals. Examples include:

- serious bullying and harassment of other passengers
- allowing any part of their body to protrude from the bus while the bus is in motion
- stopping others from disembarking at their stop
- verbally threatening the driver
- standing on steps or in areas not set aside for standing and refusing to sit down
- pushing and shoving when boarding or exiting the bus
- swinging on bus handrails
- throwing things inside or out of the bus
- fighting with other passengers
- causing significant damage to property in buses
- using matches/lighters
- carrying dangerous items
- group misbehaviour.

6.3 Category 3 – Highly dangerous or life threatening behaviour

This category includes major offences, but is not limited to highly dangerous behaviour. Examples include:

- pushing students out of the doors or windows
- interfering with the driving controls or the emergency door release
- assaulting the driver or other passengers
- interfering with safety equipment
- recklessly or negligently endangering the safety of other passengers or themselves
- destruction of bus property.

If appropriate, the bus driver should report any incident involving highly dangerous or life threatening behaviour to the police.

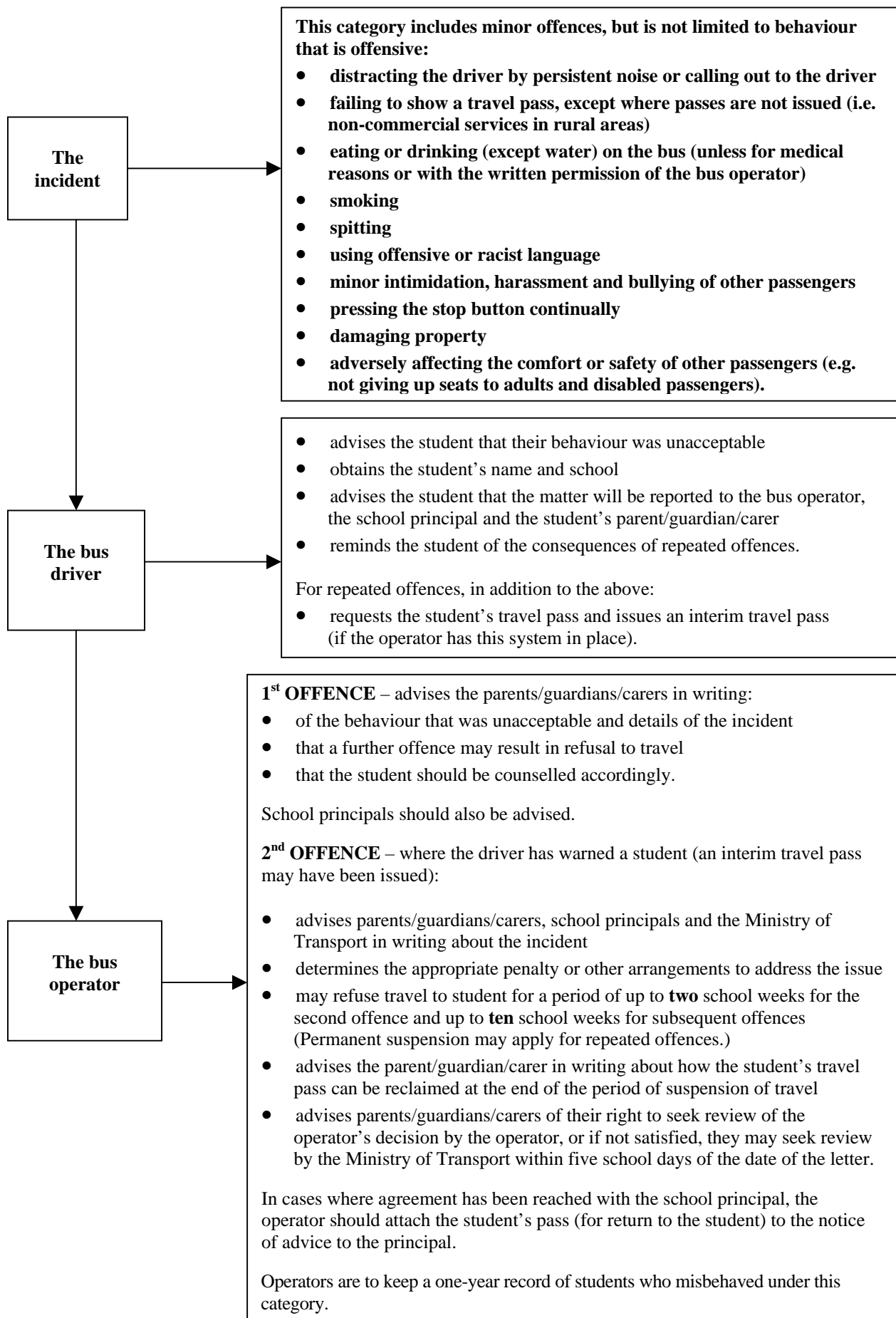
The list of examples above is not intended to be exhaustive, but should be used as a guide by drivers and operators in relation to management of behaviour on their buses.

7. Dealing with inappropriate behaviour

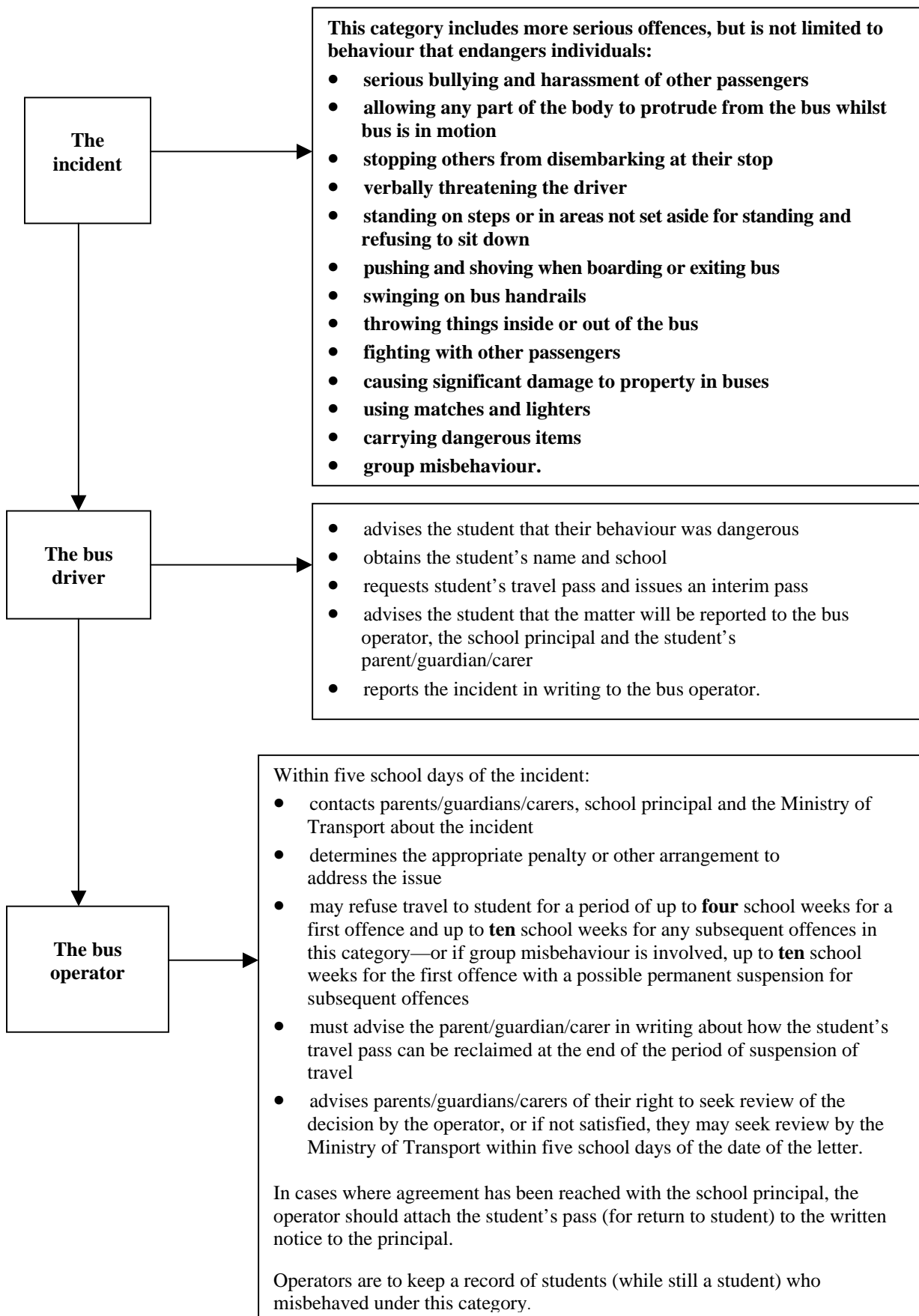
For the purposes of the following charts, these definitions apply:

- **bus operator** means the bus operator or operator's delegate
- **school principal** means the school principal or principal's delegate.

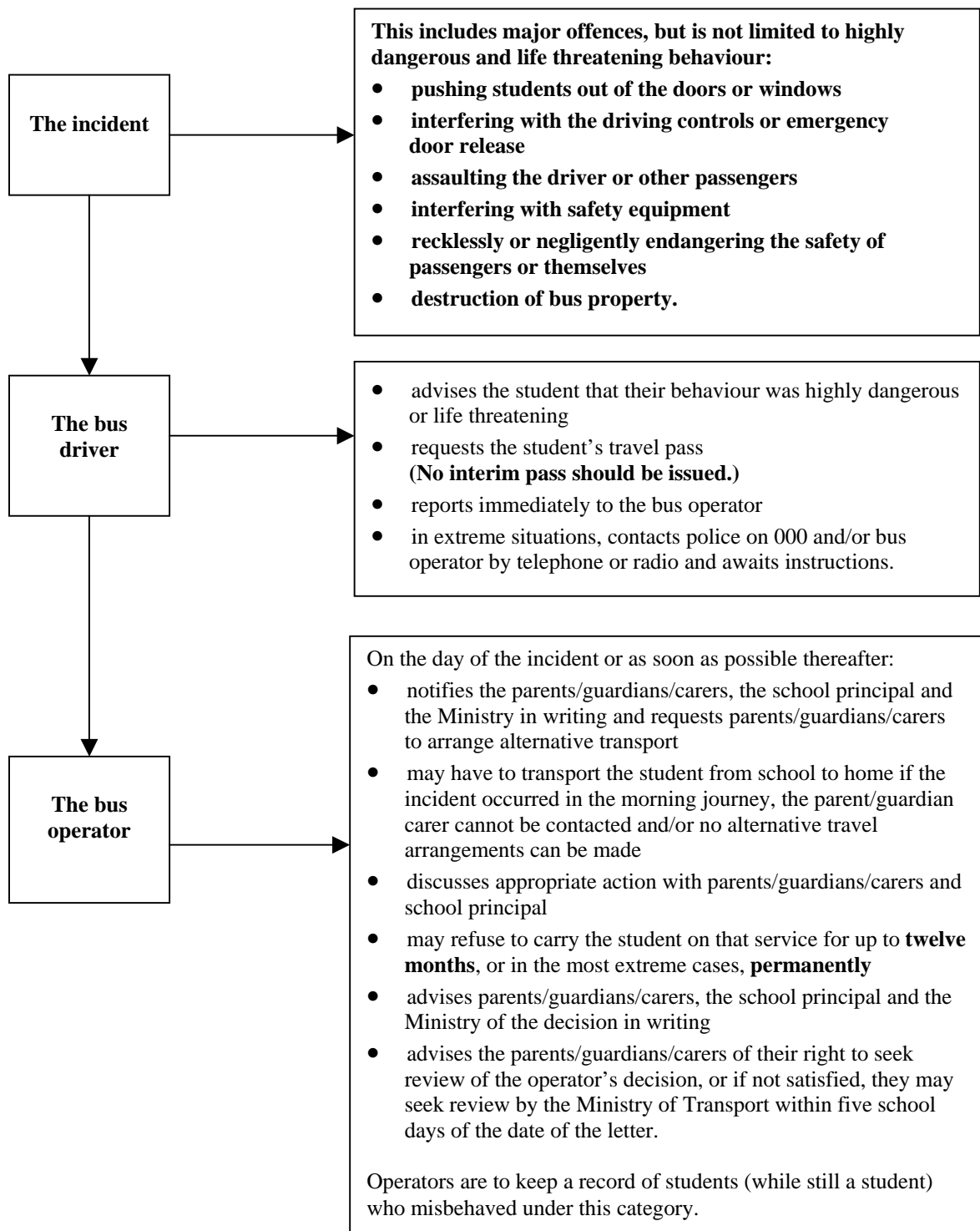
7.1 Category 1 – Unacceptable behaviour



7.2 Category 2 – Dangerous behaviour

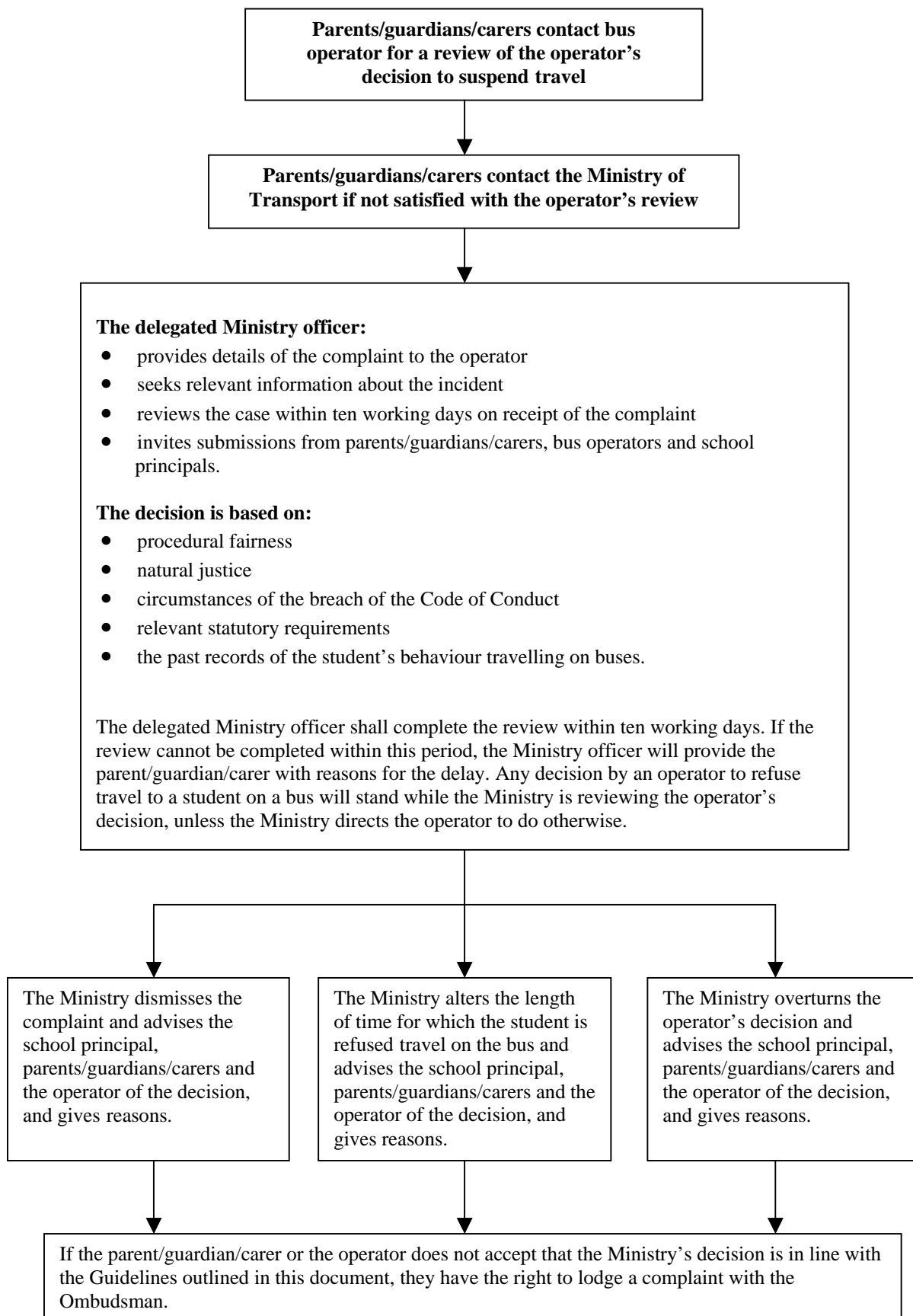


7.3 Category 3 – Highly dangerous or life threatening behaviour



Drivers and operators will stop the bus while calling in police officers on 000 to assist in managing life threatening incidents. Students are to be advised to remain in the bus until assistance has arrived.

8. Complaints process for students refused travel



9. The Ministry offices

Transport Operations

Parramatta Office

Level 4-5
16-18 Wentworth Street
PARRAMATTA NSW 2150
Locked Bag 5085
PARRAMATTA NSW 2124
Phone: (02) 9891 8900
1800 227 774
Fax: (02) 9891 8999

Wollongong Office

Level 6, NRMA Building
221-229 Crown Street
(PO Box 5215)
WOLLONGONG NSW 2500
Phone: (02) 4224 3333
1800 049 961
Fax: (02) 4226 4117

Newcastle Office

Ground Floor
239 King Street
(PO Box 871)
NEWCASTLE NSW 2300
Phone: (02) 4929 7006
1800 049 983
Fax: (02) 4929 6288

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**Director General
Ministry of Transport**

TENDERS

Department of Commerce

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PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

MOSMAN MUNICIPAL COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

MOSMAN MUNICIPAL COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the Schedule below excluding only those mines or deposits of minerals in the land expressly reserved to the Crown, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of drainage reserve. Dated at Mosman this 1st day of September 2006. V. H. R. MAY, General Manager, Mosman Municipal Council, PO Box 211, Spit Junction NSW 2088.

SCHEDULE

Lot 11A, DP 4257. [2351]

PORT MACQUARIE-HASTINGS COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

NOTICE is hereby given pursuant to section 10 of the Roads Act 1993, that the Port Macquarie-Hastings Council dedicates the land described in the Schedule below as public road. B. SMITH, General Manager, Port Macquarie-Hastings Council, corner Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

Lot 1, Deposited Plan 507977, Parish Macquarie, County Macquarie and situate between Short Street and Clarence Street, Port Macquarie. [2352]

SINGLETON COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

SINGLETON COUNCIL hereby gives notice that pursuant to section 10 of the Roads Act 1993, the land described in the Schedule below is public road. Dated 31st August 2006. S. McGRATH, General Manager, Singleton Council, Queen Street (PO Box 314), Singleton NSW 2330. File Reference: RD03550.

SCHEDULE

Lot 15, DP 831485 – a part of Magpie Street.

Lot 17, DP 831485 – a part of Enterprise Crescent.

Lot 3, DP 831485 – a part of Rosella Street.

Lot 12, DP 1085242 – a part of Pioneer Road.

Lot 1, DP 1087324 – a part of Elderslie Road.

[2353]

SNOWY RIVER SHIRE COUNCIL

Errata

Correction Notice under Section 162 of the Roads Act 1993

A notice published in the *New South Wales Government Gazette* of 26th May 2000, Number 62, Folio 4466, naming Daisy Hill Road located from Barry Way at Grosses Plain heading west to Tommys Lake is rescinded.

A notice published in the *New South Wales Government Gazette* of 12th April 2002, Number 72, Folio 2331, naming Happy Valley Road located south of Adaminaby and connecting Yens Bay Road to Snowy Mountains Highway is rescinded.

A notice published in the *New South Wales Government Gazette* of 13th April 2006, Number 52, Folio 2247, naming Spring Hill Road as a reserve road off Kosciuszko Road MR286 heading west to the Thredbo River is amended and described as a reserve road off Kosciuszko Road MR286 heading west to Lake Jindabyne.

A notice published in the *New South Wales Government Gazette* of 13th April 2006, Number 52, Folio 2247, naming Glenrowan Road located off MR286 accessing Lot 2, DP 875085 and Lots 5 and 8, DP 841095, Locality of East Jindabyne is amended as accessing Lot 2, DP 875085 and Lots 5 to 8, DP 841095, Locality of Avonside.

A notice published in the *New South Wales Government Gazette* of 13th April 2006, Number 52, Folio 2247, naming Kelly Lane as a private road off Glenrowan Road accessing Lot 2, DP 851253 and Lot 157, DP 756727, Locality of East Jindabyne is amended as Kelly Road and described as a reserve road accessing Lot 2, DP 851253 and Lot 157, DP 75672 in the Locality of Avonside.

A notice published in the *New South Wales Government Gazette* of 13th April 2006, Number 52, Folio 2247, naming Sunninghill Lane as a private road off Kelly Lane accessing Lots 3 and 4, DP 841095, Locality of East Jindabyne is amended as a private road off Glenrowan Road accessing Lots 3 and 4, DP 841095, Locality of Avonside.

A notice published in the *New South Wales Government Gazette* of 13th April 2006, Number 52, Folio 2247, naming Charlottes Lane as a private lane off Carinya Road accessing Lots 5 and 6, DP 825288 and Lot 9, DP 861805, Locality of Jindabyne is amended and described as a private road off Carinya Lane.

A notice published in the *New South Wales Government Gazette* of 13th April 2006, Number 52, Folio 2248, naming Snowgum Lane is amended and named Ponderosa Lane.

V. L. W. STRAW, General Manager, Snowy River Shire Council, PO Box 143, Berridale NSW 2628. [2354]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of GRAEME GORDON WORTH, late of 33 Canget Street, Wingham, in the State of New South Wales, electricity company linesman, who died on 30th December 2005, must send particulars of the claim to the executors, Zona Leaine Porter and Trevor Alfred

Porter, c.o. McKerns Lawyers, 12 Albert Street, Taree NSW 2430, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution the trustees have notice. Probate was granted in New South Wales on 19th July 2006. McKERNS LAWYERS, The Parsonage, 12 Albert Street (PO Box 1434), Taree NSW 2430, (DX 7021, Taree), tel.: (02) 6550 0922. Reference: DI:HS:2006353. [2355]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of CLEMENT BRUTON, late of 82 Wingham Road, Taree, in the State of New South Wales, retired, who died on 2nd May 2006, must send particulars of the claim to the executrix, Anna Joy Minett, c.o. McKerns Lawyers, 12 Albert Street, Taree NSW 2430, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution the trustees have notice. Probate was granted in New South Wales on 3rd August 2006. McKERNS LAWYERS, The Parsonage, 12 Albert Street (PO Box 1434), Taree NSW 2430, (DX 7021, Taree), tel.: (02) 6550 0922. Reference: DI:HS:2006379. [2356]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BETH ELAINE JONSSON, late of 591 Carey's Road, Hillville, in the State of New South Wales, who died on 12th March 2006, must send particulars of the claim to the executors, Nicholas Nils Jonsson and Sigrid Sophia Jonsson, c.o. McKerns Lawyers, 12 Albert Street, Taree NSW 2430, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution the trustees have notice. Probate was granted in New South Wales on 3rd August 2006. McKERNS LAWYERS, The Parsonage, 12 Albert Street (PO Box 1434), Taree NSW 2430, (DX 7021, Taree), tel.: (02) 6550 0922. Reference: DI:HS:2006305. [2357]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BERYL JUNE HEATON, late of Unit 159, Waratah Court, Hopetoun Village, 284 Castle Hill Road, Castle Hill, in the State of New South Wales, who died on 27th February 2005, must send particulars of his claim to the executors, Ronald William Brammer and Laurel Brammer, c.o. Gary Cleary & Associates, Solicitors, 9 Broken Bay Road, Ettalong Beach NSW 2257, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 6th May 2005. GARY CLEARY & ASSOCIATES, Solicitors, 9 Broken Bay Road (PO Box 2257), Ettalong Beach NSW 2257, (DX 7279, Gosford), tel.: (02) 4344 1966. [2358]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of JULIA LAUREL BRENNAN, late of Hurlstone Park, in the State of New South Wales, widow, who died on 25th January 2006, must send particulars of their claim to the executors, Stephen Leslie Brennan and Rhondell Julia Brennan (in the will called

Rhondell Julia Brennan), c.o. Truman Hoyle, Lawyers, Level 11, 68 Pitt Street, Sydney NSW 2000, within one (1) calendar month from the 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 executors have notice. Probate was granted in New South Wales on 12th July 2006. TRUMAN HOYLE, Lawyers, Level 11, 68 Pitt Street, Sydney NSW 2000, (DX 263, Sydney), tel.: (02) 9226 9888. Reference: SR5006. [2359]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DOROTHY JEAN TAYLOR, late of Daceyville, in the State of New South Wales, widow, who died on 21st May 2006, must send particulars of his/her claim to the executors, Richard William Bond, Edith Beatrice Bond and Gail Brahe, c.o. KB Legals, Solicitors, Suite 401, Westfield Tower, 600 Kingsway, Miranda NSW 2228, within one (1) calendar month from publication of this notice. After that time the executors' solicitors 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 18th July 2006. KB LEGALS, Solicitors, Suite 401, Westfield Tower, 600 Kingsway, Miranda NSW 2228 (PO Box 1071, Miranda 1490), tel.: (02) 9524 3555. [2360]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ARTHUR ALBERT SMITH, late of 54 Oceana Street, Narrabeena, in the State of New South Wales, retired, who died on 4th June 2006, must send particulars of his claim to the executor, c.o. Rees & Tuckerman, Solicitors, 678 Pittwater Road, Brookvale NSW 2100, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales to Allen Noel Smith on 29th August 2006. REES & TUCKERMAN, Solicitors, 678 Pittwater Road (PO Box 34), Brookvale NSW 2100, (DX 831, Sydney), tel.: (02) 9905 1469. [2361]

COMPANY NOTICES

NOTICE of voluntary liquidation.—MEGHAVEN ENTERPRISES PTY LIMITED, ACN 000 941 177 (in liquidation).—Notice is hereby given pursuant to section 491(2) of the Corporations Act 2001, that at a general meeting of the abovenamed company duly convened and held at 144 Junction Street, Nowra, on 4th September 2006, the following special resolution passed: "That the company be wound up as a members' voluntary liquidation and that the assets of the company may be distributed in whole or in part to the members in specie should the liquidator so desire". Dated this 8th day of September 2006. ALLAN W. BARNES, Liquidator, c.o. Booth Partners, 52 Osborne Street, Nowra NSW 2541, tel.: (02) 4421 4344. [2362]

