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LEGISLATION

Assents to Acts

ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 27 September 2007

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

Act No. 38 2007 – An Act to amend the Crimes Act 1900 to increase penalties for the reckless infliction of grievous bodily harm, to replace malicious as a fault element of offences, to modernise blackmail offences and to make other reforms of the criminal law. [Crimes Amendment Bill].

Act No. 39 2007 – An Act to amend the Liquor Act 1982 to extend hotel trading hours on certain dates during the finals of the 2007 Rugby World Cup. [Liquor Amendment (Special Events Hotel Trading) Bill].

Russell D. Grove, PSM,
Clerk of the Legislative Assembly

Regulations



New South Wales

Hunter Water (General) Amendment (Plumbing and Drainage Work) Regulation 2007

under the

Hunter Water Act 1991

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Hunter Water Act 1991*.

DAVID CAMPBELL, M.P.,
Minister for Water Utilities

Explanatory note

Clause 4 (1) of the *Hunter Water (General) Regulation 2005* provides that a person must not do plumbing or drainage work otherwise than in accordance with the Plumbing and Drainage Code of Practice. Clause 6 (1) of that Regulation provides that a person must not do plumbing or drainage work unless authorised by a permit to do the work. The object of this Regulation is to amend the *Hunter Water (General) Regulation 2005* to exclude home owners and occupiers (or certain persons authorised by a home owner or occupier) from the requirements of clauses 4 (1) and 6 (1) of that Regulation if the work involves repairing a tap or showerhead in a dwelling or the installation of water restricting or flow regulating devices to tap end fittings (including showerheads).

This Regulation also amends the *Hunter Water (General) Regulation 2005* so that a notice regulating or restricting the use of water is required to be published in the Gazette and in a newspaper circulating in the area of operations of the Corporation (currently, the notice need only be published in one of those publications).

This Regulation is made under the *Hunter Water Act 1991*, including sections 69 and 70 (the general regulation-making power).

Clause 1 Hunter Water (General) Amendment (Plumbing and Drainage Work)
 Regulation 2007

Hunter Water (General) Amendment (Plumbing and Drainage Work) Regulation 2007

under the

Hunter Water Act 1991

1 Name of Regulation

This Regulation is the *Hunter Water (General) Amendment (Plumbing and Drainage Work) Regulation 2007*.

2 Amendment of Hunter Water (General) Regulation 2005

The *Hunter Water (General) Regulation 2005* is amended as set out in Schedule 1.

Hunter Water (General) Amendment (Plumbing and Drainage Work)
Regulation 2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Insert in alphabetical order:

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

[2] Clause 4 Plumbing and drainage work to comply with Code of Practice and to use only approved fittings

Insert after clause 4 (1):

- (1A) A person is not guilty of an offence under subclause (1) if:
- (a) the work involves:
 - (i) repairing a tap or showerhead in a dwelling, or
 - (ii) the installation of water-restricting or flow-regulating devices to tap end fittings (including showerheads) in a dwelling, and
 - (b) the person carrying out the work:
 - (i) is an owner or occupier of the dwelling, or
 - (ii) has been authorised to carry out the work by a person who is an owner or occupier of the dwelling and does not receive payment or other consideration for carrying out that work.
- (1B) Subclause (1A) does not apply to work involving the repair of any thermostatic mixing valve, tempering valve or backflow prevention device.

[3] Clause 6 Permit required for plumbing or drainage work

Insert after clause 6 (1):

- (1A) A person is not guilty of an offence under this clause if:
- (a) the work involves:
 - (i) repairing a tap or showerhead in a dwelling, or
 - (ii) the installation of water-restricting or flow-regulating devices to tap end fittings (including showerheads) in a dwelling, and
 - (b) the person carrying out the work:
 - (i) is an owner or occupier of the dwelling, or

Hunter Water (General) Amendment (Plumbing and Drainage Work)
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Schedule 1 Amendments

(ii) has been authorised to carry out the work by a person who is an owner or occupier of the dwelling and does not receive payment or other consideration for carrying out that work.

(1B) Subclause (1A) does not apply to work involving the repair of any thermostatic mixing valve, tempering valve or backflow prevention device.

[4] Clause 15 Person to give certificate of compliance after work completed

Insert “or a person referred to in clause 6 (1A)” after “Corporation” in clause 15 (4).

[5] Clause 16 Restrictions on use of water

Omit “or” from clause 16 (2) (a). Insert instead “and”.

[6] Clause 16 (2) (c)

Insert “first” after “notice is”.

Rules



New South Wales

Uniform Civil Procedure Rules (Amendment No 17) 2007

under the

Civil Procedure Act 2005

The Uniform Rules Committee made the following rules of court under the *Civil Procedure Act 2005* on 2 October 2007.

Jennifer Atkinson
Secretary of the Rules Committee

Explanatory note

The object of these Rules is to amend the *Uniform Civil Procedure Rules 2005* so as:

- (a) to replicate, with minor modifications, Parts 58, 59A, 68, 70, 73 and 76 of the *Supreme Court Rules 1970* (see new Parts 52–57), and
- (b) to make minor amendments in relation to discovery and affidavits, and
- (c) to make other minor, consequential or ancillary amendments.

Rule 1 Uniform Civil Procedure Rules (Amendment No 17) 2007

Uniform Civil Procedure Rules (Amendment No 17) 2007

under the

Civil Procedure Act 2005

1 Name of Rules

These Rules are the *Uniform Civil Procedure Rules (Amendment No 17) 2007*.

2 Amendment of Uniform Civil Procedure Rules 2005

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

Uniform Civil Procedure Rules (Amendment No 17) 2007

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Schedule 1 Amendments

(Rule 2)

[1] **Rule 6.1A**

Insert after rule 6.1:

6.1A Proceedings that do not require a defendant (cf SCR Part 58, rule 1, Part 70, rule 11, Part 73, rule 4 and Schedule J)

Unless the court otherwise orders, proceedings that may be commenced without joining any person as a defendant include the following:

- (a) proceedings under the *Adoption Act 2000*,
- (b) proceedings under section 33 of the *Evidence on Commission Act 1995*,
- (c) proceedings under the *Jury Act 1977*,
- (d) proceedings under section 17 of the *Witness Protection Act 1995*,
- (e) proceedings under rule 55.9.

[2] **Rules 10.24, 11.13, 11.14, 11.15, 11.16 and 11.17**

Omit “Principal Registrar” wherever occurring.

Insert instead “principal registrar”.

[3] **Rule 33.1 Definitions**

Omit “Principal Registrar” wherever occurring in the definition of *registrar* in rule 33.1.

Insert instead “principal registrar”.

[4] **Rule 35.3 Persons who may make affidavit**

Insert after rule 35.3 (2):

- (2A) If more than one person is qualified to make an affidavit on behalf of a party, it is sufficient for such an affidavit to be made (subject to subrules (1) and (2)) by any one or more of them.

[5] **Rule 36.16 Further power to set aside or vary judgment or order**

Omit “the order” from rule 36.16 (3). Insert instead “it”.

Uniform Civil Procedure Rules (Amendment No 17) 2007

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[6] Rule 45.1 Entry as indicated by originating process

Insert in alphabetical order in rule 45.1 (2):

The Protective List

[7] New Parts 52–57

Insert before Schedule 1:

Part 52 Taking evidence for foreign and Australian courts and tribunals**52.1 Procedure** (cf SCR Part 58, rule 1)

- (1) Proceedings for an order under section 33 of the *Evidence on Commission Act 1995* in relation to a matter pending before a requesting court may be commenced in the Supreme Court:
 - (a) by a person nominated for that purpose by the requesting court, or
 - (b) if no person is so nominated, by the Attorney General.
- (2) In proceedings for such an order, no person is required to be joined as a defendant.
- (3) If proceedings for such an order have been commenced in relation to a matter pending before a requesting court, any other application for such an order in relation to the same matter is to be made by notice of motion in the proceedings.
- (4) Rules 52.2–52.5 have effect unless the Supreme Court otherwise orders.

52.2 Application of other rules regarding the taking of evidence (cf SCR Part 58, rule 2)

Subject to this Part, rules 24.7–24.16 apply to an examination held pursuant to an order under this Part:

- (a) as if the matter pending before the requesting court were proceedings in the Supreme Court, and
- (b) as if the order had been made under rule 24.3 in proceedings in the Supreme Court, and
- (c) if a Judge, associate Judge or registrar is appointed under section 33 of the *Evidence on Commission Act 1995*, as if an order had been made under rule 24.3 for the examination of a person on oath before a Judge, associate Judge or registrar.

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52.3 Attendance of applicant (cf SCR Part 58, rule 3)

The person commencing proceedings under this Part may attend and take part in the examination.

52.4 Transcript of evidence and exhibits (cf SCR Part 58, rule 4)

- (1) The provisions of rule 24.14 (4) and (5) do not apply to an examination under this Part.
- (2) Subject to rule 52.6, the examiner must send the transcript of evidence and any document which constitutes a recording under rule 24.13 (which relates to videotape, etc) to the principal registrar of the Supreme Court.
- (3) An examiner who receives an exhibit on production by any person must, at the conclusion of the examination, return the exhibit to the person producing it unless that person consents to the retention of the exhibit.
- (4) If the examiner retains the exhibit, he or she must send it to the principal registrar of the Supreme Court together with the transcript of evidence.

52.5 Certificate (cf SCR Part 58, rule 5)

On receipt of a transcript of evidence taken under this Part, the principal registrar of the Supreme Court:

- (a) must issue a certificate, sealed with the seal of the Supreme Court, annexing and identifying:
 - (i) the request, and
 - (ii) the order of the Court for examination, and
 - (iii) the transcript of evidence, and
 - (iv) any document that constitutes a recording under rule 24.13, and
 - (v) any exhibits received from the examiner, and
- (b) must send the certificate and annexures to the Attorney General or, if the request was sent to the principal registrar by some other person pursuant to a convention, to that other person.

52.6 Privilege of witness (cf SCR Part 58, rule 6)

- (1) This rule applies if a claim by a witness to be exempt from giving any evidence on the ground specified in section 34 (1) (b) of the *Evidence on Commission Act 1995* is not supported or conceded as mentioned in section 34 (2) of that Act.

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- (2) The witness may be required to give the evidence to which the claim relates:
- (a) by the examiner, or
 - (b) if the examiner does not so require, by the Supreme Court on the application of the person who obtained the order under section 33 of the *Evidence on Commission Act 1995*.
- (3) An application referred to in subrule (2) (b) need not be served on any person unless the Supreme Court otherwise orders.
- (4) The following provisions apply if the evidence is taken pursuant to such a requirement:
- (a) the evidence must be recorded in a transcript (***the disputed transcript***) that is separate to the transcript in which the rest of the witness's evidence is recorded,
 - (b) the transcript of evidence that is sent to the principal registrar of the Supreme Court must be accompanied by a statement, signed by the examiner, setting out the claim and the ground on which it was made,
 - (c) on receipt of the statement, the principal registrar of the Supreme Court:
 - (i) must retain the disputed transcript, and
 - (ii) must send to the requesting court, together with the documents mentioned in rule 52.4, both the statement and a request to determine the claim,
 - (d) on receiving notice of the requesting court's determination of the claim, the principal registrar of the Supreme Court:
 - (i) if the claim is rejected, must send the disputed transcript to the requesting court, or
 - (ii) if the claim is upheld, must send the disputed transcript to the witness,and, in either case, must cause notice of the determination to be given both to the witness and to the person who obtained the order under section 33 of the *Evidence on Commission Act 1995*.

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Part 53 Matters arising under the Foreign Judgments Act 1991 of the Commonwealth

53.1 Definitions (cf SCR Part 59A, rule 1)

In this Part, *judgment*, *judgment creditor*, *judgment debtor* and *money judgment* have the same meanings as they have in the *Foreign Judgments Act 1991* of the Commonwealth.

53.2 Commencement of proceedings (cf SCR Part 59A, rule 2)

- (1) Proceedings for registration of a judgment under Part 2 of the *Foreign Judgments Act 1991* of the Commonwealth are to be commenced in the Supreme Court.
- (2) In any such proceedings, the judgment creditor is to be the plaintiff and the judgment debtor is to be the defendant.
- (3) Unless the Supreme Court otherwise orders, the judgment creditor may proceed without service of the summons on the judgment debtor.
- (4) If the judgment creditor adds to the summons a request that the application be granted under this rule, the Supreme Court may make the order in the absence of the public and without any attendance by or on behalf of the judgment creditor.

53.3 Evidence (cf SCR Part 59A, rule 3)

- (1) The evidence in support of an application for registration of a judgment must include the following:
 - (a) the judgment or a verified or certified or otherwise duly authenticated copy of the judgment,
 - (b) if the judgment is not in English, a translation of the judgment into English, certified by a notary public or authenticated by evidence,
 - (c) evidence showing which, if some only, provisions of the judgment are the subject of the application,
 - (d) if it is a money judgment, evidence showing the amount originally payable under the judgment,
 - (e) evidence showing that the Supreme Court is the appropriate court under section 6 (1) of the *Foreign Judgments Act 1991* of the Commonwealth,
 - (f) evidence showing the name and trade or business, and the usual or last known residential or business addresses, of the judgment creditor and judgment debtor,

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- (g) evidence showing that the judgment creditor is entitled to enforce the judgment,
- (h) evidence showing:
- (i) that, at the date of the application, the judgment can be enforced by execution in the country of the original court, and
 - (ii) that, if the judgment were registered in the Supreme Court, the registration would not be liable to be set aside under section 7 of the *Foreign Judgments Act 1991* of the Commonwealth,
- (i) if interest is payable by the law of the country of the original court on any money which is payable under the judgment, evidence showing:
- (i) the rate of interest, and
 - (ii) the amount of interest which has become due under the judgment up to the time of application for registration, and
 - (iii) the daily amount of interest which, subject to any future payment on account of the judgment, will accrue after the date of the application,
- (j) evidence showing the extent to which the judgment is unsatisfied,
- (k) such other evidence as may be required having regard to any regulations made under the *Foreign Judgments Act 1991* of the Commonwealth.
- (2) The evidence referred to in subrule (1) must relate to those provisions of the judgment that are the subject of the application.
- (3) The evidence referred to in subrule (1) (g)–(j) may be evidence to the best of the information or belief of the deponent or witness giving the evidence.
- (4) All amounts of money referred to in this rule must be expressed:
- (a) in the currency in which the judgment is expressed, and
 - (b) if the judgment creditor has not made a statement under section 6 (11) (a) of the *Foreign Judgments Act 1991* of the Commonwealth, as an equivalent amount in Australian currency calculated in accordance with section 6 (11) (b), (11A) and (11B) of that Act.

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53.4 Security for costs (cf SCR Part 59A, rule 4)

For the purposes of proceedings under the *Foreign Judgments Act 1991* of the Commonwealth, the Supreme Court may make an order under rule 42.21 otherwise than on the application of the judgment debtor.

53.5 Order for registration (cf SCR Part 59A, rule 5)

- (1) The time fixed under section 6 (4) of the *Foreign Judgments Act 1991* of the Commonwealth must not, except in exceptional circumstances, be less than 14 days after service on the judgment debtor of notice of the registration.
- (2) An order for registration of a judgment must specify the extent to which the judgment may be enforced.

53.6 Notice of registration (cf SCR Part 59A, rule 7)

- (1) Notice of registration of a judgment must be served on the judgment debtor.
- (2) Service of the notice must be personal unless:
 - (a) the judgment debtor has entered an appearance or is in default of appearance, or
 - (b) the Supreme Court otherwise orders.
- (3) The notice of registration must state:
 - (a) particulars of the judgment and of the order for registration, and
 - (b) the right of the judgment debtor to apply for an order:
 - (i) setting aside the registration, and
 - (ii) staying enforcement of the judgment, and
 - (c) the time within which the judgment debtor may apply for an order setting aside the registration.
- (4) If the summons has not been served on the judgment debtor, the notice of registration must also state the address for service of the judgment creditor.

53.7 Setting aside registration (cf SCR Part 59A, rule 8)

- (1) Subject to subrule (2), the Supreme Court may, on the application of the judgment debtor, make an order setting aside the registration.
- (2) An application for such an order must be made within the time fixed under section 6 (4) of the *Foreign Judgments Act 1991* of

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the Commonwealth or within such further period as may be allowed under section 6 (5) of that Act.

53.8 Enforcement (cf SCR Part 59A, rule 9)

- (1) Subject to this rule, on registration of a judgment, the judgment may, to the extent specified in the order for registration, be enforced as a judgment of the Supreme Court in the proceedings in which it is registered.
- (2) The judgment creditor must not take any step for enforcement of the judgment until an affidavit of service of the notice of registration is filed or the Supreme Court is otherwise satisfied that the requirements of these rules as to service of the notice of registration have been complied with.
- (3) Except by leave of the Supreme Court, the judgment creditor may not take any step for enforcement of the judgment:
 - (a) before the expiry of the time within which the judgment debtor may apply for an order setting aside registration, or
 - (b) if within that time the judgment debtor makes such an application, before the application is disposed of.

Part 54 Administration of estates and execution of trusts**54.1 Definitions** (cf SCR Part 68, rule 1)

In this Part:

administration proceedings means proceedings for the administration of an estate, or for the execution of a trust, under the direction of the Supreme Court.

ancillary proceedings means proceedings brought pursuant to rule 54.3.

estate means a deceased person's estate.

54.2 Application of Part (cf SCR Part 68, rule 3)

This Part applies to both administration proceedings and ancillary proceedings.

54.3 Relief without general administration (cf SCR Part 68, rule 2)

- (1) Proceedings may be brought for any relief which could be granted in administration proceedings.

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- (2) Proceedings may be brought for the determination of any question which could be determined in administration proceedings, including:
- (a) any question arising in the administration of an estate or in the execution of a trust,
 - (b) any question as to the composition of any class of persons:
 - (i) having a claim against an estate, or
 - (ii) having a beneficial interest in an estate, or
 - (iii) having a beneficial interest in property subject to a trust,
 - (c) any question as to the rights or interests of a person who claims:
 - (i) to be a creditor of an estate, or
 - (ii) to be entitled under the will, or on the intestacy, of a deceased person, or
 - (iii) to be beneficially entitled under a trust.
- (3) Proceedings may be brought for an order directing any executor, administrator or trustee:
- (a) to furnish accounts, or
 - (b) to verify accounts, or
 - (c) to pay funds of the estate or trust into court, or
 - (d) to do or abstain from doing any act.
- (4) Proceedings may be brought for:
- (a) an order approving any sale, purchase, compromise or other transaction by an executor, administrator or trustee, or
 - (b) directing any act to be done in the administration of an estate that the Supreme Court could order to be done if the estate were being administered under the direction of the Court, or
 - (c) directing any act to be done in the execution of a trust that the Supreme Court could order to be done if the trust were being executed under the direction of the Court.
- (5) Subrules (1)–(4) do not limit the operation of each other.
- (6) In any proceedings brought pursuant to this rule, a claim need not be made for the administration of the estate, or the execution of the trust, under the direction of the Supreme Court.

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54.4 Claim under judgment (cf SCR Part 68, rule 6)

If, in the taking of an account of debts or liabilities under an order in proceedings relating to an estate or trust, a person who is not a party to the proceedings makes a claim:

- (a) no party (other than an executor or administrator of the estate or a trustee under the trust) is entitled to appear in relation to the claim except by leave of the Supreme Court, and
- (b) the Supreme Court may direct or allow any party to appear, either in addition to or in substitution for the executors, administrators or trustees.

54.5 Relief that may be granted (cf SCR Part 68, rule 7)

- (1) The Supreme Court may make any certificate or order and grant any relief to which the plaintiff is entitled by reason of a defendant's breach of trust, wilful default or other misconduct.
- (2) Subrule (1) does not affect the power of the Supreme Court under rule 6.6.

54.6 Supreme Court not required to order general administration (cf SCR Part 68, rule 8 (1))

The Supreme Court need not make an order for the administration of an estate, or for the execution of a trust, under the direction of the Court unless the order is necessary for the determination of the questions arising between the parties.

54.7 Supreme Court may order general administration in certain circumstances (cf SCR Part 68, rule 8 (2))

- (1) This rule applies if it appears to the Supreme Court that an order for the administration of an estate or the execution of a trust under the direction of the Court is necessary:
 - (a) to prevent proceedings by any person who claims:
 - (i) to be a creditor of the estate, or
 - (ii) to be entitled under the will, or on the intestacy, of the deceased, or
 - (iii) to be beneficially entitled under the trust, or
 - (b) to protect the interests of any person who is, or who may be, beneficially entitled under the trust.
- (2) In these circumstances, the Court:
 - (a) may make such an order, and

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- (b) may further order that no steps are to be taken under the order, or under any account or inquiry directed, without the leave of the Court.

54.8 Conduct of sale (cf SCR Part 68, rule 9)

If the Supreme Court makes an order:

- (a) for the sale of property comprised in an estate, or
- (b) for the sale of trust property,

then, unless the Court otherwise orders, the executors, administrators or trustees, as the case requires, are to have the conduct of the sale.

Part 55 Matters arising under the Trustee Act 1925

Division 1 Judicial advice

55.1 Statement (cf SCR Part 70, rule 3)

- (1) A statement under section 63 of the *Trustee Act 1925*:
 - (a) must be divided into consecutively numbered paragraphs, and
 - (b) must state the facts concisely, and
 - (c) must state the question for opinion, advice or direction.
- (2) Despite rule 6.12 (2), the originating process in proceedings under section 63 of the *Trustee Act 1925* need not state the question for opinion, advice or direction.

55.2 Order (cf SCR Part 70, rule 4)

An opinion, advice or direction under section 63 of the *Trustee Act 1925* must be given by order.

55.3 Application by beneficiary (cf SCR Part 70, rule 5)

The time for an application under section 63 (10) of the *Trustee Act 1925* is, subject to that subsection, 28 days after the date of receipt by the applicant of notice under section 63 (8) of that Act or the date of entry of the order containing the opinion, advice or direction, whichever date is the later.

55.4 Appeal (cf SCR Part 70, rule 6)

An appeal lies to the Court of Appeal from an opinion, advice, direction or order given or made by the Supreme Court under

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section 63 of the *Trustee Act 1925*, including an opinion, advice, direction or order given or made by an associate Judge.

Note. Pursuant to section 104 of the *Supreme Court Act 1970*, this rule overrides the prohibition on an appeal from an associate Judge that would otherwise exist under that section.

Division 2 New trustees**55.5 Application** (cf SCR Part 70, rule 7)

This Division applies to an application for the appointment of a new trustee under Part 3 of the *Trustee Act 1925* (a **Part 3 application**).

55.6 Evidence generally (cf SCR Part 70, rule 8)

The evidence in support of a Part 3 application must show each of the following:

- (a) the nature of the trusts still subsisting,
- (b) the nature and value of the trust property,
- (c) whether any and, if so, what part of the trust property is subject to the *Real Property Act 1900*,
- (d) the person beneficially entitled,
- (e) the fitness of the proposed new trustee,
- (f) the consent of the proposed new trustee.

55.7 Fitness of new trustee (cf SCR Part 70, rule 9)

- (1) Only one affidavit of the fitness of a proposed new trustee may be required, unless the Supreme Court otherwise orders.
- (2) The affidavit must set out the following:
 - (a) the proposed new trustee's position in life,
 - (b) how long the deponent has known the proposed new trustee,
 - (c) that the proposed new trustee is, to the knowledge of the deponent, of good credit,
 - (d) that the proposed new trustee is, to the best of the information and belief of the deponent, of good character, repute and business habits.

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Division 3 Payment into court

55.8 Application (cf SCR Part 70, rule 10)

This Division applies to the payment of funds into court under Part 4 of the *Trustee Act 1925* and to proceedings arising out of payment into court under that Part.

55.9 Cases where proceedings required (cf SCR Part 70, rule 11)

- (1) A person wishing to transfer funds (other than money) into court must commence proceedings for directions in relation to the transfer and must transfer the funds into court in the proceedings in accordance with the directions of the Supreme Court.
- (2) A person wishing to pay funds into court and to obtain an order in relation to the funds must first commence proceedings for the order and must then pay the funds into court in the proceedings.
- (3) Unless the Supreme Court otherwise orders, a person commencing proceedings under this rule must not join any person as a defendant in the proceedings.

55.10 Payment into court without proceedings (cf SCR Part 70, rule 12)

- (1) Subject to rule 55.9, a person wishing to pay funds into court need not commence any proceedings in relation to the payment.
- (2) Subject to subrule (3), the affidavit required by rule 55.11 and any other document filed in relation to the funds paid into court:
 - (a) must be entitled in the matter of the trust concerned, describing the trust so as to be distinguishable, and
 - (b) must be assigned a case number or other unique identifier under rule 4.11,as if the filing of the affidavit were the commencement of proceedings.
- (3) If funds have been paid into court without the commencement of proceedings and afterwards proceedings are commenced for any order in relation to the funds:
 - (a) documents in the proceedings must be entitled in accordance with the rules but must bear the case number or other unique identifier referred to in subrule (2) (b), and
 - (b) the affidavit filed under rule 55.11 may be used as if filed in the proceedings.

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55.11 Affidavit (cf SCR Part 70, rule 13)

- (1) A person paying funds into court must file an affidavit in accordance with this rule.
- (2) The affidavit must be made by the person paying the funds into court or, if that person is a corporation, by an officer of the corporation.
- (3) The affidavit must set out the following:
 - (a) a short description of the trust and of the instrument creating it or, as the case may be, of the circumstances in which the trust arose,
 - (b) the amount and description of the funds,
 - (c) the names and addresses, so far as known to the deponent, of the person interested in or entitled to the funds,
 - (d) if any person interested in or entitled to the funds is a minor:
 - (i) the name and address, so far as known to the deponent, of a parent or guardian of the minor's person or estate, or
 - (ii) if the minor has no such parent or guardian or any such parent's or guardian's name or address are unknown to the deponent, the name and address, so far as known to the deponent, of a person with whom the minor resides or in whose care the minor is,
 - (e) if any person interested in or entitled to the funds is a protected person:
 - (i) the name and address, so far as known to the deponent, of the person's manager, or
 - (ii) if the person has no manager or any such manager's name or address is unknown to the deponent, the name and address, so far as known to the deponent, of a person with whom the person resides or in whose care the person is,
 - (f) the name of the person paying the funds into court and his or her address for service.

55.12 Notice (cf SCR Part 70, rule 14)

Unless the Supreme Court otherwise orders, a person paying funds into court must, not more than one day after the date of payment into court, serve notice of the payment into court on

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each person whose name and address are set out in the affidavit under rule 55.11.

55.13 Inquiries (cf SCR Part 70, rule 15)

A person paying funds into court must answer all such inquiries relating to the application of the funds as the Supreme Court may make or direct.

Division 4 Distribution of assets

55.14 Notice of intended distribution (cf SCR Part 70, rule 16)

- (1) A notice under section 60 (1) of the *Trustee Act 1925* must be published:
 - (a) if it relates to a deceased estate trust in respect of:
 - (i) a deceased person who was resident in the State when he or she died, in a newspaper circulating in the district where the deceased person resided, or
 - (ii) a deceased person who was not resident in the State when he or she died, in a Sydney daily newspaper, or
 - (b) in any other case, in a Sydney daily newspaper.
- (2) This rule is subject to section 60 (8) of the *Trustee Act 1925*.
- (3) In this rule, *deceased estate trust* means a trust that has arisen in respect of a deceased estate for which probate or letters of administration has or have been granted, or has or have been sealed under section 107 of the *Wills, Probate and Administration Act 1898*, by the Supreme Court.

Part 56 Matters arising under the Adoption Act 2000

56.1 Interpretation (cf SCR Part 73, rule 1)

- (1) Words and expressions used in this Part have the same meanings as they have in the *Adoption Act 2000*.
- (2) In this Part, a reference to an originating process includes a reference to a notice of motion referred to in rule 56.2 (1).

56.2 Commencement of proceedings (cf SCR Part 73, rule 4)

- (1) Once proceedings (*the original proceedings*) have been commenced under the *Adoption Act 2000* in relation to any person, any further proceedings under that Act in relation to the

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same person (whether or not they form part of, or relate to, the original proceedings), are to be commenced by notice of motion filed in the original proceedings.

Note. Pursuant to rule 6.4, the original proceedings must be commenced by summons.

- (2) Applications for adoption orders for 2 or more children may be joined in one application if the same person is the proposed adoptive parent, or the same persons are the proposed adoptive parents, of all the children.
- (3) The originating process is not to state a return day.
- (4) Nothing in subrule (3) affects any requirement under rule 56.5 to state an appointment for a preliminary hearing.
- (5) The Supreme Court may of its own motion appoint a day for the hearing of the proceedings.
- (6) If the Supreme Court appoints a day for hearing the proceedings, it must ensure that the parties are given notice of the appointment at least 5 days before the day appointed.
- (7) If the Supreme Court makes an appointment for hearing under this rule, it may give directions for service of notice of the appointment or for otherwise notifying the parties of the appointment.

56.3 Duty to make full and frank disclosure (cf SCR Part 73, rule 3)

Each party to proceedings in the Supreme Court under the *Adoption Act 2000* has a duty to the Court to make known fully and frankly all matters relevant to the making of an adoption order, whether those matters tend to support or tend not to support making the order.

56.4 How application for adoption order is to be dealt with (cf SCR Part 73, rule 6)

- (1) Unless the Supreme Court otherwise orders, an application for an adoption order is to be dealt with and determined by the Court in the absence of the public and without any attendance by or on behalf of the plaintiff.
- (2) If it is not appropriate for an application for an adoption order to be dealt with without the attendance by and on behalf of the plaintiff, the plaintiff must, in the originating process, apply for a preliminary hearing and for directions relating to the hearing.

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56.5 Preliminary hearing (cf SCR Part 73, rule 8)

- (1) The plaintiff may, in the originating process, apply for a preliminary hearing and, if the plaintiff does so, the originating process must contain an appointment for a preliminary hearing.
- (2) A party may obtain a preliminary hearing by filing a notice of motion.
- (3) The party applying for a preliminary hearing must state shortly in the originating process or notice of motion the terms, or the effect, of any order or direction for which the party will apply at the preliminary hearing.
- (4) A person other than a party may apply for a preliminary hearing by filing a notice of motion that seeks the approval of the Supreme Court as referred to in the regulations under the *Adoption Act 2000*.
- (5) The Supreme Court may grant such approval on perusal of the notice of motion and the evidence filed in support of the notice of motion before hearing the notice of motion and without affording any person other than the applicant an opportunity to be heard.

56.6 Applications appropriate for preliminary hearing (cf SCR Part 73, rule 10)

- (1) Applications appropriate for a preliminary hearing are applications for any order or direction that the Supreme Court should determine before it determines the application for an adoption order or other principal application.
- (2) Applications appropriate for a preliminary hearing include applications relating to the following:
 - (a) joinder of a party in accordance with section 118 of the *Adoption Act 2000*, including joinder of a non-consenting father,
 - (b) giving notice of proceedings to any person,
 - (c) appointing a guardian ad litem in accordance with section 123 of the *Adoption Act 2000* or guardian ad litem or amicus curiae in accordance with section 124 of the *Adoption Act 2000*,
 - (d) a consent dispense order,
 - (e) the placement for adoption of an Aboriginal or Torres Strait Islander child, if a preliminary hearing is required by section 80 (2) of the *Adoption Act 2000*,

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- (f) the adoption of an Aboriginal or Torres Strait Islander child,
 - (g) the registration of an adoption plan,
 - (h) dispensing with notice under section 88 (4) of the *Adoption Act 2000*,
 - (i) the revocation of a consent dispense order.

56.7 Filing of report in accordance with section 91 of the Adoption Act 2000 (cf SCR Part 73, rule 12)

A plaintiff applying for an adoption order in relation to a child under 18 years of age must file a report under section 91 of the *Adoption Act 2000*:

- (a) except as provided by paragraph (b), when filing the originating process, or
- (b) if there is a preliminary hearing, before the preliminary hearing.

56.8 Evidence in support of application for adoption order (cf SCR Part 73, rule 13)

Evidence in support of an application for an adoption order must include evidence of the following:

- (a) the matters specified in section 90 of the *Adoption Act 2000*,
- (b) the facts and circumstances that give the Supreme Court jurisdiction in accordance with section 23, 106 or 107 of the *Adoption Act 2000*,
- (c) the date and place of the child's birth,
- (d) the names of the child, including all names that the child has or has had, and the facts relating to any change of the child's name,
- (e) the names that it is proposed the child should have on the making of the adoption order, showing separately:
 - (i) the proposed given name or names and the proposed surname, and
 - (ii) all facts relating to any consent required under section 101 (4) of the *Adoption Act 2000*, and
 - (iii) any relevant special reasons under section 101 (5) of the *Adoption Act 2000*,
- (f) the name, place of residence and occupation of each person with whom the child resides or who has the child in that person's care or custody,

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- (g) the name, place of residence, age and occupation of each proposed adoptive parent,
 - (h) if it is proposed that there be one adoptive parent, the facts and circumstances that show that an order may be made having regard to the provisions of section 27 of the *Adoption Act 2000*,
 - (i) if it is proposed that a couple be the adoptive parents, the facts and circumstances that show that an order may be made having regard to the provisions of section 28 of the *Adoption Act 2000*,
 - (j) the following matters relating to consents under the *Adoption Act 2000* or the regulations under that Act:
 - (i) the facts and circumstances relating to which persons' consents are necessary,
 - (ii) the provisions of the *Adoption Act 2000* or regulations that make the consents necessary,
 - (iii) consents that have been obtained,
 - (iv) notice or advice to the birth father under section 56 of the *Adoption Act 2000*,
 - (v) consents for which there is a consent dispense order,
 - (vi) consents for which it is contended that the court should make a consent dispense order,
 - (k) whether there is, or has been, an adoption plan, the facts and circumstances relating to the making of any adoption plan, whether the adoption plan has been registered and the terms of any adoption plan that remains in effect,
 - (l) the opinions, and reasons for those opinions, of persons who are not related to the proposed adoptive parent or parents relating to the adoptive parent's or parents' character and suitability to be an adoptive parent or adoptive parents,
 - (m) the facts and circumstances relating to the principles stated in section 8 (1) of the *Adoption Act 2000* and the matters to which the Court is to have regard in accordance with section 8 (2) of the *Adoption Act 2000*,
 - (n) the facts and circumstances relied on to show that the best interests of the child will be promoted by the adoption,
 - (o) the facts and circumstances relied on to show that the wishes and feelings of the child have been ascertained and that due consideration has been given to those wishes and feelings,

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- (p) whether there have been any proceedings relating to the interests, welfare or adoption of the child under the law of New South Wales or of the Commonwealth or any other place, whether any orders relating to the interests, welfare or adoption of the child have been made in any such proceedings, the terms of those orders and whether they remain in effect,
 - (q) whether the child is, or has ever been, an immigrant and whether the Minister administering the *Immigration (Guardianship of Children) Act 1946* of the Commonwealth has consented to the making of the application for adoption,
 - (r) whether the child is a non-citizen child, showing whether the child is a non-citizen child from a Convention country or from another country outside Australia,
 - (s) whether a proposed adoptive parent is a step-parent or relative of the child,
 - (t) if a proposed adoptive parent is a step-parent of the child, whether leave of the Family Court of Australia has been obtained under section 60G of the *Family Law Act 1975* of the Commonwealth,
 - (u) whether any notice has been given to persons notice to whom is referred to in section 88 of the *Adoption Act 2000* (which relates, among other persons, to persons whose consent is required and has not been given and has not been dispensed with).

56.9 Judicial notice of instrument of consent (cf SCR Part 73, rule 14)

The Supreme Court may take notice, without verification, of an instrument of consent:

- (a) that appears on its face to have been given in accordance with section 61 of the *Adoption Act 2000*, and
- (b) that appears on its face to have been witnessed in accordance with section 62 of the *Adoption Act 2000*, and
- (c) that is accompanied by statements that on their face appear to have been made in accordance with sections 61 and 62 of the *Adoption Act 2000*.

56.10 Notice to be given to Director-General (cf SCR Part 73, rule 15)

- (1) Notice must be given to the Director-General of any application for the discharge of an adoption order, declaration of validity,

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declaration that an adoption is not recognised or an order terminating a legal relationship.

- (2) The Supreme Court must not determine any application referred to in subrule (1) unless the Director-General has had a reasonable opportunity to become a party to the proceedings.
- (3) Despite subrule (2), the Supreme Court may determine an application referred to in subrule (1) without the Director-General having a reasonable opportunity to become a party to the proceedings if the Court considers it necessary in the circumstances.

56.11 Proper officer of the Court (cf SCR Part 73, rule 16)

For the purposes of section 143 (3) of the *Adoption Act 2000*, any registrar of the Supreme Court is a proper officer of the Court.

56.12 Access to Court records (cf SCR Part 73, rule 17)

- (1) This rule applies to any application under section 143 (2) of the *Adoption Act 2000* for the supply of information from records of proceedings in the Court.
- (2) The Supreme Court may deal with the application informally by correspondence or on the personal attendance of the applicant without conducting a formal hearing.
- (3) The applicant must fulfil such reasonable requirements as may be made by the Supreme Court as to:
 - (a) the verification of facts on which the application is based, and
 - (b) identification of the proceedings in the Supreme Court to which the application relates, and
 - (c) giving notice to any person, and
 - (d) compliance with the requirements of the *Adoption Act 2000* and the regulations under that Act, and
 - (e) any other matter.

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Part 57 Matters arising under the Protected Estates Act 1983 or Guardianship Act 1987

Division 1 Preliminary

57.1 Interpretation

- (1) Words and expressions used in this Part have the same meanings as they have in the *Protected Estates Act 1983* or the *Guardianship Act 1987*, as the case requires.
- (2) In this Part, a reference to an originating process includes a reference to a notice of motion referred to in rule 57.2 (1).

57.2 Commencement of proceedings (cf SCR Part 76, rule 5)

- (1) Once proceedings (*the original proceedings*) have been commenced under the *Protected Estates Act 1983* or the *Guardianship Act 1987* in relation to any person, any further proceedings under that Act in relation to the same person (whether or not they form part of, or relate to, the original proceedings), are to be commenced by notice of motion filed in the original proceedings.

Note. Pursuant to rule 6.4, the original proceedings must be commenced by way of summons.

- (2) If it is necessary for the Protective Commissioner to apply to the Supreme Court, he or she may apply on report and proposal.

Note. In relation to the management of estates by persons other than the Protective Commissioner, see the provisions of Division 4 of Part 3 of the *Protected Estates Act 1983* and, in particular, the power conferred on the Protective Commissioner by section 30 of that Act to make orders and give authorities and directions in that regard.

Division 2 Applications under the Protected Estates Act 1983

57.3 Parties to proceedings on application under section 13, 21C or 68 (cf SCR Part 76, rule 9)

- (1) If an application is made under section 13 or 68 of the *Protected Estates Act 1983*, the person in respect of whom the application is made must be made a defendant.
- (2) If an application is made under section 21C of the *Protected Estates Act 1983*, the person in respect of whom the application is made must be made a defendant but need not be served.

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57.4 Business concerning application under section 13 or 68 in the absence of the parties (cf SCR Part 76, rule 10)

If:

- (a) the plaintiff claims a declaration and order under section 13, or an order under section 68, of the *Protected Estates Act 1983*, and
- (b) no appearance is entered within the time limited for appearance, and
- (c) there is no attendance, at the time appointed by the originating process for the hearing, by any person opposing the claim,

the Supreme Court may determine or deal with the application in the absence of the parties and without any attendance by or on behalf of any person.

57.5 Evidence in support of application under section 13, 21C or 68 (cf SCR Part 76, rule 11)

- (1) The evidence in support of an application under section 13, 21C or 68 of the *Protected Estates Act 1983* must include the following:
 - (a) an affidavit or affidavits setting out:
 - (i) the conduct and conversation or conversations claimed to establish that the defendant is incapable of managing his or her affairs, and
 - (ii) the nature and amount of the property of the defendant, and
 - (iii) the names of the defendant's nearest relatives, so far as they are known, and the attitude of each of them to the application, and
 - (iv) the name of, and reason for selecting, the proposed manager,
 - (b) the affidavits of at least 2 medical practitioners or other persons qualified to give an expert opinion on the defendant's condition, each of whom must set out:
 - (i) his or her formal qualifications, the extent of his or her experience in practice and his or her special qualifications in regard to questions relating to the defendant's condition, and
 - (ii) his or her diagnosis of the defendant's condition, explained in his or her own words and set out in his or her own handwriting, and

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- (iii) that, in his or her opinion, the defendant is incapable of managing his or her affairs, and
 - (iv) the reasons for that opinion or the tests on which that opinion is based, set out in his or her own words and handwriting,
 - (c) except where the proposed manager is:
 - (i) the Protective Commissioner, or
 - (ii) the Public Trustee, or
 - (iii) a trustee company,
 the affidavits of at least 2 persons as to the fitness of the proposed manager,
 - (d) except where the proposed manager is:
 - (i) the Protective Commissioner, or
 - (ii) the plaintiff,
 a consent executed by the proposed manager and an affidavit verifying the execution of the consent.
 - (2) Subrule (1) (a) and (b) do not apply to an application under section 21C of the *Protected Estates Act 1983*.

57.6 Appointment of managers under section 22 (cf SCR Part 76, rule 12)

If it appears expedient:

- (a) that several persons should be appointed managers under section 22 of the *Protected Estates Act 1983*, and
- (b) that one or more of them should continue to act after the death or discharge of the others, or any of them,

the order appointing the manager may direct that, after any such death or discharge, the surviving or continuing manager or managers are to continue to act.

57.7 “Usual orders” under sections 13 and 21C (cf SCR Part 76, rules 13 and 13A)

- (1) If:
 - (a) under section 13 of the *Protected Estates Act 1983*, the Supreme Court makes a declaration that the defendant is incapable of managing his or her affairs, or
 - (b) under section 21C of the *Protected Estates Act 1983*, the Supreme Court makes a declaration that the defendant is a missing person,
 it may, with or without further order, also make the usual orders.

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- (2) The *usual orders* referred to in subrule (1) are as follows:
- (a) an order that the defendant's estate be subject to management under the *Protected Estates Act 1983*,
 - (b) an order that:
 - (i) the person proposed in the originating process be appointed manager of the defendant's estate, to act in relation thereto under the order and direction of the Protective Commissioner, or
 - (ii) if the Protective Commissioner is the person proposed, that the management of the defendant's estate be committed to the Protective Commissioner,
 - (c) if the person appointed manager of the defendant's estate is not the Protective Commissioner, an order that the person may not do anything in reliance on the appointment until the Protective Commissioner has authorised the person to assume management of the defendant's estate,
 - (d) if 2 or more persons are appointed to be managers, an order that, on the death or discharge of any of them, custody of the defendant's estate continues to the remainder of them,
 - (e) an order that the plaintiff's costs (and, if the defendant appears, the defendant's costs) on an indemnity basis be paid out of the defendant's estate,
 - (f) an order that all parties be at liberty to apply as they may be advised.

Note. See sections 32 and 33 of the *Protected Estates Act 1983* as to the orders that the Supreme Court may make in relation to estates under the management of persons other than the Protective Commissioner.

57.8 Evidence in support of application under section 35 (cf SCR Part 76, rules 19 and 20)

The evidence in support of an application under section 35 of the *Protected Estates Act 1983* must include the following:

- (a) the affidavits of at least 2 medical practitioners or other persons qualified to give an expert opinion on the defendant's condition, each of whom must state:
 - (i) his or her formal qualifications, the extent of his or her experience in practice and his or her special qualifications in regard to questions relating to the condition of the protected person, and
 - (ii) that, in his or her opinion, the protected person is capable of managing his or her affairs, and

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- (iii) the reasons for that opinion or the tests on which that opinion is based, set out in his or her own handwriting,
 - (b) the affidavits of members of the defendant's family or other persons, each of whom must state:
 - (i) what opportunity he or she has had of assessing whether or not the protected person is capable of managing his or her affairs, and
 - (ii) his or her assessment and the facts, grounds and circumstances on which he or she made his or her assessment, and
 - (iii) any other facts that may be relevant.

57.9 Mode of making application under section 35A (cf SCR Part 76, rules 23A and 23B)

- (1) An application under section 35A of the *Protected Estates Act 1983* is to be made by motion in the proceedings in which the declaration and order under section 21C of that Act were made.
- (2) Notice of the motion is to be served on the manager or on the person on whose application the declaration and order were made.

57.10 "Usual orders" under section 68 (cf SCR Part 76, rule 14)

- (1) If, under section 68 of the *Protected Estates Act 1983*, the Supreme Court makes an order that the defendant, being a protected person, is incapable of managing his or her person, owing to mental illness, it may, with or without further order, also make the usual orders.
- (2) The *usual orders* referred to in subrule (1) are as follows:
 - (a) an order that the person proposed in the originating process be appointed guardian of the defendant's person with, to the exclusion of any other person, all such powers as would be exercisable by him or her in relation to the defendant if he or she were the defendant's father or mother and the defendant were under the age of 14 years,
 - (b) if 2 or more persons are appointed to be guardians, an order that, on the death or discharge of any of them, guardianship of the defendant continues to the remainder of them,
 - (c) an order that the plaintiff's costs (and, if the defendant appears, the defendant's costs) on an indemnity basis be paid out of the defendant's estate,

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- (d) an order that all parties be at liberty to apply as they may be advised.

Note. The Public Guardian cannot be appointed a joint guardian (see section 16 (3) of the *Guardianship Act 1987*).

Division 3 Miscellaneous

57.11 Setting aside or varying order (cf SCR Part 76, rule 16)

The Supreme Court may set aside or vary any order for the appointment of a manager or guardian or for the allowance of maintenance.

57.12 Review under section 6L of the Guardianship Act 1987 (cf SCR Part 76, rule 52)

- (1) An application for review under section 6L of the *Guardianship Act 1987* must join the enduring guardian as a defendant.
- (2) The applicant must file and serve with the originating process an affidavit showing the applicant's relationship to the appointor and the applicant's interest in the matter.

[8] Schedule 2 Local rules that prevail over these rules

Omit the matter relating to Parts 68, 70, 73 and 76 of the *Supreme Court Rules 1970*.

[9] Schedule 8 Assignment of business in the Supreme Court

Insert in appropriate order in Columns 1, 2 and 3 of Part 1 of the Schedule:

<i>Evidence on Commission Act 1995</i>	Section 33	Common Law
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[10] Schedule 8

Insert in appropriate order in Columns 1, 2 and 3 of Part 2 of the Schedule:

<i>Foreign Judgments Act 1991</i>	Part 2	Common Law
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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 list 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:

Loss of hollow-bearing trees

Dated, this 1st day of September 2007.

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 Climate Change, PO Box 1967, Hurstville, 1481, by telephone (02) 9585 6940 or by facsimile (02) 9585 6606,
- (c) in person at the Department of Environment and Climate Change Information Centre, Level 14, 59-61 Goulburn St, Sydney.

OFFICIAL NOTICES

Appointments

RURAL FIRES ACT 1997

Appointment of Member
Bush Fire Coordinating Committee

I, NATHAN REES, M.P., Minister for Emergency Services,
in pursuance of section 47 (1) (c) of the Rural Fires Act 1997,
appoint the following person as a Member of the Bush Fire
Coordinating Committee:

Dr Ross DICKSON

for the remainder of the five-year period expiring on 1 March
2008.

NATHAN REES, M.P.,
Minister for Emergency Services

Department of Lands

DUBBO OFFICE

142 Brisbane Street (PO Box 865), Dubbo NSW 2830
Phone: (02) 6883 3300 Fax: (02) 6882 6920

REVOCATION OF RESERVATION OF CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Warren.	The whole of Lot 108 in
Local Government Area: Warren.	DP 755276, Parish of Beelban, County of Oxley,
Parish: Beelban.	of an area of 112.9 hectares.
County: Oxley.	
Reserve No.: 94070.	
Purpose: Future public requirements.	
Notified: 12 December 1980.	
File No.: DB04 H 347.	

GOULBURN OFFICE

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

REVOCATION OF RESERVATION OF CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Cooma.	The whole being Lot 67,
Local Government Area: Cooma-Monaro Shire Council.	DP No. 750522, Parish Big Badja, County Beresford;
Locality: Badja.	Lot 68, DP No. 750522,
Reserve No.: 90119.	Parish Big Badja, County Beresford, of an area of
Public Purpose: Access.	22.66 hectares.
Notified: 19 May 1972.	
File No.: GB89 H 144/1.	

Note: Sale to adjoining landowners.

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

NOTICE OF INTENTION TO GRANT A LEASE AND LICENCE OVER A CROWN RESERVE

Column 1

Column 2

Column 3

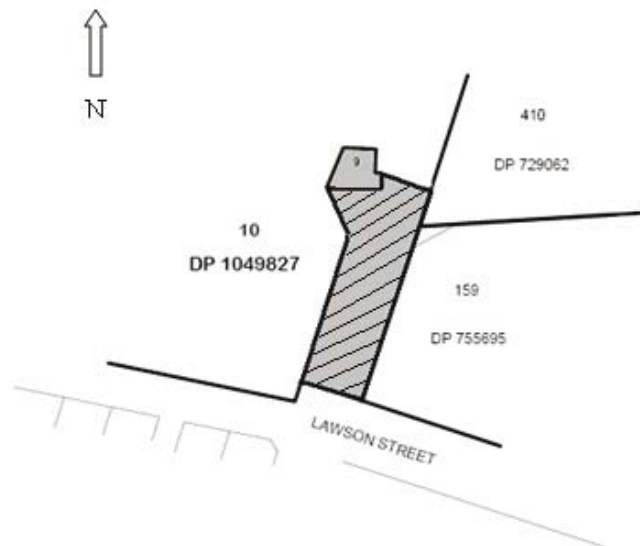
PURSUANT to section 34A(2)(b) of the Crown Lands Act 1989, it is notified that the Minister for Lands intends to grant a lease and licence for the purposes specified in Column 1 of the Schedule to the party specified in Column 2 of the Schedule in respect of the reserves specified in Column 3 of the Schedule.

Being the areas shaded and hatched on the diagram hereunder.
 Area: About 4600 square metres.
 File No.: GF07 H 147.

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

SCHEDULE

Column 1	Column 2	Column 3
Lease for café/restaurant and associated uses over the whole of Lot 9, DP 1049827.	Beachfood Pty Ltd, Land District: Lismore. ABN 123 038 899. Local Government Area: Byron.	Byron. Parish: Byron. County: Rous. Locality: Byron Bay.
Licence for access, services and drainage over part Lot 10, DP 1049827 shown by shaded hatching on the diagram hereunder.		Part Reserve No.: 82000. Public Purpose: Public recreation. Notified: 3 December 1926.
		Part Reserve No.: 1049827. Public Purpose: Access and public requirements, rural services, tourism purposes and environmental and heritage. Notified: 1 September 2006.



MAITLAND OFFICE

Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323
Phone: (02) 4937 9300 Fax: (02) 4934 2252

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

PURSUANT to section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder, is appointed as administrator for the term also specified, 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
Robert John BUGGY.	Tuggerah Lake (R1003002) Reserve Trust.	Reserve No.: 1003002. Public Purpose: Public recreation and coastal environmental protection. Notified: 22 June 2001. File No.: MD01 R 8/5.

For a term commencing the date of this notice and expiring 5 November 2007.

NOWRA OFFICE**5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 9100 Fax: (02) 4421 2172****NOTIFICATION OF CLOSING OF PUBLIC ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder specified is closed and the land comprised therein 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

*Parish – Kiama; County – Camden;
Land District – Kiama; L.G.A. – Kiama*

Lot 2, DP 1114347 at Jamberoo.

File No.: NA06 H 39.

Note: On closing, the land will remain vested in the State of New South Wales as Crown Land.

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, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Louise TUCKER (new member), Christopher BOREHAM (new member), Carolyne WHAN (new member), Andrew WALKER (new member), Kirsten VINE (new member), Cassandra May BREED (re-appointment).	Ulladulla Native Flora and Fauna Reserve Trust.	Reserve No.: 83283. Public Purpose: Public recreation, promotion of the study and the preservation of native flora and fauna. Notified: 21 July 1961. File No.: NA80 R 453.

Term of Office

For a term commencing 23 August 2007 and expiring 22 August 2012.

ORANGE OFFICE**92 Kite Street (PO Box 2146), Orange NSW 2800****Phone: (02) 6391 4300 Fax: (02) 6362 3896****REVOCATION OF RESERVATION OF CROWN LAND**

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

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

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
Land District: Bathurst. Local Government Area: Oberon Council. Locality: Mount Lawson. Reserve No.: 70232. Public Purpose: Soil conservation. Notified: 29 August 1941. File No.: OE04 H 491.	The whole being Lot 122, DP No. 753047, Parish Mount Lawson, County Georgiana; Lot 135, DP No. 753047, Parish Mount Lawson, County Georgiana; Lot 104, DP No. 753047, Parish Mount Lawson, County Georgiana, of an area of 129.02 hectares.

SCHEDULE 2

<i>Column 1</i>	<i>Column 2</i>
Land District: Condobolin. Local Government Area: Lachlan Shire Council. Locality: Tinda. Reserve No.: 87339. Public Purpose: Generally. Notified: 22 August 1969. File No.: OE06 H 346.	The whole being Lot 45, DP No. 752119, Parish Tinda, County Cunningham; Lot 47, DP No. 752119, Parish Tinda, County Cunningham, of an area of 939.7 hectares.

SCHEDULE 3

<i>Column 1</i>	<i>Column 2</i>
Land District: Bathurst. Local Government Area: Oberon Council. Locality: Mount Lawson. Reserve No.: 95268. Public Purpose: Future public requirements. Notified: 19 June 1981. File No.: OE04 H 491.	The whole being Lot 122, DP No. 753047, Parish Mount Lawson, County Georgiana; Lot 135, DP No. 753047, Parish Mount Lawson, County Georgiana; Lot 104, DP No. 753047, Parish Mount Lawson, County Georgiana, of an area of 129.1 hectares.

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

DECLARATION OF LAND TO BE CROWN LAND

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

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

SCHEDULE

Description

*Land District – Metropolitan; Council – Hunters Hill;
 Parish – Hunters Hill; County – Cumberland*

6962 square metres being Lot 1, DP 823988, held in the name of the Health Administration Corporation.

File No.: MN95 R 2.

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Metropolitan. L.G.A.: Hunters Hill. Parish: Hunters Hill. County: Cumberland. Lot 1, DP 823988. Area: 6962 square metres. Torrens Title Identifier: 1/823988. File No.: MN95 R 2.	Crown Land reserved for the public purpose of public recreation by notification in the <i>New South Wales Government Gazette</i> of 7 June 1996 as Reserve No. 100263.

ERRATUM

IN the notification appearing in the *New South Wales Government Gazette* of 21 September 2007, Folio 7235, under the heading "ASSIGNMENT OF NAME TO A RESERVE TRUST" Column 2 of the Schedule "Public Purpose:" should read "Community Purposes and Preservation of Historic Sites and Buildings".

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

NOTIFICATION OF CLOSING OF ROAD

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. – Campbelltown

Lots 1 and 2, DP 1115952, at Raby, Parish Minto, County Cumberland.

File No.: MN05 H 80.

Notes (1) On closing, title for the land in Lots 1 and 2 remain vested in Campbelltown City Council as operational Land.

(2) The road is closed subject to the easement for underground cables 1 wide and easement to drain water 3 wide as shown in DP 1115952.

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

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

IN pursuant of the provisions of section 151 of the Act, the Crown roads specified in Schedule 1 are transferred to the roads authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date the roads specified in Schedule 1 ceases to be Crown roads.

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

SCHEDULE 1

Parish – Cureeki; County – Gloucester;
Land District – Taree;
Local Government Area – Great Lakes Council

Crown Public Roads in the Village of Coolongolook being:

Unnamed Street between Bengal Street to eastern boundary of Orange Street;
 Midge Street between Bengal Street and Coolongolook River;
 Mimi Street between Midge Street and southern boundary Lot 23, DP 753160;
 Nelson Street between Mimi Street and Myall Street;
 Unnamed lane south Lot 3, section 6, DP 758278;
 Myall Street west of Lot 1, section 24, DP 758278;

Myall Street between Midge Street and prolong southern boundary of Lot 5, section 7, DP 758278;
 Orange Street between Midge Street and Nelson Street;
 Lane within section 8 between Midge Street and Nelson Street;
 Alma Street between Midge Street and Nelson Street;
 Nelson Street between Bengal Street and Lombard Street;
 Lombard Lane within sections 2, 10, 13 and 23, DP 758278;
 Unnamed lane on western and northern boundary Lot 12, section 23, DP 758278;
 Unnamed lane on northern boundary Lots 7, 8 and 9, section 23, DP 758278;
 Alma Street between King Street and Midge Street;
 Bengal Lane south King Street on eastern boundary, section 22, DP 758278;
 Unnamed roads within section 15, DP 758278;
 Park Street between Lombard Street and prolong western boundary Lot 1, DP 773208 and
 Unnamed road north Lot 22, DP 883457 between Pacific Highway and Lot 40, DP 883457.

SCHEDULE 2

Roads Authority: Great Lakes Council.
 File No.: TE03 H 191.

WAGGA WAGGA OFFICE**Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga NSW 2650****Phone: (02) 6937 2700 Fax: (02) 6921 1851****NOTIFICATION OF CLOSING OF A ROAD**

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

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

Description

*Parish – Welumba; County – Selwyn;
Land District – Tumbarumba; Shire – Tumbarumba*

Road Closed: Lots 3 and 4 in DP 1115400 at Greg Greg.

File No.: WA05 H 180.

Note: On closing, the land within Lots 3 and 4 in DP 1115400 remains vested in the State of New South Wales as Crown Land.

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

*Parish – Kindra; County – Bourke;
Land District – Wagga Wagga; Shire – Coolamon*

Road Closed: Lot 1 in DP 1115859 at Coolamon.

File No.: WA06 H 317.

Note: On closing, the land within Lot 1 in DP 1115859 remains vested in the State of New South Wales as Crown Land.

ADDITION TO RESERVED CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Wagga Wagga.	Reserve No.: 1003288.
Local Government Area: Coolamon Shire Council.	Public Purpose: Public recreation.
Locality: Coolamon.	Notified: 10 May 2002.
Lot 1, DP No. 1115859, Parish Kindra, County Bourke.	Lot 315, DP No. 725031, Parish Kindra, County Bourke;
Area: 7286 square metres.	Lot 320, DP No. 1034246, Parish Kindra, County Bourke;
File No.: WA02 R 2/1.	Lot 321, DP No. 1034246, Parish Kindra, County Bourke;
	Lot 44, DP No. 750846, Parish Kindra, County Bourke.
	New Area: 42.58 hectares.

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

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

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

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

Description

*Administrative District – Willyama; Shire – Menindee;
Parish – Perry; County – Menindee*

The purpose/conditions of Western Lands Lease 13900, being the land contained within Folio Identifier 88/720993 has been altered from “Erection of Dwelling, Grazing and Garden” to “Residence” effective from 26 September 2007.

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

The lease conditions have been altered by the inclusion of the special conditions following.

**SPECIAL CONDITIONS AND RESERVATIONS
ATTACHED TO WESTERN LANDS LEASE 13900**

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Lands as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
(b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) “GST” means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.
“GST law” includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
(b) Notwithstanding any other provision of this Agreement:
 - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
 - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause “taxes”), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee’s own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.

- (11) The land leased shall be used only for the purpose of "Residence".
- (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall comply with the provisions of the Water Management Act 2000 and any regulations made in pursuance of that Act.
- (17) The lessee shall, within 12 months from the date of commencement of the lease or such further period as the Minister may allow, erect a dwelling on the land in accordance with plans and specifications approved by the Council of the local government area.
- (18) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local Government area.
- (19) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (20) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (21) Where the Crown has paid a contribution under section 217-219 of the Roads Act 1993 in respect of the land leased, the lessee shall pay to the Crown the amount of that contribution within 3 months of being called upon to do so.
- (22) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (23) If the lessee is an Australian registered company than the following conditions shall apply:
 - I The Lessee will advise the Commissioner of the name, address and telephone number of the Lessee's company secretary, that person being a person nominated as a representative of the company in respect of any dealings to be had with the company. The Lessee agrees to advise the Commissioner of any changes in these details.
 - II Any change in the shareholding of the Lessee's company which alters its effective control of the lease from that previously known to the Commissioner shall be deemed an assignment by the Lessee.
 - III Where any notice or other communication is required to be served or given or which may be convenient to be served or given under or in connection with this lease it shall be sufficiently executed if it is signed by the company secretary.
 - IV A copy of the company's annual financial balance sheet or other financial statement which gives a true and fair view of the company's state of affairs as at the end of each financial year is to be submitted to the Commissioner upon request.

Department of Planning

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.

FRANK SARTOR, M.P.,
Minister for Planning

Sydney, 6th September 2007.

SCHEDULE

Development for employment/industrial purposes at Lot 11 DP 229784, Mamre Road, Erskine Park in the Penrith Local Government Area (the 'Project').



New South Wales

Dungog Local Environmental Plan 2006 (Amendment No 2)

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*. (NEW0005213/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Dungog Local Environmental Plan 2006 (Amendment No 2)

Dungog Local Environmental Plan 2006 (Amendment No 2)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Dungog Local Environmental Plan 2006 (Amendment No 2)*.

2 Aims of plan

This plan aims to rezone the land to which this plan applies from the Transition 9 (a) Zone to partly the Rural Lifestyle 1 (1) Zone and partly the Environment 7 (a) Zone under *Dungog Local Environmental Plan 2006*.

3 Land to which plan applies

This plan applies to land in the local government area of Dungog, being Lot 1, DP 120166, Limeburners Creek Road, Clarence Town, as shown distinctively coloured and edged heavy black on the map marked "Dungog Local Environmental Plan 2006 (Amendment No 2)" deposited in the office of Dungog Shire Council.

4 Amendment of Dungog Local Environmental Plan 2006

Dungog Local Environmental Plan 2006 is amended by inserting in appropriate order in the definition of *the map* in the Dictionary the following words:

Dungog Local Environmental Plan 2006 (Amendment No 2)



New South Wales

North Sydney Local Environmental Plan 2001 (Amendment No 30)

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*. (9041326/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 North Sydney Local Environmental Plan 2001 (Amendment No 30)

North Sydney Local Environmental Plan 2001 (Amendment No 30)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *North Sydney Local Environmental Plan 2001 (Amendment No 30)*.

2 Aims of plan

This plan aims to correct a wrong cross-reference in clause 22 (Duplexes and dwelling-houses) of *North Sydney Local Environmental Plan 2001*.

3 Land to which plan applies

This plan applies to all land to which *North Sydney Local Environmental plan 2001* applies.

4 Amendment of North Sydney Local Environmental Plan 2001

North Sydney Local Environmental Plan 2001 is amended by omitting from clause 22 (6) the matter “(4) (a)” and by inserting instead the matter “(4) (c) (i)”.

Department of Primary Industries

APPOINTMENT OF A MEMBER OF THE AGRICULTURE MINISTERIAL ADVISORY COUNCIL

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, appoint John BAKER as a member of the Agriculture Ministerial Advisory Council, from date of appointment until 30 October 2008.

Dated this 18th day of September 2007.

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

COAL MINE HEALTH AND SAFETY ACT 2002

Appointment pursuant to Section 145 (1)

I, ALAN COUTTS, Deputy Director-General, Mineral Resources of the NSW Department of Primary Industries, pursuant to section 145 (1)(b) of the Coal Mine Health and Safety Act 2002 (the Act), and pursuant to the power delegated to me by the Director General on 28 December 2006, appoint Graham William JOHNSTON as an inspector under the Act when acting in the position of Inspector of Mechanical Engineering.

Dated this 3rd day of October 2007.

ALAN COUTTS,
Deputy Director-General,
Mineral Resources,
NSW Department of Primary Industries

COAL MINE HEALTH AND SAFETY ACT 2002

Appointment pursuant to Section 145 (1)

I, ALAN COUTTS, Deputy Director-General, Mineral Resources of the NSW Department of Primary Industries, pursuant to section 145 (1)(b) of the Coal Mine Health and Safety Act 2002 (the Act), and pursuant to the power delegated to me by the Director General on 28 December 2006, appoint Matthew Lees WILLOUGHBY as an inspector under the Act when acting in the position of Inspector of Mechanical Engineering.

Dated this 3rd day of October 2007.

ALAN COUTTS,
Deputy Director-General,
Mineral Resources,
NSW Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

Section 221ZA Notification – Establishment of the
Fisheries Scientific Committee

Appointment and Reappointment of Members to the
Fisheries Scientific Committee

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 221ZC of the Fisheries Management Act 1994, hereby appoint Dr Jane WILLIAMSON, Dr Steven KENNELLY and reappoint the persons named in Schedule 1 hereunder, to the Fisheries Scientific Committee.

SCHEDULE 1

Dr Philip GIBBS

Dr Tony MISKIEWICZ

Dr Alan MILLAR

Associate Professor Ron WEST

The term of office is from the date of this appointment for a period of three (3) years.

In addition, pursuant to Schedule 6A(6) of the Fisheries Management Act 1994, I appoint Associate Professor Ron WEST as Chairperson of the Fisheries Scientific Committee, and reappoint Dr Allan MILLAR as Deputy Chairperson of the Fisheries Scientific Committee.

The term of office is from the date of this appointment for a period of three (3) years.

Dated this 4th day of September 2007.

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

FISHERIES MANAGEMENT ACT 1994 FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2007

Clause 37 (3) – Notice of Granting of Class 1 Aquaculture
Lease

THE Minister has granted the following Class 1 Aquaculture Lease:

OL59/143 within the estuary of Port Stephens, having an area of 1.8433 hectares to Stuart LYALL of North Arm Cove, NSW, for a term of 15 years expiring on 15 August 2022.

OL70/372 within the estuary of the Hastings River, having an area of 0.3220 hectares to Glen DODDS of Port Macquarie, NSW, for a term of 15 years expiring on 13 June 2022.

AL06/017 within the estuary of the Wonboyn River, having an area of 0.2909 hectares to Peter FLETCHER of Nullica, NSW, for a term of 15 years expiring on 3 September 2022.

OL59/147 within the estuary of the Hastings River, having an area of 0.2009 hectares to Aubrey Charles DICK of Long Flat, NSW, for a term of 15 years expiring on 13 June 2022.

OL70/181 within the estuary of the Hastings River, having an area of 0.923 hectares to Aubrey Charles DICK of Long Flat, NSW, for a term of 15 years expiring on 13 June 2022.

OL70/228 within the estuary of the Hastings River, having an area of 0.7 hectares to Aubrey Charles DICK of Long Flat, NSW, for a term of 15 years expiring on 13 June 2022.

OL73/297 within the estuary of the Hastings River, having an area of 0.7981 hectares to Aubrey Charles DICK of Long Flat, NSW, for a term of 15 years expiring on 13 June 2022.

OL61/136 within the estuary of the Manning River, having an area of 0.3973 hectares to CLIFT OYSTERS PTY LTD of Tuncurry, NSW, for a term of 15 years expiring on 15 August 2022.

OL59/144 within the estuary of the Hawkesbury River, having an area of 1.3785 hectares to Peter O'SULLIVAN of Mooney Mooney, NSW, for a term of 15 years expiring on 15 August 2022.

AL03/025 within the estuary of the Clyde River, having an area of 0.9131 hectares to Rick CHRISTENSEN of Nelligen, NSW, for a term of 15 years expiring on 25 July 2022.

OL59/177 within the estuary of the Hastings River, having an area of 0.2546 hectares to Lynne and Joyce HALL of Port Macquarie, NSW, for a term of 15 years expiring on 13 June 2022.

Clause 39 (4) – Notice of Aquaculture Lease Renewal

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL76/176 within the estuary of the Woolli Woolli River, having an area 0.2331 hectares to Brian and Margaret SHANAHAN of Woolli, NSW, for a term of 15 years expiring on 3 June 2022.

OL90/018 within the estuary of the Clyde River, having an area 0.7062 hectares to Constantinos and Vlasia YIANNAROS of Batemans Bay, NSW, for a term of 15 years expiring on 31 August 2022.

OL63/001 within the estuary of Wallis Lake, having an area 0.3134 hectares to Maureen CAIN of Tuncurry, NSW, for a term of 15 years expiring on 21 December 2022.

OL63/052 within the estuary of Wallis Lake, having an area 0.2863 hectares to Laurence COOMBES of Foster, NSW, for a term of 15 years expiring on 23 April 2023.

OL77/067 within the estuary of Wallis Lake, having an area 0.3493 hectares to Laurence COOMBES of Foster, NSW, for a term of 15 years expiring on 23 October 2022.

OL62/059 within the estuary of Wapengo Lake having an area 0.7470 hectares to WAPENGO ROCK OYSTERS PTY LTD of Raymond Terrace, NSW, for a term of 15 years expiring on 25 March 2022.

AL03/001 within the estuary of the Crookhaven River, having an area 1.5867 hectares to Barry and Brian ALLEN of Greenwell Point, NSW, for a term of 15 years expiring on 18 December 2022.

OL98/016 within the estuary of the Brisbane Water, having an area 0.4474 hectares to BROKEN BAY PEARLS PTY LTD of Tuncurry, NSW, for a term of 15 years expiring on 26 January 2022.

OL78/034 within the estuary of the Hastings River, having an area 1.5834 hectares to Kevin MARKS, PORT OYSTER COMPANY PTY LTD and Mark SHEAVES of Port Macquarie, NSW, for a term of 15 years expiring on 13 June 2022.

OL76/196 within the estuary of Wallis Lake, having an area 0.9398 hectares to Bertram KENNEY of Tuncurry, NSW, for a term of 15 years expiring on 7 November 2021.

OL68/026 within the estuary of Brisbane Water, having an area 1.9293 hectares to Winston RILEY of Booker Bay, NSW, for a term of 15 years expiring on 12 May 2022.

OL77/145 within the estuary of the Macleay River, having an area 1.0322 hectares to Glen BAKER of Kempsey, NSW, for a term of 15 years expiring on 25 April 2023.

BILL TALBOT,
Director,
Fisheries Conservation and Aquaculture Branch,
Agriculture, Fisheries and Regional Relations Division,
NSW Department of Primary Industries

MINERAL RESOURCES

NOTICE is given that the following application has been received:

EXPLORATION LICENCE APPLICATION

(T07-0463)

No. 3322, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 21 units, for Group 1, dated 21 September 2007. (Cobar Mining Division).

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

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(06-7065)

No. 2934, MUDGEE STONE CO PTY LIMITED (ACN 100 974 365), County of Nandewar, Map Sheet (8936). Withdrawal took effect on 24 September 2007.

(07-258)

No. 3155, David Charles PRENDERGAST, County of Yanda, Map Sheet (8035). Withdrawal took effect on 27 September 2007.

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

NOTICE is given that the following application for renewal has been received:

(05-211)

Exploration Licence No. 6479, ROCKWELL RESOURCES PTY LIMITED (ACN 107 798 998), area of 72 units. Application for renewal received 27 September 2007.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(07-1228)

Exploration Licence No. 4232, AUSMINDEX PTY LIMITED (ACN 003 287 634) and ALLEGIANCE MINING OPERATIONS PTY LTD (ACN 066 454 457), County of Mouramba, Map Sheet (8133), area of 5 units, for a further term until 16 March 2009. Renewal effective on and from 6 September 2007.

(07-1229)

Exploration Licence No. 4458, AUSMINDEX PTY LIMITED (ACN 003 287 634) and ALLEGIANCE MINING OPERATIONS PTY LTD (ACN 066 454 457), County of Mouramba, Map Sheet (8133), area of 4 units, for a further term until 16 March 2009. Renewal effective on and from 6 September 2007.

(T02-0448)

Exploration Licence No. 6064, TRIAKO RESOURCES LIMITED (ACN 008 498 119), County of Kennedy, Map Sheet (8333), area of 10 units, for a further term until 20 March 2009. Renewal effective on and from 6 September 2007.

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:

(06-4134)

Exploration Licence No. 6752, David Charles PRENDERGAST, County of Kennedy, Map Sheet (8332), area of 4 units. Cancellation took effect on 1 October 2007.

(06-7083)

Exploration Licence No. 6758, Vincent James BYRNES, County of Arrawatta, Map Sheet (9138), area of 1 unit. Cancellation took effect on 28 September 2007.

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

TRANSFERS

(07-2869)

Consolidated Coal Lease No. 704 (Act 1973), formerly held by CENTENNIAL ANGUS PLACE PTY LIMITED (ACN 101 508 945) has been transferred to CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) and SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402). The transfer was registered on 25 September 2007.

(07-2869)

Consolidated Coal Lease No. 756 (Act 1973), formerly held by CENTENNIAL ANGUS PLACE PTY LIMITED (ACN 101 508 945) has been transferred to CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) and SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402). The transfer was registered on 25 September 2007.

(07-2869)

Exploration Licence No. 6293, formerly held by CENTENNIAL ANGUS PLACE PTY LIMITED (ACN 101 508 945) has been transferred to CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) and SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402). The transfer was registered on 25 September 2007.

(07-2869)

Exploration Licence No. 6294, formerly held by CENTENNIAL ANGUS PLACE PTY LIMITED (ACN 101 508 945) has been transferred to CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) and SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402). The transfer was registered on 25 September 2007.

(07-80)

Exploration Licence No. 6831, formerly held by ELEPHANT MINES PTY LIMITED (ACN 097 799 025) has been transferred to SULTAN CORPORATION LIMITED (ACN 061 219 985). The transfer was registered on 28 September 2007.

(07-2869)

Mining Lease No. 1424 (Act 1992), formerly held by CENTENNIAL ANGUS PLACE PTY LIMITED (ACN 101 508 945) has been transferred to CENTENNIAL SPRINGVALE PTY LIMITED (ACN 052 096 812) and SPRINGVALE SK KORES PTY LIMITED (ACN 051 015 402). The transfer was registered on 25 September 2007.

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

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

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

ORANGE 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.

ACTING GENERAL MANAGER,
Orange City Council
(by delegation from the Minister for Roads)
27 September 2007

SCHEDULE

1. Citation

This Notice may be cited as Orange City Council 25 Metre B-Double Notice No. 03/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until 30 October 2007 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	MR245.	Forest Road, Orange.	Cadia Road Intersection.	Orchard Road Intersection.	Detour for roadworks until 30 October 2007.
25.	000.	Orchard Road, Orange.	Forest Road Intersection.	Cadia Road Intersection.	Detour for roadworks until 30 October 2007.

ROAD TRANSPORT (GENERAL) ACT 2005

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

WELLINGTON 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 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

GENERAL MANAGER,
Wellington Council
(by delegation from the Minister for Roads)
20 September 2007

SCHEDULE**1. Citation**

This Notice may be cited as Wellington Council 25 Metre Harvest B-Double Route Notice No. 01/2007.

2. Commencement

This Notice takes effect on 1 October 2007.

3. Effect

This Notice remains in force until 28 February 2008 unless it is amended or repealed earlier.

4. Application

This Notice applies to those B-Doubles 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	000.	Blatherys Creek Road, Wellington Shire.	Mitchell Highway.	"Ingleburn".	80kph speed limit.
25.	000.	Campbells Lane, Wellington Shire.	Cobborah Road (MR353).	Goolma Road (MR233).	80kph speed limit.
25.	000.	Combo Road, Wellington Shire.	Mitchell Highway (SH7).	Cobborah Road (MR353).	80kph speed limit.
25.	000.	Comobella Road, Wellington Shire.	Ballimore Road.	Cobborah Road (MR353).	
25.	000.	Forestvale Road, Wellington Shire.	Cobborah Road (MR353).	"Lynwood".	
25.	000.	Gillinghall Road, Wellington Shire.	Spicers Creek Road.	"Gold Hill".	80kph speed limit.
25.	000.	Maryvale Road, Wellington Shire.	Mitchell Highway (SH7).	Cobborah Road (MR353).	80kph speed limit.
25.	000.	Oakey Creek Road, Wellington Shire.	Goolma Road (MR233).	"Westwood".	80kph speed limit.
25.	000.	Runcimans Lane, Wellington Shire.	Forestvale Road.	Gillinghall Road.	80kph speed limit.
25.	000.	Spicers Creek Road, Wellington Shire.	Goolma Road (MR233).	"Gillinghall".	80kph speed limit.
25.	000.	Binginbar Road, Wellington Shire.	Gollan Road (MR 7512).	"Binginbar".	80kph speed limit.
25.	7512.	Gollan Road (MR 7512), Wellington Shire.	Cobborah Road (MR353).	Binginbar Road.	80kph speed limit.

ROAD TRANSPORT (GENERAL) ACT 2005

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

WELLINGTON 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 25 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

GENERAL MANAGER,
Wellington Council
(by delegation from the Minister for Roads)
20 September 2007

SCHEDULE
1. Citation

This Notice may be cited as Wellington Council 25 Metre B-Double Route Notice No. 02/2007.

2. Commencement

This Notice takes effect on 1 October 2007.

3. Effect

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

4. Application

This Notice applies to those B-Doubles 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	000.	Twelve Mile Road, Wellington Shire.	Brookfield Road.	Gunnegalderie Road.	80kph speed limit applies. No access during School Bus times.
25.	000.	Twelve Mile Road, Wellington Shire.	Gunnegalderie Road.	“Brooklyn” property.	80kph speed limit applies. No access during School Bus times. Route closed in wet weather.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

ANNABELL MILLER,
General Manager,
Harden Shire Council
(by delegation from the Minister for Roads)
19 July 2006

SCHEDULE**1. Citation**

This Notice may be cited as Harden Shire Council 25 Metre B-Double and 4.6m High Vehicle Route Notice No. 01/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

This Notice remains in force until it is amended or repealed.

4. Application

This Notice applies to those B-Double vehicles and 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	SR67.	Linden Road, Cunningar.	MR84.	Ch 2.10km.	Road over Rail bridge NOT to be crossed.
25.	SR232.	East Street, Harden.	Bobbara Street.	Rutland Road.	Empty Only.
25.	SR177.	Rutland Road, Harden.	East Street.	Doolan Road.	Empty Only.
25.	SR178.	Doolan Road, Harden.	Rutland Road.	End.	Empty Only.
4.6m.	SR2.	Back Creek Road.	Kingsvale Road.	Boundary Road.	Nil.
4.6m.	SR3.	Moppity Road.	MR 380.	Young Shire.	Nil.
4.6m.	SR8.	Barwang Road.	Saleyards Road.	Moppity Road.	Nil.
4.6m.	SR12.	Back Demondrille Road.	Vernon Street.	MR 379.	Nil.
4.6m.	SR17.	Kingsvale Road.	MR 379.	Kingsvale Village.	Nil.
4.6m.	SR35.	Substation Road.	MR 84.	First Ramp.	Nil.
4.6m.	SR55.	Cusack Road.	Moppity Road.	MR 380.	Nil.
4.6m.	SR56.	Colenso Road.	MR 380.	“Colenso”.	Nil.
4.6m.	SR57.	Fairview Road.	MR 380.	Kalangan Road.	Nil.
4.6m.	SR58.	Galong Road.	MR 84.	Boorowa Shire.	Nil.
4.6m.	SR59.	Goorama Road.	MR 380.	Galong Road.	Nil.
4.6m.	SR62.	Eubindal Road.	Galong Road.	Yass Shire.	Nil.
4.6m.	SR63.	Bobbara Road.	McMahons Street.	Yass Shire.	Nil.
4.6m.	SR64.	Woodstock Road.	Bobbara Road.	“Woodstock”.	Nil.
4.6m.	SR70.	Wynwood Road.	MR 84.	Bouyeo Road.	Nil.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
4.6m.	SR167.	Kalangan Road.	Galong Road.	MR 380.	Nil.
4.6m.	SR174.	Ayrlie Road.	Cullinga Mines Road.	Nimby Road.	Nil.
4.6m.	SR225.	Audley Road.	Hume Highway.	Hume Highway.	Nil.
4.6m.	SR226.	Riverside Drive.	Hume Highway.	Hume Highway.	Nil.
4.6m.	MR379.	Harden-Wombat Road.	MR 84.	MR 78.	Nil.
4.6m.	MR380.	Cunningar Road.	MR 84.	Boorowa/Harden Shire Boundary.	Nil.
4.6m.	S14.	Jellambi Road.	Barwang Road.	MR 380.	Nil.
4.6m.	S15.	Lynwood Road.	Barwang Road.	MR 380.	Nil.
4.6m.	S16.	Holman Road.	Back Demondrille.	Currawong Road.	Nil.
4.6m.	S18.	Boundary Road.	Bibaringa Road.	Back Wombat Road.	Nil.
4.6m.	S19.	Back Wombat Road.	Manning Street.	Boundary Road.	Nil.
4.6m.	S23.	Race Creek Road.	Back Wombat Road.	MR 78.	Nil.
4.6m.	S27.	Bibaringa Road.	Mr 78.	Young Boundary.	Nil.
4.6m.	S28.	Chinamans Creek Road.	Mr 379.	Nubba Road.	Nil.
4.6m.	S30.	Merton Road.	Currawong Road.	Holman Road.	Nil.
4.6m.	S31.	Colarado Road.	MR 84.	Cootamundra BDY.	Nil.
4.6m.	S36.	Brennans Lane.	MR 379.	Wombat Creek Road.	Nil.
4.6m.	S37.	Nubba Road.	MR 84.	MR 379.	Nil.
4.6m.	S38.	Corringle Road.	Nubba Road.	“Corringle”.	Nil.
4.6m.	S40.	Newington Road.	MR 84.	Lynwood Ramp.	Nil.
4.6m.	S41.	Back Nubba Road.	Nubba Road.	Cootamundra BDY.	Nil.
4.6m.	S42.	Glenroy Lane.	MR 84.	Back Nubba Road.	Nil.
4.6m.	S44.	Woodlands Road.	Gladstone Road.	Kingsvale Road.	Nil.
4.6m.	S45.	Wombat Creek Road.	Mr 379.	Woodlands Road.	Nil.
4.6m.	S47.	Gladstone Road.	MR 379.	Back Creek Road.	Nil.
4.6m.	S48.	Chippendale Road.	Wombat Creek Road.	Chippendale.	Nil.
4.6m.	S52.	Bonnie Doon Road.	Kingsvale Road.	Bonny Doon Gate.	Nil.
4.6m.	S53.	Prunevale Road.	Kingsvale Road.	End.	Nil.
4.6m.	S60.	Killarney Road.	Galong Road.	Killarney Gate.	Nil.
4.6m.	S67.	Linden Road.	MR 84.	McMahons Street.	Nil.
4.6m.	S71.	Kanoona Road.	Bouyeo Road.	Kanoona Road.	Nil.
4.6m.	S90.	Berramangra Road.	McMahons Reef Road.	Hume Highway.	Nil.
4.6m.	S91.	Moola Road.	McMahons Reef Road.	End.	Nil.
4.6m.	S92.	Allman Street.	MR 84.	Allan Street.	Nil.
4.6m.	S95.	Westbourne Road.	Berremangra Road.	Hume Highway.	Nil.
4.6m.	S101.	Westend Lane.	Hume Highway.	Westend.	Nil.
4.6m.	S10S.	Garratt Road.	McMahons Reef Road.	Garratt Ramp.	Nil.
4.6m.	S103.	Alan Street.	MR 84.	Allman Street.	Nil.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
4.6m.	S104.	Gloaming Road.	Barwang Road.	Jellambi Road.	Nil.
4.6m.	S105.	Bundarbo Road.	Riverside Drive.	Gundagai Boundary.	Nil.
4.6m.	S107.	Belmont Road.	Hume Highway.	Gundagai Boundary.	Nil.
4.6m.	S109.	Hilltop Road.	MR 381.	Back Jugiong Road.	Nil.
4.6m.	S111.	Kiaora Road.	Illawong Road.	Kiaora Gate.	Nil.
4.6m.	S112.	Rosehill Road.	MR 381.	Cootamundra BDY.	Nil.
4.6m.	S113.	Futter Park Road.	MR 381.	Beggan Beggan Road.	Nil.
4.6m.	S114.	Oaklands Road.	MR 381.	Oaklands.	Nil.
4.6m.	S115.	Cullinga Mines Road.	MR 381.	Cootamundra BDY.	Nil.
4.6m.	S117.	Timberley Road.	McMahons Reef Road.	Timberley Road.	Nil.
4.6m.	S118.	Beggan Beggan Road.	Cullinga Mines Road.	Cootamundra BDY.	Nil.
4.6m.	S119.	Eulie Road.	MR 381.	Cunningham Creek.	Nil.
4.6m.	S120.	Bonoak Road.	Eulie Road.	End.	Nil.
4.6m.	S121.	Glen Ayr Road.	MR 381.	Falkirk.	Nil.
4.6m.	S123.	Nimby Road.	MR 381.	Cootamundra BDY.	Nil.
4.6m.	S125.	Araluen Road.	MR 84.	To Gateway.	Nil.
4.6m.	S128.	Saleyards Road.	Barwang Road.	End.	Nil.
4.6m.	S129.	Lulworth Road.	Barwang Road.	End.	Nil.
4.6m.	S130.	Erin Road.	Barwang Road.	Jellambi Road.	Nil.
4.6m.	S133.	Ellerslie Road.	MR 78.	End.	Nil.
4.6m.	S134.	Spring Creek Road.	Colorado Road.	Spring Creek.	Nil.
4.6m.	S135.	Aurville Road.	North Street.	Cattle Yards Road.	Nil.
4.6m.	S137.	Bethune Road.	McMahons Reef Road.	“Bethune”.	Nil.
4.6m.	S138.	Fernbank Road.	Ventnor Road.	Pine Road.	Nil.
4.6m.	S142.	Eblana Road.	McMahons Reef.	“Glenore”.	Nil.
4.6m.	S144.	Blind Creek Road.	Barwang Road.	End.	Nil.
4.6m.	S145.	Bingara Road.	Barwang Road.	Saleyards Road.	Nil.
4.6m.	S147.	Barjai Road.	Saleyards Road.	Barwang Road.	Nil.
4.6m.	S149.	Yammara Road.	Barwang Road.	Saleyards Road.	Nil.
4.6m.	S150.	Noongal Road.	Barwang Road.	Yammara Road.	Nil.
4.6m.	S151.	Blanya Road.	Barwang Road.	End.	Nil.
4.6m.	S165.	Benmore Road.	Blind Creek Road.	Benmore Road.	Nil.
4.6m.	S168.	Windora Road.	MR 381.	Windora.	Nil.
4.6m.	S170.	Woburn Road.	Bouyeo Road.	Woburn.	Nil.
4.6m.	S176.	Simmonds Road.	East Street.	End.	Nil.
4.6m.	S177.	Rutlands Road.	East Street.	End.	Nil.
4.6m.	S232.	East Street.	Albury Street.	End.	Nil.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

G. A. J. TICKNER,
General Manager,
Gundagai Shire Council
(by delegation from the Minister for Roads)
24 September 2007

SCHEDULE**1. Citation**

This Notice may be cited as Gundagai Shire Council 25 Metre B-Double Route Notice No. 01/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those B-Doubles Road 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

<i>Road No</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
000.	Old Hume Highway.	Hume Highway at Tumblong.	Northern side of Hillas Creek Bridge.	No access over Hillas Creek Bridge.
000.	Old Hume Highway.	Southern side of Hillas Creek Bridge.	Detroit Road.	No access across Hillas Creek Bridge.
000.	Detroit Road.	Old Hume Highway.	Hume Highway.	

ROAD TRANSPORT (GENERAL) ACT 2005

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

GILGANDRA 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 Road Trains may be used subject to any requirements or conditions set out in the Schedule.

P. A. MANN,
General Manager,
Gilgandra Shire Council
(by delegation from the Minister for Roads)
2 October 2007

SCHEDULE**1. Citation**

This Notice may be cited as the Gilgandra Shire Council Road Train Notice No. 1/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those Road Train 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Conditions</i>
RT.	000.	Gilgandra Shire Council area.	<p>All local roads west of the Newell Highway (H 17).</p> <p>Travel is not permitted during the following hours on school days: 7:45 am to 9:00am and 3:30 pm to 4:45 pm.</p> <p>There is no Road Train access from local roads to the Newell Highway (H17) north of Gilgandra.</p> <p>There is a 10 tonne load limit on the bridge over the Wambelong Creek on Box Ridge road west of Gummin Gummin.</p> <p>There is a 30 tonne, 15kmph load limit on the bridge over the Terrabile Creek at Curban on National Park road.</p> <p>Speed on gravel roads is not to exceed 60 kmph.</p> <p>Routes will operate from 15 October 2007 to 31 December 2007.</p>

ROAD TRANSPORT (GENERAL) ACT 2005

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

GILGANDRA 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 25 metre B Doubles may be used subject to any requirements or conditions set out in the Schedule.

P. A. MANN,
General Manager,
Gilgandra Shire Council
(by delegation from the Minister for Roads)
2 October 2007

SCHEDULE**1. Citation**

This Notice may be cited as the Gilgandra Shire Council B Double Notice No. 1/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those B-Doubles 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	000.	Gilgandra Shire Council area.	N/A.	N/A.	All local roads within Gilgandra Shire Council area to the east of the Newell Highway (H 17). Travel is not permitted during the following hours on school days: 7:45am to 9:00am; 3:30pm to 4:45pm. Speed on gravel roads must not exceed 60 kmph. Routes will operate from 15 October 2007 to 31 December 2007.

ROADS TRANSPORT (GENERAL) ACT 2005

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

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

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

SCHEDULE**1. Citation**

This Notice may be cited as the Parkes Shire Council Road Train Notice No. 1/2007.

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

4.1 This Notice applies to Road Trains that comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 to the Road Transport (Vehicle Registration) Regulation 1998.

5. Routes

Road Train routes within the Parkes Shire Council.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting point</i>	<i>Finishing point</i>
RT.	000	Westlime Road, Parkes.	MR61W (Condobolin Road).	Brolgan Road.
RT.	000	Brolgan Road, Parkes.	Westlime Road.	SCT Depot.
RT.	000	Hartigan Avenue, Parkes.	Westlime Road.	FCL Access Road.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads 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 4.6m High Vehicles 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 4.6m High Vehicle Notice No. 4/2007.

2. Commencement

This Notice takes effect from the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those 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

<i>Type</i>	<i>Road No</i>	<i>Road</i>	<i>Starting point</i>	<i>Finishing point</i>
4.6.	286.	Koskiuzsko Road.	Junction HW4 Snowy Mountains Highway, Cooma.	MR7626 The Barry Way.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads 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 25 Metre B-Doubles 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 25 Metre B-Double Route Notice No. 27/2007.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those B Doubles 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

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25.	20.	Riverina Highway.	Jinderra-Bungowannah Road.	Greater Hume Shire/Albury City boundary.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads 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 19 Metre B-Doubles 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 19 Metre B-Double Route Notice No. 25/2007.

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 19 metre B-Doubles (CML 55 Tonnes) 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

19 Metre B-Double (CML 55 Tonnes) Routes within the Eurobodalla Shire and Palerang Shire Council areas.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
19.	51.	Kings Highway.	Junction HW1, Princes Highway, Batemans Bay.	Wallace Street, Braidwood.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under Division 4 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 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 25 Metre B-Doubles may be used.

LES WIELINGA,
Chief Executive,
Roads and Traffic Authority

SCHEDULE**Amendments**

The General B-Double Notice 2005 published in *New South Wales Government Gazette* No. 164 of 23 December 2005, at pages 11,267 – 11,418, is amended as follows.

Omit from Appendix 2, Part 2 – 25 metre B-Double Routes in New South Wales (excluding the Sydney Region), the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	377.	Boree – Forbes – Condobolin Road.	Orange – Parkes Road (MR61), approx 3 km east of Boree.	Condobolin – Melrose road (MR61), Condobolin.	

Insert in Appendix 2, Part 2 – 25 metre B-Double Routes in New South Wales (excluding the Sydney Region), the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25.	MR377.	Lachlan Valley Way (Boree – Forbes – Condobolin Road).	Orange – Parkes Road (MR61), approx 3 km east of Boree.	Condobolin – West Wyalong Road (MR57 south).	
25.	H7.	Mitchell Highway.	NSW/Qld border at Barrington.	Thompson Street, Dubbo.	1. Alternative route for heavy vehicles through Narromine (Culling and Manildra Streets) must be used. 2. Depot access in Narromine only to Council approved site.

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads 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 Road Trains may be used.

LES WIELINGA,
Chief Executive,
Roads and Traffic Authority

SCHEDULE**Amendments**

The General Notice for the Operation of Road Trains 2005 published in *New South Wales Government Gazette* No. 164 of 23 December 2005, at pages 11,420 – 11,482, is amended as follows.

Omit from Appendix 2, Part 1 – General Routes for Road Trains the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT.	H7.	Mitchell Highway.	NSW/Qld border at Barrington.	Thompson Street, Dubbo.	1. Alternative route for heavy vehicles through Narromine must be used. 2. Depot access in Narromine only to Council approved sites

Insert in Appendix 2, Part 1 – General Routes for Road Trains the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT.	H7.	Mitchell Highway.	NSW/Qld border at Barrington.	Thompson Street, Dubbo.	1. Alternative route for heavy vehicles through Narromine (Culling and Manildra Streets) must be used. 2. Depot access in Narromine only to Council approved sites.

Insert in Appendix 2, Part 2 – 53.5 metre road train routes in NSW the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT.	H7.	Mitchell Highway.	Northern end of North Burke Bridge.	NSW/Qld border at Barrington.	Vehicle components must not be left on roadside.

Omit from Appendix 2, Part 1 – General Routes for Road Trains the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT.	377.	Lachlan Valley Way.	Newell Highway (SH17), Forbes.	Condobolin – Melrose Road (MR61), Condobolin.	

Insert in Appendix 2, Part 1 – General Routes for Road Trains the following:

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
RT.	MR377.	Lachlan Valley Way (Forbes – Condobolin Road).	Newell Highway (H17).	Condobolin – West Wyalong Road (MR57 south).	

ROAD TRANSPORT (GENERAL) ACT 2005

Notice under the Roads 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 19 Metre B-Doubles 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 19 Metre B-Double Route Notice No. 26/2007.

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 19 metre B-Doubles (CML 55 Tonnes) 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

19 Metre B-Double (CML 55 Tonnes) Routes within the Eurobodalla Shire Council and Shoalhaven City Council areas.

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
19.	1.	Princes Highway.	BTU Road, South Nowra.	Mort Avenue, Dalmeny.

ROADS ACT 1993

Notice of Dedication of Land as Public Road
at Munmorah, Elizabeth Bay, Doyalson, Charmhaven,
Gorokan and Kanwal in the Wyong 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 Wyong
Shire Council area, Parishes of Wallarah and Munmorah
and County of Northumberland, shown as:

Lots 1 and 2 Deposited Plan 598210;

Lot 6 Deposited Plan 634640;

Lots 1 and 2 Deposited Plan 224316;

Lot 30 Deposited Plan 244752;

Lot 7 Deposited Plan 738274;

Lot 6 Deposited Plan 712123;

Lot 2 Deposited Plan 244691; and

Lot 30 Deposited Plan 663681.

(RTA Papers: 10/505.1207)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Bobs Farm
in the Port Stephens 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 Port
Stephens Council area, Parish of Tomaree and County of
Gloucester, shown as:

Lots 29, 30 and 32 to 39 inclusive Deposited Plan
1071458; and

Lot 2 Deposited Plan 1082774.

(RTA Papers: FPP 2M4388; RO 362.1480)

Department of Water and Energy

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:

ABILITY OPTIONS LTD for an existing 20.0 megalitre bywash dam and pump on an unnamed watercourse (1st order), on Lot 1, DP 580390, Parish of Melville, County of Cumberland, for the conservation of water and water supply for industrial purposes (nursery) (new licence) (not subject to the 1995 Hawkesbury/Nepean Embargo) (Reference: 10SL056777) (GA2:534358).

James Mervyn MARKS for an existing 11.0 megalitre bywash dam and pump on an unnamed watercourse (2nd order), on Lot 4, DP 1002688, Parish of Bilpin, County of Cook, for the conservation of water and water supply for stock and domestic purposes (part replacement licence – part replaces 10SL027938) (not subject to the 1995 Hawkesbury/Nepean Embargo) (Reference: 10SL056776) (GA2:493460).

Any inquiries regarding the above should be directed to the undersigned (telephone: (02) 9895 7194).

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 CONNERS,
Natural Resource Project Officer,
Licensing South

Department of Water and Energy,
PO Box 3720, Parramatta NSW 2124.

WATER ACT 1912

APPLICATION for a license under Part 2 of the Water Act 1912 being within a Proclaimed (declared) Local Area under section 5 (4) of the Act.

An application for a license under section 10 of Part 2 of the Water Act 1912 has been received as follows:

Lachlan River Valley

ELAINE PEARCE for 2 pumps on the Belubula River, on Lot 21, DP 842263 (easement), Parish of Canowindra, County of Bathurst, for water supply for stock, domestic and irrigation purposes, 40.50 hectares.(lucerne). (Replacement Licence – change of purpose, additional purpose to include stock and domestic, increase in entitlement for stock and domestic purposes only. In lieu of advertisement in *Canowindra News* dated 7/3/07 and *Government Gazette* No. 41 dated 9/3/07). (GA2:524338) (Ref: 70SL091098).

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

VIV RUSSELL,
Manager, Licensing Unit

Compliance and Licensing Division,
Department of Water and Energy,
PO Box 136, Forbes NSW 2871
Telephone: (02) 6850 2800

WATER ACT 1912

APPLICATION for a license under Part 2 of the Water Act 1912 being within a Proclaimed (declared) Local Area under section 5 (4) of the Act.

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

Lachlan River Valley

Neil Henry GORHAM and Helen Barbara GORHAM, for a pump on Pudman Creek, on Part Lot 2, DP 591580, Parish of Olney, County of King for water supply for domestic purposes. (New licence). (GA2:524337) (Ref: 70SL091109).

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

VIV RUSSELL,
Licensing Manager (Forbes)

Department of Water and Energy,
PO Box 136, Forbes NSW 2871
Phone: (02) 68502800

WATER MANAGEMENT ACT 2000

Order under section 323

Temporary Water Restrictions

Basic Landholder Rights, Barwon/Darling River System
all upstream of Lake Wetherell

PURSUANT to section 323 of the Water Management Act 2000, I, DAVID HARRISS, as delegate of the Minister for Climate Change, Environment and Water, on being satisfied that it is necessary in the public interest to do so because of water shortage, do by this Order direct that the taking of water from the water source listed in Schedule 1 of this Order is restricted as set out in Schedule 2 to this Order.

This Order takes effect on first broadcasting and will cease to have effect on 28 January 2008.

Dated at Sydney this twenty-fifth day of September 2007.

DAVID HARRISS,
Deputy Director General,
Department of Water and Energy

SCHEDULE 1

Water Source

The Boomi River, Unregulated Barwon River and
Unregulated Darling River all upstream of Lake Wetherell.

SCHEDULE 2

Restriction

The taking of water pursuant to basic landholder rights under section 52 of the Water Management Act 2000 is restricted to a maximum of nineteen (19) litres per second per landholding.

WATER ACT 1912

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

Murrumbidgee Valley

MALPARARA PTY LTD for an excavation on Lot 28, DP 757242, Parish of Mundarlo, County of Wynyard for a water supply for sand/gravel washing – industrial purposes. Application complies with the existing Groundwater Embargo. New License. 40BL191623

Simon Jeffery MAKEHAM and Justine Louise MAKEHAM for a bore on Lot 1, DP 1113473, Parish of Wagara, County of Buccleuch for a water supply for stock, domestic and irrigation purposes (Lucerne, fodder and pastures – 20 hectares). New license 40BL191624. GA2:532416.

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 5 November 2007 as prescribed by the Act.

S. F. WEBB,
Licensing Manager
Murray/Murrumbidgee Region

Department of Water and Energy,
PO Box 156, Leeton NSW 2705

WATER ACT 1912

APPLICATIONS under Part 2 within a Proclaimed (declared) Local Area under section 5 (4) of the Water Act 1912.

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

Murrumbidgee Valley

Malcolm Norman SKEIN and Rhonda Meredith SKEIN for two pumps, a diversion pipe and an earthen bywash dam on an unnamed watercourse, Lot 3, DP 225740, Parish of Selwyn, County of Wynyard for conservation of water, water supply for stock and domestic purposes, irrigation of 4 hectares (orchard) and supply of domestic water to the occupiers of Lot 2, DP 225740, Lot 2, DP 523863, Lot 1, DP 225740, Lot 1, DP 130352 and Lot 3, DP 757247. Replacement license – supply of domestic water to additional holders, no increase in volumetric allocation. 40SL71121.

Any enquiries 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,
Licensing Manager

Department of Water and Energy,
PO Box 156, Leeton NSW 2705

Other Notices

APPRENTICESHIP AND TRAINEESHIP ACT 2001

NOTICE is given of the making of a Vocational Training Order for the recognised traineeship vocation of Plumbing and Services.

The Order specifies a number of matters in relation to the required training for this vocation, including the term/s of training, competency outcomes and course/s of study to be undertaken.

The Order will take effect from the date of publication in the Gazette.

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

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A

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

Cancellation is effective as at the date of gazettal.

Oriental Dancers Association of Sydney Incorporated
Inc9886191
Alstonville-Wollongbar Chamber of Commerce Inc.
Y1557514
Ethiopian Childrens Fund Incorporated Inc9886067
Shoalhaven Student Support Incorporated
Inc9876874
Shepherd Celebration Church Incorporated
Y3019537
Enneasat Australia Incorporated Inc9884214
Rotary Club of Port Hacking Inc Y1502745
Kiama Residents & Ratepayers Association
Incorporated Inc9876573
Broken Hill Community Interagency Group Inc
Y1345338
Diabetes Consumers Association of Australia
Incorporated Inc9884147
Kalapu Siaafu (Sydney) Incorporated Inc9885595

Dated: 24 September 2007.

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

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A

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

Cancellation is effective as at the date of gazettal.

Korean Open Mission Church (Komec) Incorporated
Y3017935

Personnel Services Association of Australia
Incorporated Inc9884136
Vietnam Veterans Association of Australia Richmond
Valley Sub-Branch Incorporated Inc9877965
Vietnam Veterans Association of Australia Northern
Rivers Sub-Branch Incorporated Inc9877964
Vietnam Veterans Association of Australia Richmond
River Sub-Branch Incorporated Inc9877967
Northern Rivers Vietnam Veterans Association
Incorporated Inc9877968
Vietnam Veterans Association of Australia Lismore &
District Sub-Branch Incorporated Inc9877966
The 2006 Japan Australia Year of Exchange
Association Incorporated Inc9884199
Australia China Business Community Association
Incorporated Inc9884220

Dated: 24 September 2007.

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

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A

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

Cancellation is effective as at the date of gazettal.

Broomshead Coastal Committee Inc Inc9875704
Tamworth Womens Refuge Management Committee
Inc Inc9885218
Physiotherapy Boardriders Association Incorporated
Inc9882702
Chung Duc Thien Duong Association Incorporated
Y2758544
Mid North Coast Residents for Environmental and
Economic Balance Inc Y1575708
Nanaksar Kutia Sikh Association Incorporated
Inc9884659
Sydney Juan Community Incorporated Inc9884091
Tuncurry Forster Sports Skipjacks Social Bowling
Club Incorporated Inc9877681
Dapto Amateur Fishing Club Incorporated Y2599339
Silver City Outback Band Festival Incorporated
Inc9876214
Outback Fishing Club Incorporated Inc9877335
Croatian Folkloric and Cultural Group Jadran Inc
Y0002531
Meditators for Peace Incorporated Inc9884285

Dated: 24 September 2007.

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

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A

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

Cancellation is effective as at the date of gazettal.

Ethika International Incorporated Inc9883966
 Almanar Islamic Association Incorporated Y2102808
 Western Horseman's Association Incorporated
 Inc9882814
 Boambee West Residents Association Incorporated
 Inc5852202
 Turkish National Committee of Australia Incorporated
 Inc9884124
 Duck Creek Mountain Community Church
 Incorporated Inc9878431
 Jirah - The God of Providence Incorporated
 Inc9880698
 Afghan Cultural Activities Centre in Australia
 Incorporated Inc9885523
 Environmental Science Social Club Incorporated
 Inc9884148
 Kingscliff Theatre Company Incorporated
 Inc9884101
 Australian Asia-Pacific Co-Production Association
 Incorporated Inc9880559
 Australian International Economic & Cultural
 Association Y2911522

Dated: 24 September 2007.

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

ASSOCIATIONS INCORPORATION ACT 1984

Cancellation of incorporation pursuant to section 55A

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

Cancellation is effective as at the date of gazettal.

Aora, Children's Literature Research Collection, New
 South Wales Incorporated Y1661915
 Democratic Youth League Incorporated Inc9882804
 Ningala Aboriginal Association Incorporated
 Inc9883387
 Kurnell Motor Cycle Racing Team Inc Inc9885995
 West End Traders Incorporated Inc9884034
 Canowindra Auskick Incorporated Inc9884202
 Evergreen Elderly Centre Incorporated Y1956448
 Australia Asia Sports Exchange Association
 Incorporated Inc9880985
 Australian Bellydance Association Incorporated
 Inc9882701
 Warnervale and District Chamber of Commerce
 Incorporated Inc9880914
 Shaheedi Faujan Gatka Akhara Incorporated
 Inc9884064
 The Knock Knock Festival Incorporated Inc9886484

Steiner Community Play Care Incorporated
 Inc9887185

Dated: 24 September 2007.

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

ASSOCIATIONS INCORPORATION ACT 1984**ERRATUM**

FOUR notices dated 24 May 2007, which appeared in the *Government Gazette* of 1 June 2007 on pages 3111-3112 under the title "Associations Incorporation Act 1984" have been re-advertised in the *Government Gazette* of 28 September 2007 on pages 7465-7466 in error.

The correct cancellation/gazettal date is 1 June 2007.

ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48(4)(a)

TAKE notice that the company "Clinical Coders' Society of Australia Limited" formerly registered under the provisions of the Corporations Act 2001, is now incorporated under the Associations Incorporation Act 1984, as "Clinical Coders' Society of Australia Incorporated" effective 27 September 2007.

Dated: 27 September 2007.

KERRI GRANT,
 Delegate of Commissioner,
 Office of Fair Trading

ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48(4)(a)

TAKE notice that the company "Great Lakes Area FM Community Radio Limited" formerly registered under the provisions of the Corporations Act 2001, is now incorporated under the Associations Incorporation Act 1984, as "Great Lakes Area FM Community Radio Association Incorporated" effective 27 September 2007.

Dated: 27 September 2007.

KERRI GRANT,
 Delegate of Commissioner,
 Office of Fair Trading

DISTRICT COURT ACT 1973

District Court of New South Wales

Direction

PURSUANT to section 32 of the District Court Act 1973, I direct that the District Court shall sit in its civil jurisdiction at the place and time shown as follows:

Albury, 10:00 a.m., 8 October 2007 (1 week), in lieu of
 8 October 2007 (2 weeks).

Dated this 27th day of September 2007.

R. O. BLANCH,
 Chief Judge

**ENERGY AND UTILITIES ADMINISTRATION
ACT 1987**

Energy and Utilities Administration (Energy
Contributions) Order 2007

I, PHILIP KOPERBERG, M.P., Minister for Climate Change, Environment and Water, with the concurrence of the Hon Ian Macdonald, M.L.C., Minister for Energy and the Hon Michael Costa, M.L.C., Treasurer, make the following Order under section 34J of the Energy and Utilities Administration Act 1987.

This Order takes effect on the date that it is published in the Gazette.

Dated at Sydney, this 28th day of September 2007.

PHILIP KOPERBERG, M.P.,
Minister for Climate Change, Environment and Water

Explanatory note

Section 34J of the Energy and Utilities Administration Act 1987 provides that the Minister may, by order published in the Gazette, require anyone or more distribution network service providers to make an annual contribution for a specified financial year to the Climate Change Fund. The purpose of this Order is to require defined distribution network service providers to make an annual contribution to the Climate Change Fund for the financial year commencing 1 July 2007.

1. Name of Order

This Order is the Energy and Utilities Administration (Energy Contributions) Order 2007.

2. Commencement

This Order commences on the date that it is published in the Gazette.

3. Interpretation

The Explanatory Note to this Order does not form part of the Order.

4. Definitions

distribution network service provider means a distribution network service provider listed in column 1 of Schedule 1.

5. Annual contribution

- (1) A distribution network service provider is required to make an annual contribution to the Climate Change Fund for the financial year commencing 1 July 2007.
- (2) The amount of the annual contribution to be paid by a distribution network service provider is as set out in column 2 of Schedule 1.

6. Time for payment

The annual contribution is to be paid by quarterly instalments (each being equal to one-fourth of the annual contribution payable) on or before the fifteenth day of October 2007, first day of November 2007, first day of February 2008 and first day of May 2008.

SCHEDULE 1

<i>Column 1</i>	<i>Column 2</i>
<i>Distribution network service provider</i>	<i>Annual contribution</i>
EnergyAustralia	\$18,814,000.00
Integral Energy Australia	\$12,232,000.00
Country Energy	\$8,954,000.00

GAME AND FERAL ANIMAL CONTROL ACT 2002

Notification of suspension of Schedule 1 Conditions of
NSW Game Hunting Licences

IN pursuance of the Game and Feral Animal Control Regulation 2004 the Game Council of NSW gives notice of the suspension of operations of provisions in Clauses 4, 5, 7, 8 and 9 of Schedule 1 of the Game and Feral Animal Control Regulation 2004 on the following specified land for the control of game and feral animals:

For the period 5/10/2007 – 4/10/2008

All private land within the Great Lakes Local Government Area known as Coomba Park.

The area is defined as bounded by the Pacific Highway to the west, south to its southern intersection with the Lakes Way, near Bulahdelah, and north to the point where the Pacific Highway crosses the Wang Wauk River and follows the Wang Wauk River until it adjoins Wallis Lake, and follows the Eastern Shore of Wallis Lake to Charlotte Bay. The boundary then follows the Lakes Way from its closest point to Charlotte Bay, back to the Pacific Highway.

Approved by Game Council of NSW this 24th day of September 2007.

BRIAN BOYLE,
Chief Executive Officer
for and on behalf of the Game Council of NSW

GEOGRAPHICAL NAMES ACT 1966

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

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

Proposed Name: Ron Payne Park.
Designation: Reserve.
L.G.A.: Hornsby Shire Council.
Parish: South Colah.
County: Cumberland.
L.P.I. Map: Parramatta River.
1:100,000 Map: Sydney 9130.
Reference: GNB 5199.

Proposed Name: Pearces Park.
Designation: Reserve.
L.G.A.: Singleton Council.
Parish: Whittingham.
County: Northumberland.
L.P.I. Map: Singleton.
1:100,000 Map: Cessnock 9132.
Reference: GNB 5197.

Proposed Name: Harry Seidler Reserve.
Designation: Reserve.
L.G.A.: Ku-ring-gai Council.
Parish: Gordon.
County: Cumberland.
L.P.I. Map: Parramatta River.
1:100,000 Map: Sydney 9130.
Reference: GNB 5191.

Proposed Name: Ulladulla Sports Park.
 Designation: Reserve.
 L.G.A.: Shoalhaven City Council.
 Parish: Ulladulla.
 County: St Vincent.
 L.P.I. Map: Milton.
 1:100,000 Map: Ulladulla 8927.
 Reference: GNB 5201.

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

Assigned Name: Quarry Reserve
 Designation: Reserve
 L.G.A.: Randwick City Council
 Parish: Botany
 County: Cumberland
 L.P.I. Map: Botany Bay
 1:100,000 Map: Sydney 9130
 Reference: GNB 5184

Assigned Name: Emery Park
 Designation: Reserve
 L.G.A.: Kiama Council
 Parish: Broughton
 County: Camden
 L.P.I. Map: Gerroa
 1:100,000 Map: Kiama 9028
 Reference: GNB 5187

Assigned Name: Len Cram Park
 Designation: Reserve
 L.G.A.: Walgett Shire Council
 Parish: Wallangulla
 County: Finch
 L.P.I. Map: Lightning Ridge
 1:100,000 Map: Lightning Ridge 8439
 Reference: GNB 5169

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,
 Chairman

Geographical Names Board of NSW,
 PO Box 143, Bathurst NSW 2795
 Phone: 1800 025 700

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed hereunder.

Assigned Name: Long Swamp
 Designation: Historic Area
 L.G.A.: Bathurst Regional Council
 Parish: Carrawa
 County: Georgiana
 L.P.I. Map: Hobbys Yards
 1:100,000 Map: Blayney 8730
 Reference: GNB 5194

Assigned Name: Ray Morcom Reserve
 Designation: Reserve
 L.G.A.: Bathurst Regional Council
 Parish: Bathurst
 County: Bathurst
 L.P.I. Map: Bathurst
 1:100,000 Map: Bathurst 8831
 Reference: GNB 5194

Assigned Name: Guubuny Mountain
 Designation: Mountain
 L.G.A.: Bellingen Shire Council
 Parish: Fenton
 County: Raleigh
 L.P.I. Map: Dorrigo
 1:100,000 Map: Dorrigo 9437
 Reference: GNB 5181

Assigned Name: Rainbow Reserve
 Designation: Reserve
 L.G.A.: Snowy River Shire Council
 Parish: Jinderboine
 County: Wallace
 L.P.I. Map: Jindabyne
 1:100,000 Map: Berridale 8625
 Reference: GNB 5195

Assigned Name: Samuel Foster Reserve
 Designation: Reserve
 L.G.A.: Penrith City Council
 Parish: Claremont
 County: Cumberland
 L.P.I. Map: Penrith
 1:100,000 Map: Sydney 9030
 Reference: GNB 5186

GEOGRAPHICAL NAMES ACT 1966

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

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

Proposed Name: Ron Payne Park
 Designation: Reserve
 L.G.A.: Hornsby Shire Council
 Parish: South Colah
 County: Cumberland
 L.P.I. Map: Parramatta River
 1:100,000 Map: Sydney 9130
 Reference: GNB 5199

Proposed Name: Pearce Park
 Designation: Reserve
 L.G.A.: Singleton Council
 Parish: Whittingham
 County: Northumberland
 L.P.I. Map: Singleton
 1:100,000 Map: Cessnock 9132
 Reference: GNB 5197

Proposed Name: Harry Seidler Reserve
 Designation: Reserve
 L.G.A.: Ku-ring-gai Council
 Parish: Gordon

County: Cumberland
 L.P.I. Map: Parramatta River
 1:100,000 Map: Sydney 9130
 Reference: GNB 5191
 Proposed Name: Ulladulla Sports Park
 Designation: Reserve
 L.G.A.: Shoalhaven City Council
 Parish: Ulladulla
 County: St Vincent
 L.P.I. Map: Milton
 1:100,000 Map: Ulladulla 8927
 Reference: GNB 5201

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,
 Chairman

Geographical Names Board of NSW,
 PO Box 143, Bathurst NSW 2795
 Phone: 1800 025 700

GEOGRAPHICAL NAMES ACT 1966

Notice of Assignment of an Address Locality within the City of Sydney Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned a new address locality called "Barangaroo" in the City of Sydney Local Government Area as shown on map GNB3718-1-A.

The position and extent of this feature is 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

GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has assigned the name:

"Didthul" as an indigenous dual name for a mountain situated in the Morton National Park west of Ulladulla which is already named and known as "Pigeon House". Both names will be entered into the Geographical Names Register as dual names and neither name will have precedence over the other.

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

WARWICK WATKINS,
 Chairman

Geographical Names Board of NSW,
 Panorama Avenue, Bathurst NSW 2795
 Phone: 1800 025 700

LAND TAX MANAGEMENT ACT 1956

Land Tax Threshold

THIS Determination of the Land Tax threshold is made under section 62TBA of the Land Tax Management Act 1956, as amended by the State Revenue and Other Legislation Amendment (Budget Measures) Act 2006.

Indexation Factor

It is hereby notified that pursuant to section 62TBB(3) of the Land Tax Management Act 1956, 3.532% has been determined as the percentage by which average land values of land within residential, commercial and industrial zones have changed between 1 July 2006 and 1 July 2007. The indexation factor is determined at 3.532% for the 2008 land tax year.

Indexed Amount

It is hereby notified that pursuant to section 62TBA (7) (a) of the Land Tax Management Act 1956 that \$369,000 is the determined indexed amount for the 2008 land tax year.

Average of Indexed Amounts

It is hereby notified that pursuant to section 62TBA (7) (b) of the Land Tax Management Act 1956 that the average of the indexed amounts pursuant to section 62TBA (7) (b) is \$359,000; and the indexed amounts used to calculate that average amount are:

For the 2006 land tax year \$352,000
 For the 2007 land tax year \$356,000
 For the 2008 land tax year \$369,000

Determination of the Tax Threshold

Under section 62TBA (2) of the Land Tax Management Act 1956, the tax threshold for the 2008 land tax year is the average of the indexed amounts \$359,000 or the \$352,000 tax threshold for the 2007 land tax year, whichever is the greater.

It is hereby notified that pursuant to section 62TBA (7) (c) of the Land Tax Management Act 1956, that the amount of \$359,000 has been determined as the tax threshold for the 2008 land tax year.

PHILIP WESTERN,
 Valuer General

LOCAL GOVERNMENT ACT 1993

Cooperbrook Sewerage

Vesting of Land and Easement in MidCoast County Council

THE Minister for Water Utilities of the State of New South Wales, declares that the land and easement described in the Schedule hereto, which were acquired for the purpose of the Cooperbrook Sewerage Scheme are vested in MidCoast County Council.

NATHAN REES, M.P.,
 Minister for Water Utilities

SCHEDULE

Land

Lot 2 in Deposited Plan 1076149.

Interest in Land

Easement created by Dealing Registered Number AC634041 in the Office of Land and Property Information New South Wales. DoC Reference: 351.

LOCAL GOVERNMENT ACT 1993

Crookwell Sewerage

Vesting of Land in Upper Lachlan Shire Council

THE Minister for Water Utilities of the State of New South Wales, declares that the land described in the Schedule hereto, which was acquired for the purpose of the Crookwell Sewerage Scheme is vested in Upper Lachlan Shire Council.

NATHAN REES, M.P.,
Minister for Water Utilities

SCHEDULE

Land

Lots 190, 191 and 192 in Deposited Plan 753042 and Lot 1 in Deposited Plan 442801. DoC Reference: 363.

NATIONAL PARKS AND WILDLIFE ACT 1974Clarence Estuary Nature Reserve
Draft Plan of ManagementMount Hyland Nature Reserve and SCA
Draft Plan of Management

DRAFT plans of management for Clarence Estuary Nature Reserve and for Mount Hyland Nature Reserve and Mount Hyland State Conservation Area have been prepared and are on public exhibition. Both plans are on the NPWS website: www.nationalparks.nsw.gov.au.

Copies of both plans are available free of charge from the NPWS North Coast office, Level 3, 49 Victoria Street, Grafton (phone 6641 1500). The Clarence Estuary plan may also be viewed at Yamba Library, Woolli Street, Yamba. The Mt Hyland plan may also be viewed and obtained from the Dorrigo Rainforest Centre, Dome Road, Dorrigo (phone 6657 2309).

Written submissions on the Clarence Estuary plan must be received by The Ranger, Clarence Estuary Nature Reserve, NPWS, PO Box 361 Grafton NSW 2460 by 21 January 2008.

Written submissions on the Mt Hyland plan must be received by The Planner – Mt Hyland, NPWS, PO Box 361 GRAFTON NSW 2460 by 21 January 2008.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on these draft plans may contain information that is defined as “personal information” under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

NATIONAL PARKS AND WILDLIFE ACT 1974

Scheyville National Park

Amendments to Plan of Management

AMENDMENTS to the plan of management for Scheyville National Park have been prepared and are available free of charge from Scheyville National Park, Scheyville Road, Scheyville; and the NPWS Sydney Region office, Level 1, 10 Valentine Avenue, Parramatta. The amendments may also be viewed at the Hawkesbury City Council office, 366

George Street, Windsor; Hawkesbury Central Library, 300 George Street, Windsor; Australia Post Pitt Town Branch, 82 Bathurst Street, Pitt Town and on the NPWS website: www.nationalparks.nsw.gov.au.

Written submissions on the amendments must be received by The Planner, Cumberland North Area, NPWS, PO Box 4070, Pitt Town NSW 2756 by 21 January 2008.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on these amendments may contain information that is defined as “personal information” under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

PESTICIDE ACT 1999

Pesticide Control Order Under Section 38

Name

1. This Order is to be known as Pesticide Control (1080 Livestock Protection Collar) Order 2007

Commencement

2. This Order commences on 5 October 2007.

Authority

3. This Order is made by the Environment Protection Authority under Part 4 of the Pesticides Act 1999 with the approval of the Minister for Climate Change, Environment and Water.

Objects

4. The objects of this Order are to:

- (a) authorise persons described in condition 8 to use ACTA 1080 Concentrate in Livestock Protection Collars; and
- (b) impose conditions on the use of Livestock Protection Collars containing ACTA 1080 Concentrate in NSW.

Background

5. A chemical product containing sodium mono-fluoroacetate (also known as 1080) has been prescribed by the Agvet Code Regulation of the Commonwealth to be a “restricted chemical product” under Regulation 45 of the Agricultural and Veterinary Chemicals Code Regulations.

Section 94 of the Agvet code provides that “A person must not, without reasonable excuse, supply a restricted chemical product, or cause or permit a restricted chemical product to be supplied to a person who is not authorised to use the product under another law of this jurisdiction.”

In NSW section 4 of the Pesticides Act provides that a “restricted pesticide” means a pesticide that is a restricted chemical product within the meaning of the Agvet Code.

Application

6. This Order applies to ACTA 1080 Concentrate being used in Livestock Protection Collars for the control of wild dogs at locations approved by the Australian Pesticides and Veterinary Medicines Authority (APVMA) in accordance with conditions stated in APVMA permit PER9881.

Definitions

7. In this Order –

Agvet Code means the provisions applying because of section 5 of the Agricultural and Veterinary Chemicals (New South Wales) Act 1994.

Authorised control officer means a person who:

- (a) holds a current:
 - (i) certificate of completion issued by the NSW Department of Primary Industries (NSW DPI) for the vertebrate pest management course consistent with the current edition of the Vertebrate Pest Control Manual (published by NSW DPI); and
 - (ii) statement of attainment issued by a Registered Training Provider certifying competency at Australian Qualifications Framework level 4 with respect to the chemical, vertebrate pest and OH&S national units of competency; and
- (b) is currently employed by a Rural Lands Protection Board, NSW DPI, Wild Dog Destruction Board, NSW Department of Environment and Climate Change (DECC), or other NSW public authority.

ACTA 1080 Concentrate means the registered agricultural chemical product ACTA 1080 Concentrate (APVMA Product Registration Number 57956) that has an active constituent comprising 30 grams per litre of sodium fluoroacetate (1080).

APVMA means the Australian Pesticides and Veterinary Medicines Authority established by the Agricultural and Veterinary Chemicals (Administration) Act 1992 of the Commonwealth.

Public Authority has the same meaning as under the Pesticides Act 1999 (NSW).

“the Act” means the Pesticides Act 1999

Use has the same meaning as defined under the Pesticides Act and includes possession.

Persons authorised

8. (1) Only the following persons are authorised to use, subject to condition 9, ACTA 1080 Concentrate:
 - (a) Authorised Control Officers
- (2) Only the following persons are authorised to use Livestock Protection Collars containing ACTA 1080 Concentrate:
 - (a) Authorised Control Officers; and
 - (b) Any person who is directly supervised by an Authorised Control Officer and is an employee (including contractors and sub-contractors) of a Rural Lands Protection Board (RLPB), the DECC or NSW DPI; or
 - (c) Any person who is directly supervised by an Authorised Control Officer and is the landholder or authorised agent of the landholder whose stock are being fitted with Livestock Protection Collars.

Conditions of use

9. (1) A person using ACTA 1080 Concentrate and Livestock Protection Collars containing ACTA 1080 Concentrate must comply with the conditions of use specified in

APVMA permit PER9881. This permit is set out in the Schedule to this Order; and

- (2) A person shall not use Livestock Protection Collars on a property unless the person first notifies anyone whose property boundary lies within one kilometre of the paddock where Livestock Protection Collars containing 1080 are to be used (“notification”). This notification can be given by telephone or in person or where this is not possible, by mail (including letter box drop). This notice must be given prior to use of Livestock Protection Collars which contain 1080. Use of collars may be conducted for longer than 7 days but must commence within 7 days of this notification otherwise further notification of intended trial work is required; and
- (3) 1080 poisoning notices must be erected before Livestock Protection Collars (containing 1080) are used on a property. These notices must remain posted for the duration of time that the Livestock Protection Collars are being used on a property. Notices must be placed at:
 - (i) The main entrance to the property; and
 - (ii) Every entrance to the paddock where the Livestock Protection Collars are being used.

Notes

Words used in an Order have the same meaning as in the Pesticides Act 1999.

A person must not contravene this Order – maximum penalty \$120 000 in the case of a corporation and \$60 000 in the case of an individual.

A pesticide control order remains in force until it is revoked by another pesticide control order.

Any permit issued by the APVMA which is set out in this Order has effect in NSW until such time as this Order is revoked.

LISA CORBYN,
Director-General,
Environment Protection Authority

VERITY FIRTH, M.P.,
Minister Assisting the Minister for Climate Change,
Environment and Water (Environment)

SCHEDULE

Permit for Research Use and Supply of Livestock
Protection Collars Containing a Registered Agvet
Chemical Product

Permit Number -PER9881

This permit is issued to the Permit Holder in response to an application granted by the APVMA under section 112 of the Agvet Codes of the jurisdictions set out below. This instrument permits any person who is authorised under the NSW Pesticides Act 1999 (not the Agvet Code of their jurisdiction) to do the following things in respect of the registered product ACTA 1080 Concentrate (57956) and the unregistered Livestock Protection Collar containing ACTA 1080 Concentrate (containing sodium monofluoroacetate) for use as a vertebrate pest poison:

- (a) Use ACTA 1080 Concentrate in accordance with the instructions provided in this permit;

- (b) Have in their possession or custody for the purposes of supply the unregistered Livestock Protection Collars, to the extent that such possession or custody would be an offence under section 75 of the Agvet Codes;
- (c) Subject to the conditions below, supply or cause or permit to be supplied, the Livestock Protection Collar in a container with a label securely attached to the container, to the extent that such supply would be an offence under section 78 of the Agvet Codes;
- (d) Use the Livestock Protection Collar in accordance with the instructions provided in this permit. *

This permit is in force from 4 July 2007 to 31 March 2010.
Permit Holder and Supplier of the unregistered Livestock Protection Collar:

NSW Department of Environment and Climate Change,
6 Rutledge Street,
Queanbeyan NSW 2620

CONDITIONS OF SUPPLY

The supplier of the Livestock Protection Collar must inform the user that the Livestock Protection Collar may only be used in accordance with the instructions that are supplied with the Livestock Protection Collar and which are consistent with the terms of this permit.

The supplier must supply the product in a container that complies with the requirements of section 18 (1) of the Agricultural and Veterinary Chemicals Code Regulations. Attached to this container must be a label which is identical in content and format to the relevant label in Attachment 1.

CONDITIONS OF USE

Directions for Use:

ACTA 1080 Concentrate:

<i>Pest</i>	<i>Dose</i>
Wild Dog	Large Collars – use 60 mL solution per collar Small Collars – use 30 mL solution per collar

Livestock Protection Collar:

<i>Situation</i>	<i>Pest</i>	<i>Rate</i>
Sheep and Goats	Wild Dog	1 collar (small or large) per sheep or goat

Critical Use Comments:

- Attach Livestock Protection Collar to the neck of sheep or goats. Use in accordance with the trial protocol and Animal Ethics Committee approval AEC 060327/01.
- Remove all collars from sheep / goats that have been killed during the trial and remaining stock at completion of the trial.
- Regular monitoring of collared sheep / goats must be undertaken.
- Use of the collars must be strictly in accordance with the trial protocol.

Jurisdiction:

NSW only.

Disposal:

Damaged Livestock protection Collars must be disposed of in accordance with instructions on the currently approved ACTA 1080 Concentrate product label or in accordance with the relevant label in Attachment 1. Undamaged collars must be removed and securely stored in the NSW Department

of Environment and Climate Change (DECC) 1080 room located at 40 Bayldon Road Queanbeyan NSW.

Damaged collars must be handled using rubber gloves and triple rinsed and disposed as per label directions.

Excess 1080 solution on the ground must be diluted with water.

Contaminated carcasses of sheep/goats must be rinsed with water around the contaminated area. Rubber gloves must be worn when handling contaminated carcasses.

Fate of 1080 contaminated sheep and goat carcasses:

Sheep and goats exposed to 1080 during the trial must not be supplied to or otherwise made available for human or animal consumption. The carcasses must therefore be disposed of appropriately.

Landholder Awareness:

Users must ensure that the owner of the sheep or goats to be used in the trial provide consent for the conduct of the trial with their livestock. The landholder/manager must be advised to keep non-authorized persons from handling the sheep or goats whilst the subject of the trial.

Use:

This permit provides for the use of ACTA 1080 Concentrate in a manner other than specified on the approved label of the product. Unless otherwise stated in this permit, the use of the ACTA 1080 Concentrate in the Livestock Protection Collar must be in accordance with instructions on its label.

PERSONS who wish to prepare for use and/or use products for the purposes specified in this permit must read, or have read to them, the details and conditions of this permit and be provided with a copy of the permit to retain.

Trial records

The permit holder must maintain records of the trials performed under this permit. Specifically details must include the date and location where the trials were conducted, commodities treated, rates and frequency of application, total amount of product used and the names and addresses of the persons conducting the trial. These details must be maintained for a minimum period of two years from the date of expiry of this permit and must be made available to the APVMA upon request.

Trial Restrictions:

A maximum of 300 collars may be trial across 6 trial sites with only 50 collars to be used on any one property at any one time.

Issued by

Delegated Officer

* ACTA 1080 Concentrate (57956) and the Livestock Protection Collars to which this permit applies are restricted chemical products. A person must not supply, or cause or permit the Livestock Protection Collars to be supplied, to a person who is not authorised to use ACTA 1080 Concentrate or loaded Livestock Protection Collar under the NSW Pesticides Act 1999. A person wishing to use either product must be authorised under the NSW Pesticides Act 1999. This permit does not and cannot provide that authorisation – contact the NSW Department of Environment and Conservation (phone (02) 9995 5791).

DANGEROUS POISON S7

LIVESTOCK PROTECTION COLLARS

1080 LIVESTOCK PROTECTION COLLARS TO
BE TRIALED FOR THE HUMANE CONTROL OF
PREDATING WILD DOGS

RESTRICTED CHEMICAL PRODUCT – ONLY TO
BE SUPPLIED TO OR USED BY AN AUTHORISED
PERSON

KEEP OUT OF REACH OF CHILDREN

READ SAFETY DIRECTIONS BEFORE OPENING
TRIAL PRODUCT

FOR EXPERIMENTAL USE ONLY

THIS PRODUCT IS NOT REGISTERED

NOT FOR RESALE

THIS PACKAGE CONTAINS 10 LIVESTOCK
PROTECTION COLLARS FOR THE CONTROL OF
PREDATING WILD DOGS

EACH LIVESTOCK PROTECTION COLLAR
CONTAINS:

Active ingredients: Sodium Monofluoroacetate (1080) at
30 ml

Directions for use: Experimental use only. Collars to be fitted
under supervision of an Authorised Control Officer (ACO).

Safety directions: Very dangerous. Poisonous if swallowed.
May irritate eyes, nose and throat and skin. Do not touch or
rub eyes, nose or mouth with hand. Avoid contact with eyes
and skin. When handling and fitting Livestock Protection
Collars wear wrist-length rubber disposable gloves. If product
gets on skin, immediately wash area with soap and water.
After use and before eating, drinking or smoking, wash
hands, arms and face thoroughly with soap and water. After
each days use, dispose of gloves and wash any contaminated
clothing.

First Aid: Speed in treatment is essential. If poisoning
occurs, contact a doctor or Poisons Information Centre.
Phone Australia 13 11 26. If skin contact occurs, remove
contaminated clothing and wash skin thoroughly. Remove
from the contaminated area. Apply artificial respiration if not
breathing. If in eyes, hold eyes open, flood with water for at
least 15 minutes and see a Doctor.

Storage and Disposal: Store Livestock Protection Collars
in their original container away from direct sunlight in a
lockable room or cupboard away from children, animals,
food, foodstuffs, seeds and fertilizers. Ruptured or damaged
Livestock Protection Collars should be triple rinsed and
buried along with rinsate in a local authority landfill.

If no landfill is available, bury capsules and rinsate below
0.5m in a disposal pit specifically marked and set up for this
purpose clear of waterways, desirable vegetation and tree
roots. Ruptured or damaged collars should not be burnt.

Enquires contact: NSW Department of Environment and
Climate Change
Parks and Wildlife Division Queanbeyan Office
ph: 02 62989730

DANGEROUS POISON S7

LIVESTOCK PROTECTION COLLARS

1080 LIVESTOCK PROTECTION COLLARS TO
BE TRIALED FOR THE HUMANE CONTROL OF
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RESTRICTED CHEMICAL PRODUCT – ONLY TO
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KEEP OUT OF REACH OF CHILDREN

READ SAFETY DIRECTIONS BEFORE OPENING
TRIAL PRODUCT

FOR EXPERIMENTAL USE ONLY

THIS PRODUCT IS NOT REGISTERED

NOT FOR RESALE

THIS PACKAGE CONTAINS 10 LIVESTOCK
PROTECTION COLLARS FOR THE CONTROL OF
PREDATING WILD DOGS

EACH LIVESTOCK PROTECTION COLLAR
CONTAINS:

Active ingredients: Sodium Monofluoroacetate (1080) at
60 ml

Directions for use: Experimental use only. Collars to be
fitted under supervision of an Authorised Control Officer
(ACO).

Safety directions: Very dangerous. Poisonous if swallowed.
May irritate eyes, nose and throat and skin. Do not touch or
rub eyes, nose or mouth with hand. Avoid contact with eyes
and skin. When handling and fitting Livestock Protection
Collars wear wrist-length rubber disposable gloves. If product
gets on skin, immediately wash area with soap and water.
After use and before eating, drinking or smoking, wash
hands, arms and face thoroughly with soap and water. After
each days use, dispose of gloves and wash any contaminated
clothing.

First Aid: Speed in treatment is essential. If poisoning
occurs, contact a doctor or Poisons Information Centre.
Phone Australia 13 11 26. If skin contact occurs, remove
contaminated clothing and wash skin thoroughly. Remove
from the contaminated area. Apply artificial respiration if not
breathing. If in eyes, hold eyes open, flood with water for at
least 15 minutes and see a Doctor.

Storage and Disposal: Store Livestock Protection Collars
in their original container away from direct sunlight in a
lockable room or cupboard away from children, animals,
food, foodstuffs, seeds and fertilizers. Ruptured or damaged
Livestock Protection Collars should be triple rinsed and
buried along with rinsate in a local authority landfill.

If no landfill is available, bury capsules and rinsate below
0.5m in a disposal pit specifically marked and set up for this
purpose clear of waterways, desirable vegetation and tree
roots. Ruptured or damaged collars should not be burnt.

Enquires contact: NSW Department of Environment and
Climate Change
Parks and Wildlife Division Queanbeyan Office
ph: 02 62989730

PROFESSIONAL STANDARDS ACT 1994

Notification Pursuant To Section 13

Institute of Chartered Accountants in
Australia (NSW) Scheme

PURSUANT to section 13 of the Professional Standards Act 1994, I authorise the publication of the Institute of Chartered Accountants in Australia (NSW) Scheme. The Scheme will commence on 8 October 2007.

JOHN HATZISTERGOS,
Attorney General

PROFESSIONAL STANDARDS ACT 1994 (NSW)

Institute of Chartered Accountants in
Australia (NSW) Scheme

Preamble

- A. The Institute of Chartered Accountants in Australia (the Institute) is a national occupational association.
- B. The Institute has made an application to the Professional Standards Council, appointed under the Professional Standards Act 1994 (NSW) (the Act), for a scheme under the Act.
- C. The scheme is prepared by the Institute for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The scheme propounded by the Institute is to apply to all participating members referred to in clauses 2.2 and 2.3 of the scheme.
- E. The Institute has furnished the Council with a detailed list of risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The Scheme is intended to commence on 8 October 2007 and to remain in force for a period of 5 years from its commencement unless it is revoked, extended or ceases in accordance with section 32 of the Act.

Institute of Chartered Accountants in
Australia (NSW) Scheme

1. Occupational Association

1.1 The Institute Scheme ("the Scheme") is a Scheme under the Professional Standards Act 1994 (NSW) ("the Act") of the Institute of Chartered Accountants in Australia ("the Institute"), Level 14, 37 York Street, Sydney NSW 2000.

1.2 Definitions of terms used in the Scheme appear in the Scheme, including in Part 4.

2. Persons to Whom the Scheme Applies

2.1 The Scheme applies to participating members, being those Institute members referred to in clauses 2.2 and 2.3 of the Scheme, and to all persons to whom the Scheme applied at the time of the relevant act or omission on which a cause of action for damages for occupational liability is founded¹. Each such participating member and person is referred to in the Scheme as a "participant".

¹ Sections 18 and 19 of the Act provide that if the scheme applies to a body corporate or a person, it also applies to each officer of the body corporate and to each partner and employee of the person, provided that if the officer, partner or employee is entitled to be a member of the same

occupational association as the body corporate or person, but is not a member, the scheme does not apply to that officer, partner or employee. Section 20 provides that the scheme will also apply to any associated persons who are prescribed by regulations.

2.2 All members who hold a current Certificate of Public Practice issued by the Institute and affiliate members of the Institute, other than financial services licensees.

2.3 All practice entity members of the Institute, other than financial services licensees.

2.4 No person to whom the Scheme applies may choose not to be subject to the Scheme, provided that the Institute may, on application by a person, exempt the person from the Scheme if the Institute is satisfied that he or she would suffer financial hardship in obtaining professional indemnity insurance to the levels set out in clause 3.1 below.

3. Limitation of Liability

3.1 This scheme only affects the liability of a participant for damages arising from a single cause of action to the extent to which the liability results in damages exceeding:

- (a) \$500,000 where the act or omission giving rise to the cause of action occurred on or before 30 June 2008;
- (b) \$750,000 where the act or omission giving rise to the cause of action occurred between 1 July 2008 and 30 June 2009;
- (c) \$1 million where the act or omission giving rise to the cause of action occurred after 1 July 2009.

3.2 Where a participant against whom a proceeding is brought relating to occupational liability in connection with Category 1 services is able to satisfy the court of (a), (b) or (c) below, the participant is not liable in damages in relation to that cause of action above the lesser of the Category 1 limitation amount determined under clause 3.4 and the Category 1 monetary ceiling specified in Clause 3.3:

(a) the participant has the benefit of an insurance policy insuring the participant against that occupational liability, and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the person by way of excess under or in relation to the policy) is not less than the amount of the Category 1 monetary ceiling or the Category 1 limitation amount;

OR

(b) the participant has business assets the net current market value of which is not less than the amount of the Category 1 monetary ceiling or Category 1 limitation amount;

OR

(c) the participant has business assets and the benefit of an insurance policy insuring the participant against that occupational liability, and the net current market value of the assets and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the

participant by way of excess under or in relation to the policy), if combined, is not less than the amount of the Category 1 monetary ceiling or Category 1 limitation amount.

3.3 The Category 1 monetary ceiling is \$75 million.

3.4 The Category 1 limitation amount is an amount equal to a reasonable charge for the Category 1 services provided by the participant or which the participant failed to provide and to which the cause of action relates, multiplied by the multiplier specified in clause 3.4.2 below.

3.4.1 In determining the amount of a reasonable charge a court is to have regard to any amount actually charged and to:

- (a) the amount that would ordinarily be charged in accordance with a scale of charges prescribed or accepted by the Institute; or
- (b) if there is no such scale, the amount that a competent person of the same qualifications and experience as the participant would be likely to charge in the same circumstances.

3.4.2 The multiplier is 10.

3.5 Where a participant against whom a proceeding is brought relating to occupational liability in connection with Category 2 services is able to satisfy the court of (a), (b), or (c) below, the participant is not liable in damages in relation to that cause of action above the monetary ceiling specified in clause 3.6:

(a) the participant has the benefit of an insurance policy insuring the participant against that occupational liability, and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the person by way of excess under or in relation to the policy) is not less than the amount of the Category 2 monetary ceiling;

OR

(b) the participant has business assets the net current market value of which is not less than the amount of the Category 2 monetary ceiling;

OR

(c) the participant has business assets and the benefit of an insurance policy insuring the participant against that occupational liability, and the net current market value of the assets and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the participant by way of excess under or in relation to the policy), if combined, would total an amount that is not less than the amount of the Category 2 monetary ceiling.

3.6 The Category 2 monetary ceiling is the lesser of:

- (a) \$20 million; and
- (b) the highest fee (or the highest total of fees) billed by a participant (or if the participant is a member of a practice entity (whether a practice entity member of the Institute or not), by all participants who are members of or a part of

the practice entity) in a single financial year for a Category 2 engagement:

- (i) over the 3 full financial years immediately prior to the financial year in which the participant commences to provide the Category 2 services which are the subject of the proceeding against the participant, or
- (ii) if the participant has less than three full financial years' Category 2 services fee history immediately prior to the financial year in which the participant commences to provide the Category 2 services which are the subject of the proceeding against the participant, over the two full financial years or (if the participant has less than 2 years' but one year's or more than one year's such fee history) that full financial year immediately prior to the financial year in which the participant commences to provide the Category 2 services which are the subject of the proceeding,

multiplied by 10

OR

- (c) if the participant has no, or less than one full financial year's, Category 2 services fee history immediately prior to the financial year in which the participant commences to provide the Category 2 services which are the subject of the proceeding against the participant, the applicable amount specified in clause 3.1.

3.7 Where a participant against whom a proceeding is brought relating to occupational liability in connection with Category 3 services is able to satisfy the court of (a), (b), or (c) below, the participant is not liable in damages in relation to that cause of action above the lesser of the Category 3 limitation amount determined under clause 3.9 and the amount of the Category 3 monetary ceiling specified in clause 3.8:

(a) the participant has the benefit of an insurance policy insuring the participant against that occupational liability, and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the person by way of excess under or in relation to the policy) is not less than the amount of the Category 3 monetary ceiling or the Category 3 limitation amount;

OR

(b) the participant has business assets the net current market value of which is not less than the amount of the Category 3 monetary ceiling or Category 3 limitation amount;

OR

(c) the participant has business assets and the benefit of an insurance policy insuring the participant against that occupational liability, and the net current market value of the assets and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the participant by way of excess under or in relation to the policy), if combined,

would total an amount that is not less than the amount of the Category 3 monetary ceiling or Category 3 limitation amount.

- 3.8 The Category 3 monetary ceiling is \$20 million.
- 3.9 The Category 3 limitation amount is an amount equal to a reasonable charge for the Category 3 services provided by the participant or which the participant failed to provide and to which the cause of action relates, multiplied by the multiplier specified in clause 3.9.2 below.
- 3.9.1 In determining the amount of a reasonable charge a court is to have regard to any amount actually charged and to:
- (a) the amount that would ordinarily be charged in accordance with a scale of charges prescribed or accepted by the Institute; or
 - (b) if there is no such scale, the amount that a competent person of the same qualifications and experience as the participant would be likely to charge in the same circumstances.
- 3.9.2 The multiplier is 10.
- 3.10 Pursuant to s 24 of the Act, this scheme confers on the Institute a discretionary authority to specify, on application by a participant, a higher maximum amount of liability not exceeding \$75 million than would otherwise apply under the scheme in respect of any specified case or class of case of Category 2 services or Category 3 services, where the fee for the service or services is, or is reasonably expected to be, \$2 million or greater.
- The higher maximum amount of liability will apply if the Institute exercises its discretion and approves the higher maximum amount of liability prior to the participant beginning to provide the relevant services.
- 3.11 In circumstances where the services provided by a participant comprise a combination of Category 1 services and any of:
- (a) Category 2 services;
 - (b) Category 3 services;
 - (c) Category 2 services and Category 3 services;
- the participant's liability under this Scheme for damages in respect of a proceeding in relation to occupational liability in excess of the applicable amount specified in clause 3.1 brought against it will be the highest of:
- (a) the lesser of the Category 1 limitation amount determined under clause 3.4 and the amount of the Category 1 monetary ceiling specified in clause 3.3, in respect of the Category 1 services; and
 - (b) the Category 2 monetary ceiling in respect of the Category 2 services, determined in accordance with clause 3.6; and
 - (c) the lesser of the Category 3 limitation amount determined under clause 3.9 and the amount of the Category 3 monetary ceiling specified in clause 3.8, in respect of the Category 3 services.

- 3.12 In circumstances where the services provided by a participant comprise a combination of Category 2 services and Category 3 services, the participant's liability under this Scheme for damages in respect of a proceeding in relation to occupational liability in excess of the applicable amount specified in clause 3.1 brought against it will be (subject to clause 3.10) the higher of:
- (a) the Category 2 monetary ceiling in respect of the Category 2 services, determined in accordance with clause 3.6; and
 - (b) the lesser of the Category 3 limitation amount determined under clause 3.9 and the amount of the Category 3 monetary ceiling specified in clause 3.8, in respect of the Category 3 services.
- 3.13 Nothing in this Scheme is intended to increase, or has the effect of increasing, a participant's liability for damages to a person beyond the amount that, other than for the existence of this Scheme, the participant would be liable in law.
- 3.14 This scheme only limits the amount of damages for which a participant is liable if and to the extent that the damages exceed the applicable amount specified in clause 3.1. Where the amount of damages in relation to a cause of action exceeds the applicable amount specified in clause 3.1 but the damages which may be awarded as determined by this scheme are equal to or less than the applicable amount specified in clause 3.1, liability for those damages will instead be limited to the applicable amount specified in clause 3.1.

4. Definitions

- 4.1 In this Scheme, the following words and phrases have the following meanings:

“Category 1 services” means:

- all services required by Australian law to be provided only by a registered company auditor;
- all other services provided by a registered company auditor in his or her capacity as auditor;
- all services the deliverables from which:
 - (i) will be used in determining the nature, timing and extent of audit procedures in the context of an audit of a financial report; or
 - (ii) will be incorporated into the financial report of an entity; or
 - (iii) are required by law or regulation to be filed with a regulator (excluding returns signed by a registered tax agent);

“Category 2 services” means:

- services to which Chapter 5 or Chapter 5A of the Corporations Act applies;
- services provided pursuant to s.233(2) of the Corporations Act;
- services to which the Bankruptcy Act 1966 applies;
- services arising out of any court appointed liquidation or receivership

“Category 3 services” means any services provided by a participant in the performance of his, her or its occupation, which are not Category 1 or Category 2 services.

“occupational liability” has the same meaning as is ascribed to that term in the Act.

PROFESSIONAL STANDARDS ACT 1994

Notification Pursuant to Section 13

CPA Australia Ltd (NSW) Scheme

PURSUANT to section 13 of the Professional Standards Act 1994, I authorise the publication of the CPA Australia Ltd (NSW) Scheme. The Scheme will commence on 8 October 2007.

JOHN HATZISTERGOS,
Attorney General

PROFESSIONAL STANDARDS ACT 1994 (NSW)

The CPA Australia Ltd (NSW) Scheme

Preamble

- A. CPA Australia Limited (“CPA Australia”) is a national occupational association.
- B. CPA Australia has made an application to the Professional Standards Council, appointed under the Professional Standards Act 1994 (NSW) (“the Act”) for a scheme under the Act.
- C. The scheme is prepared by CPA Australia for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The scheme propounded by CPA Australia is to apply to all participating members referred to in clauses 2.2 and 2.3 of the Scheme.
- E. CPA Australia has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The scheme is intended to remain in force for a period of five (5) years from its commencement unless it is revoked, extended or ceases in accordance with section 32 of the Act.

The CPA Australia Limited (NSW) Scheme

1. Occupational Association

1.1 The CPA Australia Limited (NSW) Scheme (the “Scheme”) is a scheme under the Professional Standards Act 1994 (NSW) (“the Act”) of CPA Australia Limited (“CPA Australia”), Level 28, 385 Bourke Street, Melbourne VIC 3000.

1.2 Definitions of terms used in the Scheme appear in the Scheme, including in Part 4.

2. Persons to Whom the Scheme Applies

2.1 This Scheme applies to participating members, being those CPA Australia members referred to in clauses 2.2 and 2.3 of the Scheme, and to all persons to whom the Scheme applied at the time of the relevant act or omission on which a cause of action for damages for occupational liability is founded¹. Each such

participating member and person is referred to in the Scheme as a “participant”.

¹ Sections 18 and 19 of the Act provide that if the Scheme applies to a body corporate, the Scheme also applies to each officer of the body corporate and if the Scheme applies to a person, the Scheme also applies to each partner of a person, and if the Scheme applies to a person, the Scheme also applies to each employee of that person, provided that if such officer of the corporation or partner of the person or employee of the person is entitled to be a member of the same occupational association, such officer, partner or employee is a member of the occupational association. Section 20 provides that the Scheme may also apply to other persons as specified in that section. Sections 18 to 19 do not expressly extend the application of a scheme to employees of a body corporate although that would logically be the intention. Section 20A extends the limitation of liability of persons to whom the Scheme applies by virtue of sections 18 to 20.

2.2 All members who hold a current Public Practice Certificate issued by CPA Australia and affiliate members of CPA Australia other than financial services licensees.

2.3 All practice entity members other than financial services licensees².

² A practice entity member is a practice entity which has been admitted to membership of CPA Australia. This category of membership is available for practice entities which are entitled to use the CPA Australia description, having satisfied the necessary requirements.

2.4 No person to whom the Scheme applies may choose not to be subject to the Scheme, provided that CPA Australia may, on application by a person, exempt the person from the Scheme if CPA Australia is satisfied that he or she would suffer financial hardship in obtaining professional indemnity insurance to the levels set out in clause 3.1 below.

3. Limitation of Liability

3.1 This Scheme only affects the liability of a participant for damages³ arising from a single cause of action to the extent to which the liability results in damages exceeding:

- (a) \$500,000 where the act or omission giving rise to the cause of action occurred on or before 30 June 2008;
- (b) \$750,000 where the act or omission giving rise to the cause of action occurred between 1 July 2008 and 30 June 2009;
- (c) \$1 million where the act or omission giving rise to the cause of action occurred after 1 July 2009.

³ Damages as defined in section 4 of the Act means

- (a) damages awarded in respect of a claim or counter-claim or by way of set-off; and
- (b) costs in or in relation to the proceedings ordered to be paid in connection with such an award (other than costs incurred in enforcing a judgment or incurred on an appeal made by a defendant); and
- (c) any interest payable on the amount of those damages or costs.

3.2 Where a participant against whom a proceeding is brought relating to occupational liability in connection with Category 1 services is able to satisfy the court of (a), (b) or (c) below, the participant is not liable in damages in relation to that cause of action above the lesser of the Category 1 limitation amount determined under clause 3.4 and the Category 1 monetary ceiling specified in clause 3.3:

- (a) the participant has the benefit of an insurance policy insuring the participant against the occupational liability and the amount payable under the insurance policy in respect of the occupational liability relating to the cause of action (including any amount payable by the person by way of excess under or in relation

to the policy) is not less than the amount of the Category 1 monetary ceiling or the Category 1 limitation amount;

OR

- (b) the participant has business assets the net current market value of which is not less than the amount of the Category 1 monetary ceiling or Category 1 limitation amount;

OR

- (c) the participant has business assets and the benefit of an insurance policy insuring the participant against that occupational liability, and the net current market value of the business assets and the amount payable under the insurance policy in respect of that occupational liability relating to that cause of action (including any amount payable by the participant by way of excess under or in relation to the policy), if combined, is not less than the amount of the Category 1 monetary ceiling or Category 1 limitation amount.

3.3 The Category 1 monetary ceiling is \$75 million.

3.4 The Category 1 limitation amount is an amount equal to a reasonable charge⁴ for the Category 1 services provided by the participant or which the participant failed to provide and to which the cause of action relates, multiplied by the multiplier specified in clause 3.4.2 below.

3.4.1 In determining the amount of a reasonable charge a court is to have regard to any amount actually charged and to:

- (a) the amount that would ordinarily be charged in accordance with a scale of charges prescribed or accepted by CPA Australia; or
- (b) if there is no such scale, the amount that a competent person of the same qualifications and experience as the participant would be likely to charge in the same circumstances.

3.4.2 The multiplier is 10.

⁴ Section 23 (2) of the Act provides that in determining the amount of a reasonable charge, a court is to have regard to any amount actually charged and to:

- (a) the amount that would ordinarily be charged in accordance with a scale of charges accepted by the occupational association of which the person is a member; or
- (b) if there is no such scale, the amount that a competent person of the same qualifications and experience as the person would be likely to charge in the same circumstances.

3.5 Where a participant against whom a proceeding is brought relating to occupational liability in connection with Category 2 services is able to satisfy the court of (a), (b) or (c) below, the participant is not liable in damages in relation to that cause of action above the monetary ceiling specified in clause 3.6:

- (a) the participant has the benefit of an insurance policy insuring the participant against the occupational liability, and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the person by way of excess under or in relation

to the policy) is not less than the amount of the Category 2 monetary ceiling;

OR

- (b) the participant has business assets the net current market value of which is not less than the amount of the Category 2 monetary ceiling;

OR

- (c) the participant has business assets and the benefit of an insurance policy insuring the participant against that occupational liability, and the net current market value of the business assets and the amount payable under the insurance policy in respect of that occupational liability relating to that cause of action (including any amount payable by the participant by way of excess under or in relation to the policy), if combined, would total an amount that is not less than the amount of the Category 2 monetary ceiling.

3.6 The Category 2 monetary ceiling is the lesser of:

- (a) \$20 million; and

- (b) the highest fee (or the highest total of fees) billed by a participant or if the participant is a member of a practice entity (whether a practice entity member of CPA Australia or not), by all participants who are members of or part of the practice entity in a single financial year for a Category 2 engagement:

- (i) over the three (3) full financial years immediately prior to the financial year in which the participant commences to provide Category 2 services which are the subject of the proceeding against the participant; or

- (ii) if the participant has less than three (3) full financial years' Category 2 services fee history immediately prior to the financial year in which the participant commences to provide the Category 2 services which are the subject of the proceeding against the participant, over the two full financial years or that full financial year immediately prior to the financial services year in which the participant commences to provide the Category 2 services which are the subject of the proceeding

multiplied by 10;

OR

- (c) if the participant has no, or less than one full financial year's Category 2 services fee history immediately prior to the financial year in which the participant commences to provide the Category 2 services which are the subject of the proceeding against the participant, the applicable amount specified in clause 3.6 (a) above.

3.7 Where a participant against whom a proceeding is brought relating to occupational liability in connection with Category 3 services is able to satisfy the court of (a), (b) or (c) below, the participant is not liable in damages in relation to that cause of action above the lesser of the Category 3 limitation amount determined under clause 3.9 and the amount of the Category 3 monetary ceiling specified in clause 3.8:

- (a) the participant has the benefit of an insurance policy insuring the participant against the occupational liability, and the amount payable under the insurance policy in respect of the occupational liability relating to that cause of action (including any amount payable by the person by way of excess under or in relation to the policy) is not less than the amount of the Category 3 monetary ceiling or the Category 3 limitation amount;
- OR
- (b) the participant has business assets the net current market value of which is not less than the amount of the Category 3 monetary ceiling or Category 3 limitation amount;
- OR
- (c) the participant has business assets and the benefit of an insurance policy insuring the participant against that occupational liability, and the net current market value of the business assets and the amount payable under the insurance policy in respect of that occupational liability relating to that cause of action (including any amount payable by the participant by way of excess under or in relation to the policy), if combined, would total an amount that is not less than the amount of the Category 3 monetary ceiling or Category 3 limitation amount.
- 3.8 The Category 3 monetary ceiling is \$20 million.
- 3.9 The Category 3 limitation amount is an amount equal to a reasonable charge for the Category 3 services provided by the participant or which the participant failed to provide and to which the cause of action relates, multiplied by the multiplier specified in clause 3.9.2 below.
- 3.9.1 In determining the amount of a reasonable charge a court is to have regard to any amount actually charged and to:
- (a) the amount that would ordinarily be charged in accordance with a scale of charges prescribed or accepted by CPA Australia; or
- (b) if there is no such scale, the amount that a competent person of the same qualifications and experience as the participant would be likely to charge in the same circumstances.
- 3.9.2 The multiplier is 10.
- 3.10 Pursuant to section 24 of the Act, this Scheme confers on CPA Australia a discretionary authority to specify, on application by a participant, a higher maximum amount of liability not exceeding \$75 million than would otherwise apply under the Scheme in respect of any specified case or class of case of Category 2 services or Category 3 services, where the fee for the service or services is, or is reasonably expected to be, \$2 million or greater. The higher maximum amount of liability will apply if CPA Australia exercises its discretion and approves the higher maximum amount of liability prior to the participant beginning to provide the relevant services.
- 3.11 In circumstances where the services provided by a participant comprise a combination of Category 1 services and any of:
- (a) Category 2 services;
- (b) Category 3 services;
- (c) Category 2 services and Category 3 services, the participant's liability under this Scheme for damages in respect of a proceeding in relation to occupational liability in excess of the applicable amount specified in clause 3.1 brought against it will be determined in accordance with those provisions of the Scheme relating to Category 1 services only, that is, clauses 3.2 to 3.4.
- 3.12 In circumstances where the services provided by a participant comprise a combination of Category 2 services and Category 3 services, the participant's liability under this Scheme for damages in respect of a proceeding in relation to occupational liability in excess of the applicable amount specified in clause 3.1 brought against it will be determined (subject to clause 3.10) in accordance with those provisions of the Scheme relating to Category 2 services only, that is clauses 3.5 and 3.6.
- 3.13 Nothing in this scheme is intended to increase, or has the effect of increasing, a participant's liability for damages to a person beyond the amount that, other than for the existence of this Scheme, the participant would be liable in law.
- 3.14 This Scheme only limits the amount of damages for which a participant is liable if and to the extent that the damages exceed the applicable amount specified in clause 3.1. Where the amount of damages in relation to a cause of action exceeds the applicable amount specified in clause 3.1 but the damages which may be awarded as determined by this scheme are equal to or less than the applicable amount specified in clause 3.1, liability for those damages will instead be limited to the applicable amount specified in clause 3.1.
4. Definitions
- 4.1 In this Scheme, the following words and phrases have the following meanings:
- "Category 1 services" means:
- (a) all services required by Australian law to be provided only by a registered company auditor;
- (b) all other services provided by a registered company auditor in his or her capacity as auditor;
- (c) all services the deliverables from which:
- (i) will be used in determining the nature, timing and extent of audit procedures in the context of an audit of a financial report; or
- (ii) will be incorporated into the financial report of an entity; or
- (iii) are required by law or regulation to be filed with a regulator (excluding returns signed by a registered tax agent).

“Category 2 services” means:

- (a) services to which Chapter 5 or Chapter 5A of the Corporations Act 2001 (Cth) applies;
- (b) services provided pursuant to section 233 (2) of the Corporations Act 2001 (Cth);
- (c) services to which the Bankruptcy Act 1966 (Cth) applies; or
- (d) services arising out of any court appointed liquidation or receivership.

“Category 3 services” means any services provided by a participant in the performance of his, her or its occupation, which are not Category 1, Category 2 or financial planning services.

“Occupation liability” has the same meaning as is ascribed to that term in the Act.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Issued Under Section 34

Supply of Regulated Goods

PURSUANT to subsection (3) of section 34 of the Poisons and Therapeutic Goods Act 1966, I John Lumby, Chief Pharmacist, a duly appointed delegate of the Minister for Health, do hereby exempt from the operation of subsection (1) of section 34 of the Poisons and Therapeutic Goods Act the supply of “Visine Tired Eyes with TSP” daily vial sterile eye drops, a regulated good not containing any substance listed in any schedule of the Standard for the Uniform Scheduling of Drugs and Poisons, as in force from time to time, published by the Australian Government under the Therapeutic Goods Act 1989, by Pfizer Pty Limited or any agent of Pfizer Pty Limited, subject to the following conditions:

- (a) the goods must be offered only to persons aged 16 years or more; and
- (b) the person being offered the supply of the goods must be advised of the therapeutic indication(s) for the use of the goods prior to the supply of the goods and must be afforded the opportunity to refuse to accept the goods.

Signed at Sydney this third day of January 2007.

JOHN LUMBY,
Chief Pharmacist
Delegate of the Minister for Health

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Issued Under Section 34

Supply of Regulated Goods

PURSUANT to subsection (3) of section 34 of the Poisons and Therapeutic Goods Act 1966, I John Lumby, Chief Pharmacist, a duly appointed delegate of the Minister for Health, do hereby exempt from the operation of subsection (1) of section 34 of the Poisons and Therapeutic Goods Act the supply of “Nicorette” products that are not included in any schedule of the Standard for the Uniform Scheduling of Drugs and Poisons, as in force from time to time, published by the Australian Government under the Therapeutic Goods Act 1989, by Johnson & Johnson Pacific Pty Limited or any authorised agent of Johnson & Johnson Pacific Pty Limited, subject to the following conditions:

- (a) the product must be offered only to persons aged 18 years or more; and
- (b) the person being offered the supply of the product must be advised of the therapeutic indication(s) for the use of the product prior to the supply and must be afforded the opportunity to refuse to accept the product.

Signed at Sydney this twenty-seventh day of September 2007.

JOHN LUMBY,
Chief Pharmacist
Delegate of the Minister For Health

TENDERS

Department of Commerce

SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

BAULKHAM HILLS SHIRE COUNCIL

Roads Act 1993 and Roads (General) Regulation 2000

Name Crown Road as Gibbs Road

NOTICE is hereby given pursuant to the Roads (General) Regulation 2000 as amended and Clause 162 of the Roads Act 1993 as amended, Baulkham Hills Shire Council resolved on 17 July 2007 to name a Crown road as "Gibbs Road", location described below.

Name	Description
Gibbs Road	The section of road commencing at Lot 212 Deposited Plan 752047 at the intersection of Hidden Valley Lane, Kenthurst, through to the end of the road at Lot 6 DP 590065.

For further enquiries regarding this matter please contact Land Information Team Leader – Lesa Robinson on (02) 9843 0555.

D. WALKER, General Manager, Baulkham Hills Shire Council, PO Box 75, Castle Hill NSW 1765. [3536]

LIVERPOOL CITY COUNCIL

Land Acquisition (Just Terms Compensation) 1991

Notice of Compulsory Acquisition of Land

THE Liverpool City 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 a Water Management Facility. Dated at Liverpool this 27th day of September 2007. PHIL TOLHURST, General Manager, Liverpool City Council, Administration Centre, 1 Hoxton Park Road, Liverpool NSW 2170.

SCHEDULE

Lot 111, DP 1104619. [3537]

PORT STEPHENS COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act, 1991

Notice of Compulsory Acquisition of Land

PORT STEPHENS COUNCIL declares, with the approval of Her Excellency the Governor, that the lands described in the schedule below, excluding any mines or deposits of minerals in the land, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of a public road.

Dated at Raymond Terrace this 3rd day of October 2007. P GESLING, General Manager, Port Stephens Council PO Box 42 Raymond Terrace, NSW 2324. (Council file A2004-1016).

SCHEDULE

Lot 7 DP1054367

Lot 8 DP1054367

Lot 9 DP1054367

Lot 10 DP1054367

Lot 11 DP1054367

Lot 12 DP1054367

[3538]

SYDNEY CITY COUNCIL

Roads (General) Regulation 2000

Road Naming

NOTICE is hereby given that the Sydney City Council, in pursuance of Division 2 of the above mentioned Regulation has named the following roads as shown hereunder:

Unnamed laneway between No. 389 and No. 391 and behind No. 389 to No. 395 George Street, Sydney as TEMPERANCE LANE

Proposed New Roads –

A new road running in an easterly direction from Rothschild Avenue, being within development site at Nos.1-23 Rothschild Avenue, Rosebery as STEDMAN STREET

A new road running in a southerly direction from Epsom Road, being within development site at Nos. 1-23 Rothschild Avenue, Rosebery as SPRING STREET

Authorised by Resolution of Council on 10 September 2007. [3539]

COMPANY NOTICES

NOTICE convening final meeting of members.—NEWCASTLE TENNIS ACADEMY PTY LTD, ACN 002 602 753 (in liquidation).—Notice is hereby given pursuant to section 509 of the Corporations Act 2001, that a final meeting of members of the abovenamed company will be held on 8 November 2007, at 9.00 a.m., at the office of Crosbie Warren Sinclair, Certified Practising Accountants, cnr Pacific Highway and Warabrook Boulevard, Warabrook NSW 2304, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of and hearing any explanation that may be given by the liquidator. Dated this 2nd day of October 2007. BRENT ANTONY PERKINS, Liquidator, Crosbie Warren Sinclair, Certified Practising Accountants, Box 29, Hunter Regional Mail Centre NSW 2310, tel.: (02) 4923 4000. [3540]

OTHER NOTICES

CONCORD REPATRIATION GENERAL HOSPITAL

Pesticide & Herbicide Notification Plan

CONCORD REPATRIATION GENERAL HOSPITAL'S Pesticide & Herbicide Notification Plan is available for viewing on the hospital Website www.concordhospital.com.au (located under "Departmental Information") and also on the information noticeboard which is located in the Lower Ground Lift Foyer, Building 5 Concord Hospital, Hospital Road Concord 2139. [3541]

