



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 32

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LEGISLATION

Proclamations



New South Wales

Proclamation

under the

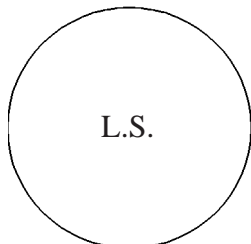
Mount Panorama Motor Racing Amendment Act 2006 No 117

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Mount Panorama Motor Racing Amendment Act 2006*, do, by this my Proclamation, appoint 16 February 2007 as the day on which that Act commences.

Signed and sealed at Sydney, this 14th day of February 2007.

By Her Excellency's Command,



L.S.

SANDRA NORI, M.P.,

Minister for Tourism, Sport and Recreation

GOD SAVE THE QUEEN!



New South Wales

Proclamation

under the

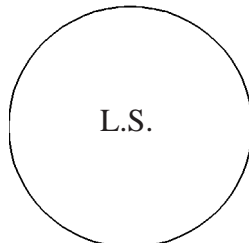
National Parks and Wildlife (Adjustment of Areas) Act 2006 No 15

MARIE BASHIR, Governor:

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *National Parks and Wildlife (Adjustment of Areas) Act 2006*, do, by this my Proclamation, appoint 16 February 2007 as the day on which that Act commences.

Signed and sealed at Sydney, this 7th day of February 2007.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!



New South Wales

Proclamation

under the

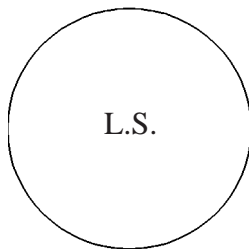
Victims Support and Rehabilitation Amendment Act 2006 No 127

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Victims Support and Rehabilitation Amendment Act 2006*, do, by this my Proclamation, appoint 16 February 2007 as the day on which the uncommenced provisions of that Act (except for Schedule 3) commence.

Signed and sealed at Sydney, this 14th day of February 2007.

By Her Excellency's Command,



BOB DEBUS, M.P.,
Attorney General

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence the uncommenced provisions of the *Victims Support and Rehabilitation Amendment Act 2006* (except for Schedule 3 to that Act which is consequential on uncommenced changes to Part 15A of the *Crimes Act 1900*). The amendments to be commenced deal with, among other things, statutory compensation for prescribed expenses to a primary victim of an act of violence.

Regulations



New South Wales

Electronic Transactions Regulation 2007

under the

Electronic Transactions Act 2000

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

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The object of this Regulation is to repeal and remake, without substantial alteration, the *Electronic Transactions Regulation 2001*, which would otherwise be repealed on 1 September 2007 by section 10 (2) of the *Subordinate Legislation Act 1989*.

This Regulation makes provision for the following:

- (a) the exclusion of certain laws from the operation of section 7 (1) of the *Electronic Transactions Act 2000 (the Act)*, with the result that section 7 (1) does not allow electronic transactions to be used for the purposes of those laws,
- (b) the exclusion of certain laws from the operation of Division 2 of Part 2 of the Act, with the result that Division 2 does not authorise:
 - (i) the giving of information in electronic form, or
 - (ii) the use of electronic signatures, or
 - (iii) the production of documents in electronic form, or
 - (iv) the retention of information in electronic form,for the purposes of those laws,
- (c) to declare the Workers Compensation Commission, and the Registrar of the Workers Compensation Commission, to be courts for the purposes of Part 2A of the Act.

This Regulation is made under the *Electronic Transactions Act 2000*, including sections 7, 12 and 15 (the general regulation-making power) and the definition of **court** in section 14A (1).

Electronic Transactions Regulation 2007

Explanatory note

This Regulation relates to matters arising under legislation that is substantially uniform or complementary with legislation of the Commonwealth or another State or Territory and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

Electronic Transactions Regulation 2007

Contents

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Clause 1 Electronic Transactions Regulation 2007

Electronic Transactions Regulation 2007

under the

Electronic Transactions Act 2000

1 Name of Regulation

This Regulation is the *Electronic Transactions Regulation 2007*.

2 Commencement

- (1) This Regulation commences on the day it is published in the Gazette, except as provided by subclause (2).
- (2) Clauses 4 (2) and 7 (2) commence on the later of:
 - (a) the day on which Schedule 15 to the *Parliamentary Electorates and Elections Amendment Act 2006* commences, or
 - (b) the day on which this Regulation is published in the Gazette, and are repealed on the day following the day on which those subclauses commence.

Note. This Regulation repeals and replaces the *Electronic Transactions Regulation 2001* which would otherwise be repealed on 1 September 2007 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definitions

- (1) In this Regulation:

judicial body means court or tribunal, and includes any other body or person exercising judicial or quasi-judicial functions.

the Act means the *Electronic Transactions Act 2000*.
- (2) Notes included in this Regulation do not form part of this Regulation.

4 Certain laws excluded from section 7 (1) of the Act

- (1) Section 7 (1) of the Act does not apply to the following laws of this jurisdiction:

Conveyancing Act 1919, section 23C

Election Funding Act 1981, and any regulations under that Act

Freedom of Information Act 1989, and any regulations under that Act

Legal Profession Act 2004, and any regulations under that Act

Local Government Act 1993, Chapter 10, and any regulations under that Act with respect to the matters dealt with in that Chapter

Parliamentary Electorates and Elections Act 1912, and any regulations under that Act

Poisons and Therapeutic Goods Act 1966, and any regulations under that Act

Any other Act or regulation that makes provision for the conduct of polls or elections by the Electoral Commissioner, to the extent only to which it makes such provision.

- (2) Subclause (1) is amended by inserting “or by an accredited election service provider (referred to in Part 6A of the *Parliamentary Electorates and Elections Act 1912*)” after “Electoral Commissioner”.

5 Certain requirements excluded from Division 2 of Part 2 of the Act

Division 2 of Part 2 of the Act does not apply to the following requirements and classes of requirements:

- (a) any requirement under a law of this jurisdiction for a person to lodge or file a document with a judicial body in connection with legal proceedings,
- (b) any requirement under a law of this jurisdiction for a person to sign a document to be lodged or filed with a judicial body in connection with legal proceedings,
- (c) any requirement under a law of this jurisdiction for a person to produce a document:
 - (i) to a judicial body in connection with legal proceedings, or
 - (ii) to a party to legal proceedings in connection with those proceedings,
- (d) any requirement under a law of this jurisdiction for a person to retain a document:
 - (i) that has been lodged or filed with, or produced to, a judicial body in connection with legal proceedings, or
 - (ii) that has been admitted in evidence in any legal proceedings held before a judicial body, or
 - (iii) that has been issued by a judicial body in connection with any legal proceedings,
- (e) any requirement under a law of this jurisdiction for a document to be served personally or by post,
- (f) any requirement under a law of this jurisdiction for a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.

Clause 6 Electronic Transactions Regulation 2007

6 Certain permissions excluded from Division 2 of Part 2 of the Act

Division 2 of Part 2 of the Act does not apply to the following permissions and classes of permissions:

- (a) any permission under a law of this jurisdiction for a person to lodge or file a document with a judicial body in connection with legal proceedings,
- (b) any permission under a law of this jurisdiction for a person to sign a document to be lodged or filed with a judicial body in connection with legal proceedings,
- (c) any permission under a law of this jurisdiction for a person to produce a document:
 - (i) to a judicial body in connection with legal proceedings, or
 - (ii) to a party to legal proceedings in connection with those proceedings,
- (d) any permission under a law of this jurisdiction for a person to retain a document:
 - (i) that has been lodged or filed with, or produced to, a judicial body in connection with legal proceedings, or
 - (ii) that has been admitted in evidence in any legal proceedings held before a judicial body, or
 - (iii) that has been issued by a judicial body in connection with any legal proceedings,
- (e) any permission under a law of this jurisdiction for a document to be served personally or by post,
- (f) any permission under a law of this jurisdiction for a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.

7 Certain laws excluded from Division 2 of Part 2 of the Act

- (1) Division 2 of Part 2 of the Act does not apply to the following laws of this jurisdiction:

Conveyancing Act 1919, section 23C

Election Funding Act 1981, and any regulations under that Act

Freedom of Information Act 1989, and any regulations under that Act

Legal Profession Act 2004, and any regulations under that Act

Local Government Act 1993, Chapter 10, and any regulations under that Act with respect to the matters dealt with in that Chapter

Parliamentary Electorates and Elections Act 1912, and any regulations under that Act

Electronic Transactions Regulation 2007

Clause 8

Poisons and Therapeutic Goods Act 1966, and any regulations under that Act

Any other Act or regulation that makes provision for the conduct of polls or elections by the Electoral Commissioner, to the extent only to which it makes such provision.

- (2) Subclause (1) is amended by inserting “or by an accredited election service provider (referred to in Part 6A of the *Parliamentary Electorates and Elections Act 1912*)” after “Electoral Commissioner”.

8 Definition of “court” for the purposes of Part 2A of the Act

- (1) The Workers Compensation Commission is declared to be a court for the purposes of Part 2A of the Act.
- (2) The Registrar of the Workers Compensation Commission is declared to be a court for the purposes of Part 2A of the Act.

9 Repeal

The *Electronic Transactions Regulation 2001* is repealed.



New South Wales

Firearms Amendment (Exception) Regulation 2007

under the

Firearms Act 1996

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

JOHN WATKINS, M.P.,
Minister for Police

Explanatory note

The object of this Regulation is to provide for exceptions to the provision of the *Firearms Regulation 2006* that prevents the Commissioner of Police from issuing a firearms permit to an applicant who intends to possess or use a firearm for personal protection or for the protection of another person. Any such exception will be at the Commissioner's discretion and will only be given if requested by the Commonwealth Government.

This Regulation is made under the *Firearms Act 1996*, including sections 29 (5) and 88 (the general regulation-making power).

Clause 1 Firearms Amendment (Exception) Regulation 2007

Firearms Amendment (Exception) Regulation 2007

under the

Firearms Act 1996

1 Name of Regulation

This Regulation is the *Firearms Amendment (Exception) Regulation 2007*.

2 Amendment of Firearms Regulation 2006

Clause 11 (2) (Additional grounds for refusal of permit) of the *Firearms Regulation 2006* is amended by inserting after the word “must” the words “, except in such cases as the Commissioner (at the request of the Commonwealth Government) considers appropriate,”.



New South Wales

Mount Panorama Motor Racing Amendment Regulation 2007

under the

Mount Panorama Motor Racing Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Mount Panorama Motor Racing Act 1989*.

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

Explanatory note

The objects of this Regulation are to:

- (a) increase the penalties for certain offences under the *Mount Panorama Motor Racing Regulation 2005* (the *principal Regulation*), and
- (b) update references in relation to the Bathurst Regional Council and the Department of the Arts, Sport and Recreation in the principal Regulation, and
- (c) increase the fee for a permit to conduct motor racing meetings under the *Mount Panorama Motor Racing Act 1989*.

This Regulation is made under the *Mount Panorama Motor Racing Act 1989*, including section 15 (the general regulation-making power).

Clause 1 Mount Panorama Motor Racing Amendment Regulation 2007

Mount Panorama Motor Racing Amendment Regulation 2007

under the

Mount Panorama Motor Racing Act 1989

1 Name of Regulation

This Regulation is the *Mount Panorama Motor Racing Amendment Regulation 2007*.

2 Commencement

This Regulation commences on 16 February 2007.

3 Amendment of Mount Panorama Motor Racing Regulation 2005

The *Mount Panorama Motor Racing Regulation 2005* is amended as set out in Schedule 1.

Mount Panorama Motor Racing Amendment Regulation 2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clause 3 Definitions

Omit the definition of *Council* from clause 3 (1).

[2] Clause 6 Parking and driving

Omit “5 penalty units” wherever occurring in clause 6 (2), (5) and (6).

Insert instead “20 penalty units”.

[3] Clause 7 Damage to vegetation and structures

Omit “5 penalty units”. Insert instead “20 penalty units”.

[4] Clause 8 Camping and erection of structures

Omit “5 penalty units” wherever occurring in clause 8 (1) and (2).

Insert instead “10 penalty units”.

[5] Clause 9 Building

Omit “5 penalty units” wherever occurring. Insert instead “20 penalty units”.

[6] Clause 10

Omit the clause. Insert instead:

10 Other conduct prohibited

- (1) A person must not, without the consent of the Council:
- (a) allow any animal in the person’s custody or under the person’s control to enter on or remain within the Circuit, or
 - (b) erect any hoarding or notice, or display or distribute any advertising matter, sign, bill, poster or other matter, within the Circuit, or
 - (c) sell, offer for sale, or distribute any service, article or thing within the Circuit, or
 - (d) conduct any entertainment within the Circuit, or
 - (e) deposit litter within the Circuit except in receptacles provided for that purpose.

Maximum penalty: 10 penalty units.

Mount Panorama Motor Racing Amendment Regulation 2007

Schedule 1 Amendments

- (2) A person must not, without the consent of the Council:
- (a) do or say anything calculated to hinder or interfere with the proper progress of the motor racing or associated events within the Circuit, or
 - (b) obstruct any person in the performance of that person's work or duties within the Circuit, or
 - (c) climb or jump over any fence, gate, enclosure, barrier or other structure within the Circuit.

Maximum penalty: 20 penalty units.

[7] Clause 11 Exclusion of public

Omit "5 penalty units" from clause 11 (2). Insert instead "20 penalty units".

[8] Clause 12 Removal of public

Omit "5 penalty units" from clause 12 (2). Insert instead "20 penalty units".

[9] Clause 14 Hindering and obstructing

Omit "5 penalty units". Insert instead "20 penalty units".

[10] Clause 21 Permits

Omit "Department of Tourism, Sport and Recreation" from clause 21 (1).

Insert instead "Department of the Arts, Sport and Recreation".

[11] Clause 21 (3)

Omit "\$500". Insert instead "\$2,500".

[12] Clause 22 Prescribed officer for issue of certain evidentiary certificates

Omit "Department of Tourism, Sport and Recreation".

Insert instead "Department of the Arts, Sport and Recreation".



New South Wales

Public Health (General) Amendment (Optical Appliances) Regulation 2007

under the

Public Health Act 1991

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

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

Explanatory note

The object of this Regulation is to authorise orthoptists who are registered with the Australian Orthoptists Registration Body Pty Ltd to prescribe spectacle lenses but only for persons who have been referred to them in writing in the previous 6 months by a registered optometrist or registered medical practitioner practising as an ophthalmologist.

This Regulation is made under the *Public Health Act 1991*, including sections 10AE and 82 (the general regulation-making power).

Clause 1 Public Health (General) Amendment (Optical Appliances) Regulation 2007

Public Health (General) Amendment (Optical Appliances) Regulation 2007

under the

Public Health Act 1991

1 Name of Regulation

This Regulation is the *Public Health (General) Amendment (Optical Appliances) Regulation 2007*.

2 Amendment of Public Health (General) Regulation 2002

The *Public Health (General) Regulation 2002* is amended by inserting after clause 20B:

20C Prescribing of optical appliances

For the purposes of section 10AE (1) (c) of the Act:

- (a) orthoptists who are registered with the Australian Orthoptists Registration Body Pty Ltd are declared to be authorised persons, and
- (b) the conditions and limitations with which an authorised person referred to in paragraph (a) must comply are that the authorised person may prescribe only spectacle lenses and only to someone who:
 - (i) has had, within the previous 6 months, an ocular health examination conducted by an optometrist or a registered medical practitioner practising as an ophthalmologist, and
 - (ii) has been referred in writing to the authorised person by the optometrist or medical practitioner.

Rules



New South Wales

Victims Support and Rehabilitation Amendment (Miscellaneous) Rule 2007

under the

Victims Support and Rehabilitation Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Rule under the *Victims Support and Rehabilitation Act 1996*.

BOB DEBUS, M.P.,
Attorney General

Explanatory note

The object of this Rule is to amend the *Victims Support and Rehabilitation Rule 1997* as a consequence of amendments made to the *Victims Support and Rehabilitation Act 1996* (**the Act**) by the *Victims Support and Rehabilitation Amendment Act 2006*. In particular, this Rule:

- (a) provides that applications for statutory compensation for prescribed expenses under the Act must include full particulars of the expenses incurred, and
- (b) limits the amount that may be awarded as compensation for the cost of counselling services, and
- (c) makes other miscellaneous amendments.

This Rule is made under the *Victims Support and Rehabilitation Act 1996*, including sections 18, 34 and 87 (the general rule-making power).

Clause 1 Victims Support and Rehabilitation Amendment (Miscellaneous) Rule 2007

Victims Support and Rehabilitation Amendment (Miscellaneous) Rule 2007

under the

Victims Support and Rehabilitation Act 1996

1 Name of Rule

This Rule is the *Victims Support and Rehabilitation Amendment (Miscellaneous) Rule 2007*.

2 Commencement

This Rule commences on 16 February 2007.

3 Amendment of Victims Support and Rehabilitation Rule 1997

The *Victims Support and Rehabilitation Rule 1997* is amended as set out in Schedule 1.

Victims Support and Rehabilitation Amendment (Miscellaneous) Rule 2007

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 3)

[1] Clause 7A

Insert after clause 7:

7A Details of prescribed expenses

An application for statutory compensation for prescribed expenses as referred to in section 14A of the Act is to include full particulars of the expenses for which compensation is sought, including receipts, invoices or other forms of substantiation of the expenditure incurred as the Director approves.

[2] Clause 10A

Insert after clause 10:

10A Maximum amount for counselling services

- (1) For the purposes of section 18 (3A) of the Act, the maximum amount that may be awarded as compensation for counselling services (other than counselling services to which Division 3A of Part 2 of the Act applies) is the amount calculated in accordance with the scale set out in the Table to this clause in respect of the relevant class of counsellor providing the service.
- (2) Compensation is not payable in respect of more than 22 hours of counselling sessions.
- (3) Despite subclause (2), compensation may be awarded for further periods of counselling (exceeding the 22 hour limit) if considered appropriate by a compensation assessor or the Tribunal, but only if the same type of counselling is not (in the opinion of a compensation assessor or the Tribunal) available under the approved counselling scheme set out in Division 3A of Part 2 of the Act.

Table

(1)	Social workers	\$77 per hour
(2)	Psychologists (including clinical psychologists)	\$99 per hour
(3)	Psychiatrists	\$121 per hour

Page 3

Victims Support and Rehabilitation Amendment (Miscellaneous) Rule 2007

Schedule 1 Amendments

[3] Clause 13 Standard conditions of awards of compensation

Omit the clause.

Other Legislation



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as an endangered species under that Act and, accordingly, Schedule 1 to that Act is amended by inserting in Part 1 in alphabetical order under the heading “Araliaceae” (under the heading “Plants”):

Astrotricha sp. Wallagaraugh (R.O. Makinson 1228)

Dated, this 31st day of January 2007.

Associate Professor Lesley Hughes
Chairperson of the Scientific Committee

Copies of final determination and reasons

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

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



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 omit reference to the following species as an endangered species under that Act and, accordingly, Schedule 1 to that Act is amended by omitting from Part 1 (under the heading “Plants”):

Celastraceae

- * *Apatophyllum constablei* McGillivray

Dated, this 31st day of January 2007.

Associate Professor Lesley Hughes
Chairperson of the Scientific Committee

Copies of final determination and reasons

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

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



New South Wales

Notice of Final Determination

under the

Threatened Species Conservation Act 1995

The Scientific Committee established under the *Threatened Species Conservation Act 1995* has made a final determination to insert the following species as a vulnerable species under that Act and, accordingly, Schedule 2 to that Act is amended by inserting in Part 1 in alphabetical order under the heading “Myrtaceae” (under the heading “Plants”):

Eucalyptus leucoxylon F. Muell. subsp. *pruinosa* (F. Muell. Ex. Miq.) Boland
Yellow Gum

Dated, this 31st day of January 2007.

Associate Professor Lesley Hughes
Chairperson of the Scientific Committee

Copies of final determination and reasons

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

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

ERRATUM

THE Erratum which appeared in the *Government Gazette* No. 31 of the 9 February 2007 on folio 758 contained an incorrect date. The erratum is now republished in full.

ERRATUM

THE proclamations published in the *Government Gazette* No. 24 of the 2 February 2007 folios 585 to 588 being

Aboriginal Land Rights Amendment Act 2006 No 111

Children and Young Persons (Care and Protection) Amendment (Parent Responsibility Contracts) Act 2006 No 67

Crimes and Courts Legislation Amendment Act 2006 No 107

contained an incorrect date:

"31st February 2007"

this should have read

"31st January 2007"

This erratum now amends that error and the gazettal date remains 2 February 2007.

OFFICIAL NOTICES

Appointments

GEOGRAPHICAL NAMES ACT 1966

Appointment of Members

Geographical Names Board of New South Wales

HER Excellency the Governor, with the advice of the Executive Council, pursuant to section 3 of the Geographical Names Act 1966, has appointed the following members to the Geographical Names Board of New South Wales for a term commencing 20 December 2006 until 12 December 2011:

Ms Wajiha AHMED, nominee of the Community Relations Commission of NSW

Mr Alan VENTRESS, nominee of the Royal Australian Historical Society

Mr Murray CHAPMAN, nominee of the NSW Aboriginal Land Council

Dr John EMERY, nominee of the Geographic Society of NSW

Cr Fran TEIRNEY, nominee of the Local Government Association of NSW and the Shires Association of NSW

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

Department of Lands

ARMIDALE OFFICE

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

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

RESERVATION OF CROWN LAND

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Inverell	Reserve No. 1013171
Local Government Area: Inverell Shire Council	Public Purpose: Public Recreation
Locality: Inverell	
<i>Lot Sec. D.P. No. Parish County</i>	
1 85 758536 Inverell Gough	
2 85 758536 Inverell Gough	
Area: About 590m ²	
File Reference: AE01R7	

APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Inverell Shire Council	Victoria Park Reserve Trust	Reserve No. 1013171
		Public Purpose: Public Recreation
		Notified: This Day
		File Reference: AE07R2/1

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Victoria Park Reserve Trust	Reserve No. 1013171
	Public Purpose: Public Recreation
	Notified: This Day
	File Reference: AE07 R 2/1

GRAFTON OFFICE

76 Victoria Street (Locked Bag 10), Grafton NSW 2460

Phone: (02) 6640 3400 Fax: (02) 6642 5375

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 land that may be dealt with as if it were Crown land within the meaning of that Act.

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

SCHEDULE

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

Lot 129 in Deposited Plan 243932, at East Ballina, being land within Certificate of Title 129/243932 and said to be in the possession of the Minister for Agriculture and Fisheries.

File Reference: GF06 H 381.

*Land District – Lismore;
Local Government Area – Lismore City Council;
Parish – Lismore; County – Rous*

Lot 1 in Deposited Plan 213786, at Goonellabah, being land within Certificate of Title 1/213786 and said to be in the possession of the Minister for Agriculture and Fisheries.

File Reference: GF06 H 379.

*Land District – Lismore;
Local Government Area – Lismore City Council;
Parish – Lismore; County – Rous*

Lot 2 in Deposited Plan 213786, at Goonellabah, being land within Certificate of Title 2/213786 and said to be in the possession of the Minister for Agriculture and Fisheries.

File Reference: GF06 H 380.

ESTABLISHMENT OF A RESERVE TRUST AND APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

- PURSUANT to section 92 (1) of the Crown Lands Act 1989, the reserve trust specified in Column 2 of the Schedule is established under the name stated in that column and is appointed as trustee of the reserve specified in Column 1 of the Schedule.
- PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 3 of the Schedule is appointed to manage the affairs of the reserve trust specified in Column 2 of the Schedule for the term specified 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>
Part of Reserve 1012191 for the public purpose of access and public requirements, rural services, tourism purposes and environmental and heritage conservation notified 24 August 2006 being Lot 7013, DP 1068894. File No: GF07 R 1	Hastings Point Marine Science Reserve Trust	Tweed Shire Council. For a term commencing the date of this notice and expiring 15 February 2012.

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: Bellingen Local Government Area: Coffs Harbour City Council Locality: Coffs Harbour					Reserve No. 1002970 Public Purpose: Public Recreation and Coastal Environmental Protection Notified: 22 September 2000				
Lot	Sec.	D.P. No.	Parish	County	Lot	Sec.	D.P. No.	Parish	County
216		755536	Bonville	Raleigh	218		755536	Bonville	Raleigh
223		755536	Bonville	Raleigh	222		755536	Bonville	Raleigh
224		755536	Bonville	Raleigh	259		752817	Coff	Fitzroy
Area: 2427m ² File Reference: GF00 R 56/1					1	73	758258	Coff	Fitzroy
					5	73	758258	Coff	Fitzroy
					304		752817	Coff	Fitzroy
					17	73	758258	Coff	Fitzroy
					701		1051490	Coff	Fitzroy
					50		755536	Bonville	Raleigh

7023		755536 #	Bonville	Raleigh
227		755536	Bonville	Raleigh
96		755536	Bonville	Raleigh
142		755536	Bonville	Raleigh
97		755536	Bonville	Raleigh
226		755536	Bonville	Raleigh
7033		1054032	Coff	Fitzroy
7034		1054032	Coff	Fitzroy
701		1054073	Coff	Fitzroy
4		822832	Coff	Fitzroy
7013		752817	Coff	Fitzroy
215		755536	Bonville	Raleigh
217		755536	Bonville	Raleigh
219		755536	Bonville	Raleigh
220		755536	Bonville	Raleigh
221		755536	Bonville	Raleigh
7006		755536	Bonville	Raleigh
7007		755536 #	Bonville	Raleigh
7008		755536 #	Bonville	Raleigh
1	54	758258	Coff	Fitzroy
255		755536	Bonville	Raleigh
355		755536	Bonville	Raleigh
356		755536	Bonville	Raleigh
7004		755536 #	Bonville	Raleigh
7024		755536 #	Bonville	Raleigh
7025		1054092	Bonville	Raleigh
7003		755536 #	Bonville	Raleigh
282		752817	Coff	Fitzroy
7021		1054164	Coff	Fitzroy
278		752817	Coff	Fitzroy
2	73	758258	Coff	Fitzroy
3	73	758258	Coff	Fitzroy
4	73	758258	Coff	Fitzroy
6	73	758258	Coff	Fitzroy
7	73	758258	Coff	Fitzroy
8	73	758258	Coff	Fitzroy
329		752817	Coff	Fitzroy
397		752817	Coff	Fitzroy
1	75	758258	Coff	Fitzroy
2	75	758258	Coff	Fitzroy
3	75	758258	Coff	Fitzroy
4	75	758258	Coff	Fitzroy
10	75	758258	Coff	Fitzroy
11	75	758258	Coff	Fitzroy
12	75	758258	Coff	Fitzroy
13	75	758258	Coff	Fitzroy
15	73	758258	Coff	Fitzroy
16	73	758258	Coff	Fitzroy
18	76	758258	Coff	Fitzroy
19	76	758258	Coff	Fitzroy
702		1051490	Coff	Fitzroy
703		1051490	Coff	Fitzroy
509		47456	Coff	Fitzroy
2		803461	Coff	Fitzroy
7037		1051572	Coff	Fitzroy
7055		1050646	Coff	Fitzroy

New Area: 273.4ha

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

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

**APPOINTMENT OF CORPORATION TO
 MANAGE RESERVE TRUST**

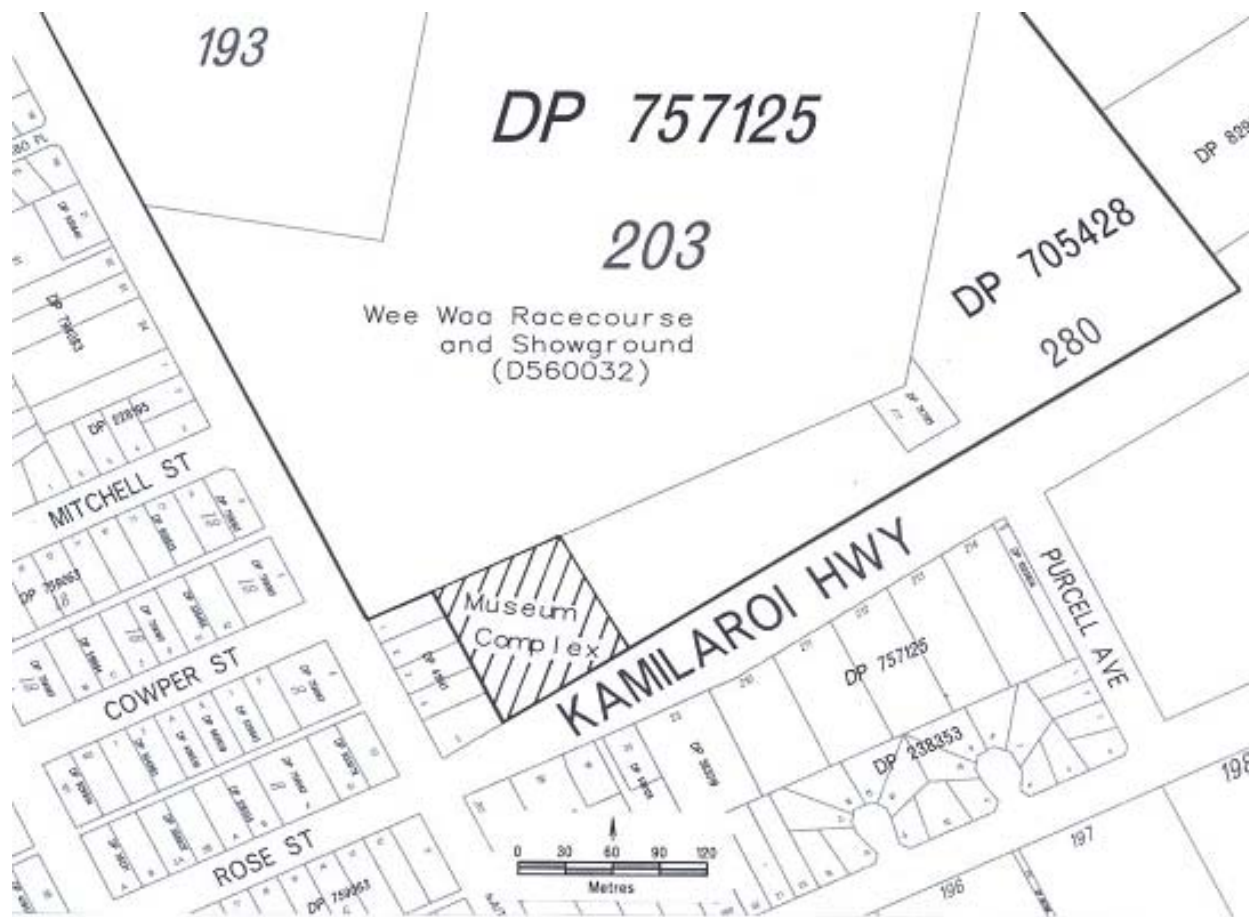
SCHEDULE

PURSUANT to section 92 (6B) of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2 for that part of the reserve referred to in Column 3 of the Schedule.

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Wee Waa and District Historical Society Incorporated	Wee Waa Showground Trust	Part Dedication No. 560032 for the public purpose of racecourse and showground notified in the <i>Government Gazette</i> of 22 July 1914 being the museum complex and surrounding enclosed land having an area of about 1 hectare as shown by hatching on diagram hereunder. File No.: ME06R1

This appointment acknowledges that the Trust Board Members that were appointed in the *Government Gazette* of 10 September 2004 to manage the affairs of the reserve trust specified in Column 2 hereunder will now have the function of managing the balance of Dedication 560032 i.e. excluding the part referred to in Column 3 of the Schedule.

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



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

SCHEDULE

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

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Terence John BONE	Moree Showground Trust	Reserve No.: 160035 Public Purpose: Showground Notified: 6 April 1990 Dedication No.: 560029 Public Purpose: Showground Notified: 14 January 1891 File No.: ME79 R 10
<i>Term of Office</i> For a term commencing 4 February 2007 and expiring 4 August 2007		

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

ORANGE OFFICE**92 Kite Street (PO Box 2146), Orange NSW 2800****Phone: (02) 6391 4300 Fax: (02) 6362 3896****DRAFT ASSESSMENT OF LAND AT BOGAN GATE
UNDER PART 3 OF THE CROWN LANDS ACT 1989
AND CROWN LANDS REGULATIONS 2006**

A draft land assessment has been prepared for Crown land situated at Orange land described hereunder.

Inspection of this Draft Assessment can be made at the Orange Office of Crown Lands, Department of Lands, cnr Kite and Anson Streets, Orange NSW 2800 (PO Box 2146) during normal business hours or viewed on the Department of Lands Internet page: www.lands.nsw.gov.au

Representations are invited from the public on the Draft Assessment. These may be made in writing for a period of 28 days commencing from Monday 19 January 2007 to Team Leader – Environment, Orange at the above address.

Please quote reference number: OE06 H 178.

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

Description

*Parish – Orange; County – Bathurst;
Land District – Orange; LGA – Orange City*

The subject land comprises Crown land Lot 7015, DP 1000828 (Departmental reference only) of approximately 13.42 hectares. The lot is covered by Reserve 86665 for Public Recreation, called Brandy Corner Reserve notified 22 March 1968. The Crown parcel occurs at the intersection of Forest Road and Cadia Road, Bloomfield. The reserve is currently under the management of Orange City Council.

Reason for assessment: A proposal has been put forward for the development of a Rural Fire Service Conference & Training Centre within the reserve. Orange City Council is instigating this development and do not wish to undertake land acquisition action in relation such occupation of Crown land.

Contact Officer: Louise Harcombe, phone(02) 6391 4310 or reception (02) 6391 4300.

Reference: OE06 H 178.

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

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

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

Descriptions

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

Lot 1, DP 1106127 at Hornsby, Parish South Colah (Sheet 3), County Cumberland. MN05 H 23

Note: On closing, title for the land in lot 1 remains vested in Hornsby Shire Council as operational land.

Descriptions

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

Lots 1, 2, 3 and 4, DP 1107134 at Oakhurst, Parish Rooty Hill (Sheet 2), County Cumberland. MN04 H 181

Notes: 1. On closing, title for the land in lots 1, 2, 3 and 4 remains vested in Blacktown City Council as operational land.

2. The road is closed subject to the easement for underground cables 1.2 wide that burdens lots 3 and 4.

TAMWORTH OFFICE
25-27 Fitzroy Street (PO Box 535), Tamworth NSW 2340
Phone: (02) 6764 5100 Fax: (02) 6766 3805

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

Land District – Quirindi; L.G.A. – Liverpool Plains

Road Closed: Lots 1 and 2 in Deposited Plan 1104384, Parish Gunnadilly, County Buckland.

File Reference: TH05 H 239.

Note: On closing title to the land comprised in Lots 1 and 2 will remain vested in the State of New South Wales as Crown Land.

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

**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>
(1) Land District: Taree	The parts being
Local Government Area:	(1) Lot 152, DP 753182
Greater Taree City Council	Parish: Kundibakh
Locality: Krambach	County: Gloucester
(2) Land District: Port	Area: 8220m ²
Macquarie	(2) Lot 3, Sec 1, DP 758179
Local Government Area:	Parish: Bulga
Greater Taree City Council	County: Macquarie
Locality: Elands	Area: 1517m ²
Reserve No.: 1011448	
Public Purpose: Future	
Public Requirements	
Notified: 31 March 2006	
File: TE06 R 10	

WAGGA WAGGA OFFICE**Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga NSW 2650****Phone: (02) 6937 2700 Fax: (02) 6921 1851****FORFEITED HOLDING**

IN pursuance of the provisions of the Crown Lands Act 1989, section 129, I declare the undermentioned holding to be forfeited.

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

Description

Land District – Albury; Shire – Greater Hume

Parish Castlestead, County Hume, Special Lease 1966/10, Lots 252 and 253, DP 753731 of 45.35 hectares; holders Charles Roy Groch (deceased) and Norman Eric Smith as Trustees of the Walla Walla Golf Club, c/-. Walla Park, Walla Walla.

File No : WA79 H 79

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 – Euadera; County – Wynyard
Land District – Tumut; Shire – Tumut*

Road Closed: Lot 1, 2, 3 and 4 in DP 1094884 at Grahamstown.

File No: WA04 H 217

Note: On closing, the land within Lot 1, 2, 3 and 4 in DP 1094884 remains vested in the State of New South Wales as Crown land.

ROADS ACT 1993**ORDER**

Transfer of Crown Road to a Council

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

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

*Parish – Tumut; County – Wynyard
Land District – Tumut; Shire – Tumut*

SCHEDULE 1

Crown Public Road 30.175 wide described as the road on the eastern boundary of Lot 93, DP 757252.

SCHEDULE 2

Roads Authority: Tumut Shire Council
File No: WA06 H 376

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

IN the notice appearing in the *New South Wales Government Gazette* No. 30 of 3 March 2006, Folio 1065, under the heading "REMOVAL OF RESTRICTIONS ON WESTERN LANDS LEASES", Western Lands Lease 13831, Allotments 5 and 8, Section 14, DP 758669 should be deleted from the list.

File No.: WL93 P 2.

Department of Natural Resources

WATER ACT 1912

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

Great Artesian Basin

WILLIAM BRUCE ZELL and JUDITH ANN ZELL for a replacement artesian bore under the Cap and Pipe the bores scheme, Lot 5, DP 752759, Parish of Waugh, County of Finch, for Water Supply for Stock and Domestic Purposes and for Stock and Domestic Supply to the occupiers of Lot 1685 and Lot 1686, DP 767412, Lot 4103, DP 766608, all Parish of Bon Bon, County of Finch, Lot 3077, DP 765302, Lot 3078, DP 765303, Lot 2119, DP 764085, Lot 2120, DP 764086, Lot 2121, DP 764087, Lot 3079, DP 765304, Lot 3080, DP 765305, all Parish of Mooroo, County of Finch, Lot 1787, DP 763656, Parish of Gordon, County of Finch, and Lot 6242, DP 769095, Parishes of Dungalear and Yerangle, County of Finch (new licence 80BL244108).

Formal objections with grounds stating how your interests may be affected must be lodged by the 14 March 2007, as prescribed by the Act.

Any enquiries regarding the above should be directed to the undersigned (telephone (02) 6841 7414). GA2: 494483.

RICHARD WHEATLEY,
A/Senior Natural Resource Officer (Licensing)

Department of Natural Resources,
PO Box 717, Dubbo NSW 2830

WATER ACT 1912

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

Applications for licences within a proclaimed local area as generally described hereunder have been received as follows:

Border River Valley

Bruce Sydney and Janice Rhonda LONGWORTH for 1 x 610mm pump on the Boomi River on Lot 10, DP 750502, Parish of Turrawah, County of Benarba for irrigation. New licence due to permanent transfer of 648 megalitres of existing entitlement from Gordon Bruce and Wendy Edwina Coward. L.O. Papers 90SL100913. GA2 472336.

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

GEOFF CAMERON,
Manager Resource Access,

Department of Natural Resources,
PO Box 550, Tamworth NSW 2340

WATER ACT 1912

Applications Under Part 2, Within Proclaimed (Declared) Local Areas Under Section 5 (4) of the Water Act 1912

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

Macquarie River Valley

DOUGLAS JOHN WITHERDIN and DEARNE JOY WITHERDIN for a pump on Ploughman's Creek, Lot 27, DP 263613 (Knights Park Reserve), Parish of Boreenore, County of Wellington for water supply for stock and domestic purposes and for water supply for domestic purposes to the occupiers of Lot 25, DP 263613, Parish of Boreenore, County of Wellington (new licence) (in lieu of advert 9.10.06) (80SL96251).

Unregulated Darling River Valley

GEORGE PANAGOPOULOS for a bywash dam on Mulga Creek, Lot 2, DP 751852, Parish of Bye, County of Cowper for Conservation of Water for Stock and Domestic Purposes (new license 80SL096260).

Written objections to the applications specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local (declared) area and must be lodged with the Departments Regional Office at Dubbo, within twenty-eight (28) days as prescribed by the Act.

Any inquiries regarding the above should be directed to the undersigned (telephone (02) 6884 2560). GA2: 310230.

MELISSA ORR,
Water Access Officer

Department of Natural Resources,
PO Box 717, Dubbo NSW 2830

WATER ACT 1912

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

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

Border Rivers Valley

Barbara June LANE and Mark Anthony LANE for a bywash dam on Tumble Down Gully on Lot 2, DP 750112, Parish of North Nullamanna, County of Arrawatta for the conservation of water for stock and domestic purposes with a storage capacity not exceeding 60 megalitres. New licence – application conforms to Departmental Policy (GA2: 527902) (Local Office reference 90SL100923).

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.

GEOFF CAMERON,
Resource Access Manager,
Licensing North

Department of Natural Resources,
PO Box 550, Tamworth NSW 2340

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

Gregory James DARMODY and Sarah Kathleen DARMODY for a bore on Lot 1, DP 104111, Parish of Currandooly, County of Murray for a water supply for irrigation purposes (pastures). New License. Reference 40BL191338

Gregory James DARMODY and Sarah Kathleen DARMODY for a bore on Lot 1, DP 104111, Parish of Currandooly, County of Murray for a water supply for irrigation purposes (pastures). New License. Reference 40BL191339

Written submissions of support or objections with grounds stating how your interest may be affected must be lodged before 16 March 2007 as prescribed by the Act.

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

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

WATER MANAGEMENT ACT 2000

PAUL FRANCIS RYAN has submitted an application for a water supply works and water use approval under section 92 of the Water Management Act 2000, in Hunter Regulated River Water Source, 200mm centrifugal pump – 1 at/adjacent to Lot 2, DP 242089 in the Parish of Strathearn, County of Brisbane for irrigation (transfer of existing entitlement) at/adjacent to Lot 3, DP 242089 in the Parish of Strathearn, County of Brisbane.

Any inquiries regarding the above should be directed to the undersigned on (02) 4904 2578.

Written and signed objections (fax or email is not acceptable), specifying the grounds for the objection, must be lodged with the Department before close of business on the 14 March 2007. Please quote the application number 553 on all correspondence.

Commencement date: 14 February 2007.
Closing date: 14 March 2007.

BRUCE WESTBROOK,
Licensing Officer

Department of Natural Resources,
PO Box 2213, Dangar NSW 2309

WATER MANAGEMENT ACT 2000

BARRY GRAEME MOORE has submitted an application for a water supply works approval under section 92 of the Water Management Act 2000, in Hunter Regulated River Water Source, 1 x 50mm centrifugal pump for domestic use at Lot 221, DP 1054996 in the Parish of Darlington, County of Durham, for water supply to Lot 1, DP 736863 in the Parish of Darlington, County of Durham.

Any inquiries regarding the above should be directed to the undersigned on (02) 4904 2578.

Written and signed objections (fax or email is not acceptable), specifying the grounds for the objection, must be lodged with the Department before close of business on 14 March 2007. Please quote the application number 616 on all correspondence.

Commencement date: 14 February 2007.
Closing date: 14 March 2007.

BRUCE WESTBROOK,
Licensing Officer

Department of Natural Resources,
PO Box 2213, Dangar NSW 2309

WATER MANAGEMENT ACT 2000

Order under section 45

Water Sharing Plan for the Upper and Lower Namoi
Groundwater Sources 2003

PURSUANT to section 45 (1) (a) of the Water Management Act 2000, I, IAN MACDONALD, M.L.C., Minister for Natural Resources, on being satisfied that it is in the public interest to do so, and with the concurrence of the Minister for the Environment, do, by this my Order, amend the Water Sharing Plan for the Upper and Lower Namoi Groundwater Sources 2003 by deleting subclause 45 (2) (d).

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

Dated this sixth day of February 2007.

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

Explanatory Note

The object of this Order is to remove the restriction on Liverpool Plains Shire Council making a water allocation assignment from the Quirindi local water utility access licence.

MINERAL RESOURCES

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(07-91)

No. 2989, CAPITAL MINING LIMITED (ACN 104 551 171), area of 197 units, for Group 1, dated 25 January 2007. (Broken Hill Mining Division).

(07-106)

No. 3003, HIGHLAKE RESOURCES PTY LTD (ACN 83 701 018), area of 50 units, for Group 1, dated 2 February 2007. (Wagga Wagga Mining Division).

(07-107)

No. 3004, HIGHLAKE RESOURCES PTY LTD (ACN 83 701 018), area of 72 units, for Group 1, dated 2 February 2007. (Wagga Wagga Mining Division).

(07-108)

No. 3005, HIGHLAKE RESOURCES PTY LTD (ACN 83 701 018), area of 94 units, for Group 1, dated 2 February 2007. (Wagga Wagga Mining Division).

(07-109)

No. 3006, HIGHLAKE RESOURCES PTY LTD (ACN 83 701 018), area of 68 units, for Group 1, dated 2 February 2007. (Wagga Wagga Mining Division).

(07-113)

No. 3010, APOLLO'S GIFT N.L. (ACN 115 558 766), area of 10 units, for Group 1, dated 8 February 2007. (Orange Mining Division).

(07-114)

No. 3011, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 57 units, for Group 1, dated 8 February 2007. (Cobar Mining Division).

(07-115)

No. 3012, BEACON MINERALS LIMITED (ACN 119 611 559), area of 51 units, for Group 1, dated 8 February 2007. (Orange Mining Division).

(07-116)

No. 3013, MINCOR COPPER PTY LTD (ACN 120 024 777), area of 83 units, for Group 1, dated 12 February 2007. (Wagga Wagga Mining Division).

(07-117)

No. 3014, MINCOR COPPER PTY LTD (ACN 120 024 777), area of 80 units, for Group 1, dated 12 February 2007. (Wagga Wagga Mining Division).

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

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(06-2614)

No. 2771, now Exploration Licence No. 6676, DIRECTOR GENERAL NSW DEPT OF PRIMARY INDUSTRIES ON BEHALF OF THE CROWN, Counties of Bligh, Brisbane and Phillip, Map Sheet (8832, 8833, 8932, 8933), area of 573 square kilometres, for Group 9, dated 21 November 2006, for a term until 20 November, 2011.

(06-4070)

No. 2775, now Exploration Licence No. 6707, CENTAURUS RESOURCES PTY LTD (ACN 120 281 969), Counties of Cunningham and Kennedy, Map Sheet (8232, 8332), area of 22 units, for Group 1, dated 25 January 2007, for a term until 24 January 2009.

(06-4072)

No. 2777, now Exploration Licence No. 6708, CENTAURUS RESOURCES PTY LTD (ACN 120 281 969), Counties of Flinders and Oxley, Map Sheet (8334), area of 65 units, for Group 1, dated 25 January 2007, for a term until 24 January 2009.

(06-4073)

No. 2778, now Exploration Licence No. 6709, CENTAURUS RESOURCES PTY LTD (ACN 120 281 969), County of Roxburgh, Map Sheet (8831), area of 43 units, for Group 1, dated 25 January 2007, for a term until 24 January 2009.

(06-4097)

No. 2803, now Exploration Licence No. 6704, AUZEX RESOURCES LIMITED (ACN 106 444 606), Counties of Clive and Gough, Map Sheet (9338, 9339), area of 28 units, for Group 1, dated 18 January 2007, for a term until 17 January 2009.

(06-4113)

No. 2819, now Exploration Licence No. 6679, FORGE MINERALS PTY LTD (ACN 121 258 713), Counties of Brisbane and Durham, Map Sheet (9134), area of 28 units, for Group 1 and Group 2, dated 13 December 2006, for a term until 12 December 2008.

(06-4129)

No. 2835, now Exploration Licence No. 6679, FORGE MINERALS PTY LTD (ACN 121 258 713), County of Brisbane, Map Sheet (9134), area of 28 units, for Group 1 and Group 2, dated 13 December 2006, for a term until 12 December 2008.

(06-4131)

No. 2837, now Exploration Licence No. 6692, PANGAEA MINERALS PTY LIMITED (ACN 120 631 316), County of Fitzgerald, Map Sheet (7537), area of 16 units, for Group 1, dated 4 January 2007, for a term until 3 January 2009.

(06-4142)

No. 2848, now Exploration Licence No. 6686, TRI ORIGIN MINING PTY LIMITED (ACN 115 529 112), County of Argyle, Map Sheet (8728), area of 37 units, for Group 1, dated 22 December 2006, for a term until 21 December 2008.

(06-4143)

No. 2849, now Exploration Licence No. 6686, TRI ORIGIN MINING PTY LIMITED (ACN 115 529 112), County of Argyle, Map Sheet (8728), area of 37 units, for Group 1, dated 22 December 2006, for a term until 21 December 2008.

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

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

(T80-1331)

Exploration Licence No. 1590, BARRICK AUSTRALIA LIMITED (ACN 007 857 598) AND AURIONGOLD EXPLORATION PTY LIMITED (ACN 067 813 932), area of 24 units. Application for renewal received 13 February 2007.

(C01-0591)

Exploration Licence No. 5573, ULAN COAL MINES LIMITED (ACN 000 189 248), area of 5670 hectares. Application for renewal received 29 January 2007.

(04-605)

Exploration Licence No. 6377, COLUMBINE RESOURCES PTY LTD (ACN 110 711 656), area of 32 units. Application for renewal received 16 January 2007.

(06-606)

Exploration Licence No. 6378, COLUMBINE RESOURCES PTY LTD (ACN 110 711 656), area of 39 units. Application for renewal received 16 January 2007.

(04-644)

Exploration Licence No. 6391, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 33 units. Application for renewal received 9 February 2007.

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

RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(C97-2542)

Exploration Licence No. 5431, MUSWELLBROOK COAL COMPANY LIMITED (ACN 000 009 521), County of Brisbane, Map Sheet (9033), area of 3733 hectares, for a further term until 20 January 2009. Renewal effective on and from 16 October 2006.

(T99-0138)

Exploration Licence No. 5728, CHALLENGER MINES LTD (ACN 090 166 528), County of Wynyard, Map Sheet (8527), area of 29 units, for a further term until 16 May 2007. Renewal effective on and from 13 February 2007.

(T01-0196)

Exploration Licence No. 5915, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), Counties of Bland and Gipps, Map Sheet (8329, 8330), area of 40 units, for a further term until 9 January 2008. Renewal effective on and from 2 November 2006.

(T02-0065)

Exploration Licence No. 5998, PAN GEM RESOURCES (AUST) PTY LTD (ACN 064 972 621), County of Arrawatta, Map Sheet (9138, 9238), area of 3 units, for a further term until 29 September 2007. Renewal effective on and from 1 February 2007.

(C03-0078)

Coal Lease No. 374 (Act 1973), WAMBO COAL PTY LIMITED (ACN 000 668 057), Parish of Lemington, County of Hunter, Map Sheet (9032-1-N, 9132-4-N), area of 382.3 hectares, for a further term until 21 March 2026. Renewal effective on and from 17 January 2007.

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

WITHDRAWAL OF APPLICATION FOR RENEWAL

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

(T02-0049)

Exploration Licence No. 6011, BIG ISLAND MINING LIMITED (ACN 112 787 470), Counties of Bland, Bourke and Clarendon, Map Sheet (8328, 8428, 8429), area of 13 units. The authority ceased to have effect on 12 February 2007.

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

CANCELLATION OF AUTHORITY AT REQUEST OF HOLDER

NOTICE is given that the following authority has been cancelled:

(05-5558)

Exploration Licence No. 6544, BARRICK AUSTRALIA LIMITED (ACN 007 857 598), County of Gipps, Map Sheet (8430), area of 31 units. Cancellation took effect on 29 January 2007.

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

TRANSFER

(06-220)

Exploration Licence No. 6633, formerly held by MINCOR RESOURCES NL (ACN 072 745 692) has been transferred to MINCOR COPPER PTY LTD (ACN 120 024 777). The transfer was registered on 31 January 2007.

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

Department of Planning



New South Wales

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

under the

Environmental Planning and Assessment Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following State environmental planning policy under the *Environmental Planning and Assessment Act 1979* in accordance with the recommendation made by the Minister for Planning. (S06/00851/PC)

FRANK SARTOR, M.P.,
Minister for Planning

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries)
2007

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State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 1

Preliminary

Part 1

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

under the

Environmental Planning and Assessment Act 1979

Part 1 Preliminary

1 Name of Policy

This Policy is *State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007*.

2 Aims of Policy

The aims of this Policy are, in recognition of the importance to New South Wales of mining, petroleum production and extractive industries:

- (a) to provide for the proper management and development of mineral, petroleum and extractive material resources for the purpose of promoting the social and economic welfare of the State, and
- (b) to facilitate the orderly and economic use and development of land containing mineral, petroleum and extractive material resources, and
- (c) to establish appropriate planning controls to encourage ecologically sustainable development through the environmental assessment, and sustainable management, of development of mineral, petroleum and extractive material resources.

3 Interpretation

- (1) A word or expression used in this Policy has the same meaning as it has in the standard instrument prescribed by the *Standard Instrument (Local Environmental Plans) Order 2006* unless it is otherwise defined in this Policy.
- (2) In this Policy:
approved, in relation to any development or any use of land, means development or a use:
 - (a) for which any required development consent under Part 4 of the Act, or approval under Part 3A of the Act, has been granted (being a consent or approval that is in force), or

Clause 3	State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007
Part 1	Preliminary

- (b) that does not require any such development consent or approval under the Act and regulations.

environmental conservation zone means a zone identified in another environmental planning instrument as having protection or conservation of the environment, or of an aspect of the environment, as its only objective or as a principal objective.

Note. See, for example, Zone E2 Environmental Conservation in the standard instrument prescribed by *Standard Instrument (Local Environmental Plans) Order 2006*.

environmentally sensitive area of State significance has the same meaning as it has in *State Environmental Planning Policy (Major Projects) 2005*.

exploration and **prospecting** include the taking of samples, and the assessment of deposits, of minerals, petroleum and extractive materials.

extractive industry means the winning or removal of extractive materials (otherwise than from a mine) by methods such as excavating, dredging, or quarrying, including the storing, stockpiling or processing of extractive materials by methods such as recycling, washing, crushing, sawing or separating, but does not include:

- (a) turf farming, or
- (b) tunnelling for the purpose of an approved infrastructure development, or
- (c) cut and fill operations, or the digging of foundations, ancillary to approved development, or
- (d) the creation of a farm dam if the material extracted in the creation of the dam is used on site and not removed from the site.

extractive material means sand, gravel, clay, soil, rock, stone or similar substances but does not include turf.

industry means the manufacturing, production, assembling, altering, formulating, repairing, renovating, ornamenting, finishing, cleaning, washing, dismantling, transforming, processing or adapting, or the research and development of, any goods, chemical substances, food, agricultural or beverage products, or articles for commercial purposes, but does not include a mine, petroleum production facility or extractive industry.

mineral means any substance prescribed by the regulations under the *Mining Act 1992* as a mineral for the purposes of the definition of **mineral** in that Act, and includes coal and oil shale, but does not include uranium or petroleum.

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 3

Preliminary

Part 1

mineral exploration means prospecting pursuant to an assessment lease, exploration licence, mineral claim, mining lease or opal prospecting licence under the *Mining Act 1992* or exploration pursuant to an exploration licence, mining licence or retention licence under the *Offshore Minerals Act 1999*.

mining means the winning or removal of materials by methods such as excavating, dredging, or tunnelling for the purpose of obtaining minerals, and includes:

- (a) the construction, operation and decommissioning of associated works, and
- (b) the stockpiling, processing, treatment and transportation of materials extracted, and
- (c) the rehabilitation of land affected by mining.

petroleum means:

- (a) any naturally occurring hydrocarbon, whether in a gaseous, liquid or solid state, or
- (b) any naturally occurring mixture of hydrocarbons, whether in a gaseous, liquid or solid state, or
- (c) any naturally occurring mixture of one or more hydrocarbons, whether in a gaseous, liquid or solid state, and one or more of the following, that is to say, hydrogen sulphide, nitrogen, helium, carbon dioxide and water,

and includes any substance referred to in paragraph (a), (b) or (c) that has been returned to a natural reservoir, but does not include coal or oil shale or any substance prescribed to be a mineral for the purposes of the *Mining Act 1992*.

petroleum exploration means prospecting pursuant to an exploration licence, assessment lease or production lease under the *Petroleum (Onshore) Act 1991* or exploration pursuant to an exploration permit, retention lease or production licence under the *Petroleum (Submerged Lands) Act 1982*.

petroleum production means the recovery, obtaining or removal of petroleum pursuant to a production lease under the *Petroleum (Onshore) Act 1991* or a production licence under the *Petroleum (Submerged Lands) Act 1982*, and includes:

- (a) the construction, operation and decommissioning of associated petroleum related works, and
- (b) the drilling and operation of wells, and
- (c) the rehabilitation of land affected by petroleum production.

Clause 4	State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007
Part 1	Preliminary

petroleum related works means any works, structures or equipment that are ancillary or incidental to petroleum production and includes all works, structures and equipment that a production lease under the *Petroleum (Onshore) Act 1991*, or a production licence under the *Petroleum (Submerged Lands) Act 1982*, entitles the lease or licence holder to construct, maintain or execute.

the Act means the *Environmental Planning and Assessment Act 1979*.

underground mining means mining carried out beneath the earth's surface and includes board and pillar mining, longwall mining, top caving, sub-level caving and auger mining and associated activities involving shafts and access pits but does not include open cut mining.

- (3) Notes included in this Policy do not form part of this Policy.

4 Land to which Policy applies

This Policy applies to the State.

Note. By virtue of Part 10 of the *Interpretation Act 1987* the application of this Policy extends to the coastal waters of the State, as defined by section 58 of that Act.

5 Relationship with other environmental planning instruments

- (1) The following environmental planning instruments are repealed:
- State Environmental Planning Policy No 37—Continued Mines and Extractive Industries*,
 - State Environmental Planning Policy No 45—Permissibility of Mining*.
- (2) *State Environmental Planning Policy No 11—Traffic Generating Developments* is amended by omitting paragraph (m) of Schedule 1 to the Policy.
- (3) Subject to subclause (4), if this Policy is inconsistent with any other environmental planning instrument, whether made before or after this Policy, this Policy prevails to the extent of the inconsistency.
- (4) Subclause (3) does not apply to any inconsistency between this Policy and any of the following State environmental planning policies:
- State Environmental Planning Policy (Major Projects) 2005*,
 - State Environmental Planning Policy No 14—Coastal Wetlands*,
 - State Environmental Planning Policy No 26—Littoral Rainforests*,
- regardless of when the inconsistency arises.

State Environmental Planning Policy (Mining, Petroleum Production and
Extractive Industries) 2007

Clause 5

Preliminary

Part 1

-
- (5) Clause 10 (Exempt development) and clause 11 (Complying development) do not limit the operation of any provision of any other environmental planning instrument that identifies development as exempt development or complying development except to the extent that the provision is inconsistent with clause 10 or 11.

Clause 6	State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007
Part 2	Permissible development

Part 2 Permissible development

6 Development permissible without consent

Development for any of the following purposes may be carried out without development consent:

- (a) mineral exploration and fossicking,
- (b) rehabilitation, by or on behalf of a public authority, of an abandoned mine site,
- (c) mining within a mineral claims district pursuant to a mineral claim under the *Mining Act 1992*,
- (d) petroleum exploration,
- (e) the construction, maintenance or use (in each case, outside an environmentally sensitive area of State significance) of any pollution control works or pollution control equipment required as a result of the variation of a licence under the *Protection of the Environment Operations Act 1997*, being a licence that applies to an extractive industry, mine or petroleum production facility in existence immediately before the commencement of this clause.

Note. Development to which this clause applies may require approval under Part 3A of the Act or be subject to the environmental assessment and approval requirements of Part 5 of the Act.

7 Development permissible with consent

(1) Mining

Development for any of the following purposes may be carried out only with development consent:

- (a) underground mining carried out on any land,
- (b) mining carried out at surface level:
 - (i) on land where development for the purposes of agriculture or industry may be carried out (with or without development consent), or
 - (ii) on land that is, immediately before the commencement of this clause, the subject of a mining lease under the *Mining Act 1992* or a mining licence under the *Offshore Minerals Act 1999*,
- (c) mining in any part of a waterway, an estuary in the coastal zone or coastal waters of the State that is not in an environmental conservation zone,

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 7

Permissible development

Part 2

- (d) facilities for the processing or transportation of minerals or mineral bearing ores on land on which mining may be carried out (with or without development consent), but only if they were mined from that land or adjoining land,
- (e) mining on land that is reserved as a state conservation area under the *National Parks and Wildlife Act 1974*.

(2) **Petroleum production**

Development for any of the following purposes may be carried out only with development consent:

- (a) petroleum production on land on which development for the purposes of agriculture or industry may be carried out (with or without development consent),
- (b) petroleum production on land that is, immediately before the commencement of this clause, the subject of a production lease under the *Petroleum (Onshore) Act 1991*,
- (c) petroleum production in any part of a waterway, an estuary in the coastal zone or coastal waters of the State that is not in an environmental conservation zone,
- (d) facilities for the processing or transportation of petroleum on land on which petroleum production may be carried out (with or without development consent), but only if the petroleum being processed or transported was recovered from that land or adjoining land,
- (e) petroleum production on land that is reserved as a state conservation area under the *National Parks and Wildlife Act 1974*.

(3) **Extractive industry**

Subject to subclause (4), development for any of the following purposes may be carried out only with development consent:

- (a) extractive industry on land on which development for the purposes of agriculture or industry may be carried out (with or without development consent),
- (b) extractive industry in any part of a waterway, an estuary in the coastal zone or coastal waters of the State that is not in an environmental conservation zone,
- (c) facilities for the processing or transportation of extractive materials,
- (d) processing of construction or demolition waste or of other material that is to be used as a substitute for extractive material,

Clause 8 State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Part 2 Permissible development

-
- (e) pre-mixed concrete works or bitumen pre-mix or hot-mix industries.
 - (4) Consent for a purpose specified in subclause (3) (c)–(e) may be granted only if the development is on land where an approved extractive industry is being carried out.
 - (5) This clause is subject to clause 6 and to clause 8K of the *Environmental Planning and Assessment Regulation 2000*.

Note. Clause 8K of the *Environmental Planning and Assessment Regulation 2000* makes special arrangements for mining operations under a mining lease that was in force on 15 December 2005. The arrangements apply only for a limited transitional period or until the operations are approved under Part 3A of the Act, after which the operations will be subject to the usual development consent or approval requirements (including, for example, in relation to any expansion or intensification, or enlargement of the area, of the operations).

8 Determination of permissibility under local environmental plans

- (1) If a local environmental plan provides that development for the purposes of mining, petroleum production or extractive industry may be carried out on land with development consent if provisions of the plan are satisfied:
 - (a) development for that purpose may be carried out on that land with development consent without those provisions having to be satisfied, and
 - (b) those provisions have no effect in determining whether or not development for that purpose may be carried out on that land or on the determination of a development application for consent to carry out development for that purpose on that land.
- (2) Without limiting subclause (1), if a local environmental plan provides that development for the purposes of mining, petroleum production or extractive industry may be carried out on land with development consent if the consent authority is satisfied as to certain matters specified in the plan, development for that purpose may be carried out on that land with development consent without the consent authority having to be satisfied as to those specified matters.

Note. This clause continues the effect, in relation to mining, of *State Environmental Planning Policy No 45—Permissibility of Mining*. (That Policy is repealed by clause 5 of this Policy.)

9 Prohibited development

Despite any other provision of this Policy or any other environmental planning instrument, development specified in Schedule 1 is prohibited.

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 10

Permissible development

Part 2

10 Exempt development

- (1) Development for any of the following purposes is exempt development if it is of minimal environmental impact and is not on land within an environmentally sensitive area of State significance:
 - (a) the construction, maintenance or use of a station for the monitoring of weather, noise, air or groundwater, if the monitoring is associated with an approved mine, approved petroleum production facility or approved extractive industry, approved mineral exploration or approved petroleum exploration,
 - (b) low intensity activities associated with mineral exploration or petroleum exploration, including the following:
 - (i) geological mapping and airborne surveying,
 - (ii) sampling and coring using hand-held equipment,
 - (iii) geophysical (but not seismic) surveying and downhole logging,
 - (iv) accessing of areas by vehicle that does not involve the construction of an access way such as a track or road.
- (2) Development for any of the following purposes is exempt development if it is of minimal environmental impact, is on land that is the site of an approved mine, petroleum production facility or extractive industry and is not on land within an environmentally sensitive area of State significance:
 - (a) the construction, maintenance or use of any of the following:
 - (i) carparking facilities, paving, landscaping, flagpoles, fences and gates (including security booths and boom gates),
 - (ii) lighting fittings and lighting equipment (including lightpoles), but only if the associated light spill and reflection are contained within the boundaries of the site,
 - (iii) emergency equipment (including the replacement or augmentation of fire systems, pump houses and fire water tanks),
 - (iv) business identification, directional or safety signs,
 - (b) the demolition of a building or structure that is carried out in accordance with Australian Standard AS 2601—2001, *Demolition of structures*, but only if the building or structure is not, or is not part of, a heritage item, or in a heritage conservation area, identified by an environmental planning instrument,

Clause 10 State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Part 2 Permissible development

- (c) the making of non-structural alterations to the exterior of a building (such as painting, plastering, cement-rendering, cladding, attaching fittings, or decorative work),
 - (d) the making of non-structural alterations to the interior of a building that do not result in the load bearing capacity of the building being exceeded,
 - (e) the construction, maintenance or use of a shed, but only if:
 - (i) the shed is set back at least 100 metres from any road and at least 200 metres from any dwelling that is not associated with the shed, and
 - (ii) the shed does not cover an area of more than 300 square metres, and
 - (iii) the ground floor of the shed is not more than 1 metre from the natural ground level, and
 - (iv) the shed is not more than 10 metres high, and
 - (v) any spillage from chemicals or fuel stored within the shed is caught by an adequately sized bund,
 - (f) a work carried out in compliance with a lawful direction or notice issued under the *Occupational Health and Safety Act 2000* or under associated occupational health and safety legislation (within the meaning of that Act), but not including the processing of any extractive materials or minerals won as a result of the carrying out of that work,
 - (g) the installation of infrastructure for the drainage of water from the mine, petroleum production facility or extractive industry, but only if the drained water is stored in or managed by a lawful approved facility.
- (3) Development for any of the following purposes is exempt development if it is of minimal environmental impact, is on land that is the site of an approved mine and is not within an environmentally sensitive area of State significance:
- (a) the installation of additions to existing infrastructure for the drainage (but not the use) of gas from the mine in emergencies or for safety purposes,
 - (b) the modification of a shaft used, in connection with any underground mining, for conveying workers or materials,

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 11

Permissible development

Part 2

- (c) the construction, maintenance or use of any minor drill hole or minor shaft within the mine, being a drill hole or shaft used for emergency or safety purposes.

Note. Under section 76 of the Act, exempt development may be carried out without the need for development consent under Part 4 of the Act or for assessment under Part 5 of the Act.

The section states that exempt development:

- (a) must be of minimal environmental impact, and
- (b) cannot be carried out in critical habitat of an endangered species, population or ecological community (identified under the *Threatened Species Conservation Act 1995* or the *Fisheries Management Act 1994*), and
- (c) cannot be carried out in a wilderness area (identified under the *Wilderness Act 1987*).

11 Complying development

Development for any of the following purposes is complying development if it is on the site of an approved mine, petroleum production facility or extractive industry and is not within an environmentally sensitive area of State significance or on any land identified in Schedule 1 to the *Sydney Water Catchment Management (General) Regulation 2000*:

- (a) the construction, maintenance or use of communication facilities, electricity distribution lines or water pipelines,
- (b) subdivision for the purpose of making an adjustment to the boundary of an allotment, being an adjustment that will retain all services within the existing allotments and that will not:
 - (i) create any additional allotments or dwelling entitlements, or
 - (ii) change the area of any allotment by more than 10%,
- (c) the use of any mobile plant that crushes, separates, treats or sizes minerals or mineral-bearing ores, or of any associated ancillary equipment, but only if the use is in one location only and for a total period of not more than 12 months (in any period),

Note. Examples of associated ancillary equipment include generators, dredges and drills.
- (d) the reconstruction or alteration of, or addition to, a building, but only if neither the height nor the footprint area of the building will be more than 10% greater than the height or footprint area, respectively, of the original building.

Clause 12 State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Part 3 Development applications—matters for consideration

Part 3 Development applications—matters for consideration

12 Compatibility of proposed mine, petroleum production or extractive industry with other land uses

Before determining an application for consent for development for the purposes of mining, petroleum production or extractive industry, the consent authority must:

- (a) consider:
 - (i) the existing uses and approved uses of land in the vicinity of the development, and
 - (ii) whether or not the development is likely to have a significant impact on the uses that, in the opinion of the consent authority having regard to land use trends, are likely to be the preferred uses of land in the vicinity of the development, and
 - (iii) any ways in which the development may be incompatible with any of those existing, approved or likely preferred uses, and
- (b) evaluate and compare the respective public benefits of the development and the land uses referred to in paragraph (a) (i) and (ii), and
- (c) evaluate any measures proposed by the applicant to avoid or minimise any incompatibility, as referred to in paragraph (a) (iii).

13 Compatibility of proposed development with mining, petroleum production or extractive industry

(1) This clause applies to an application for consent for development on land that is, immediately before the application is determined:

- (a) in the vicinity of an existing mine, petroleum production facility or extractive industry, or
- (b) identified on a map (being a map that is approved and signed by the Minister and copies of which are deposited in the head office of the Department and publicly available on the Department's website) as being the location of State or regionally significant resources of minerals, petroleum or extractive materials, or

Note. At the commencement of this Policy, no land was identified as referred to in paragraph (b).

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 14

Development applications—matters for consideration

Part 3

- (c) identified by an environmental planning instrument as being the location of significant resources of minerals, petroleum or extractive materials.

Note. *Sydney Regional Environmental Plan No 9—Extractive Industry (No 2—1995)* is an example of an environmental planning instrument that identifies land as containing significant deposits of extractive materials.

- (2) Before determining an application to which this clause applies, the consent authority must:
 - (a) consider:
 - (i) the existing uses and approved uses of land in the vicinity of the development, and
 - (ii) whether or not the development is likely to have a significant impact on current or future extraction or recovery of minerals, petroleum or extractive materials (including by limiting access to, or impeding assessment of, those resources), and
 - (iii) any ways in which the development may be incompatible with any of those existing or approved uses or that current or future extraction or recovery, and
 - (b) evaluate and compare the respective public benefits of the development and the uses, extraction and recovery referred to in paragraph (a) (i) and (ii), and
 - (c) evaluate any measures proposed by the applicant to avoid or minimise any incompatibility, as referred to in paragraph (a) (iii).

14 Natural resource management and environmental management

- (1) Before granting consent for development for the purposes of mining, petroleum production or extractive industry, the consent authority must consider whether or not the consent should be issued subject to conditions aimed at ensuring that the development is undertaken in an environmentally responsible manner, including conditions to ensure the following:
 - (a) that impacts on significant water resources, including surface and groundwater resources, are avoided, or are minimised to the greatest extent practicable,
 - (b) that impacts on threatened species and biodiversity, are avoided, or are minimised to the greatest extent practicable,
 - (c) that greenhouse gas emissions are minimised to the greatest extent practicable.
- (2) Without limiting subclause (1), in determining a development application for development for the purposes of mining, petroleum

Clause 15 State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Part 3 Development applications—matters for consideration

production or extractive industry, the consent authority must consider an assessment of the greenhouse gas emissions (including downstream emissions) of the development, and must do so having regard to any applicable State or national policies, programs or guidelines concerning greenhouse gas emissions.

15 Resource recovery

- (1) Before granting consent for development for the purposes of mining, petroleum production or extractive industry, the consent authority must consider the efficiency or otherwise of the development in terms of resource recovery.
- (2) Before granting consent for the development, the consent authority must consider whether or not the consent should be issued subject to conditions aimed at optimising the efficiency of resource recovery and the reuse or recycling of material.
- (3) The consent authority may refuse to grant consent to development if it is not satisfied that the development will be carried out in such a way as to optimise the efficiency of recovery of minerals, petroleum or extractive materials and to minimise the creation of waste in association with the extraction, recovery or processing of minerals, petroleum or extractive materials.

16 Transport

- (1) Before granting consent for development for the purposes of mining or extractive industry that involves the transport of materials, the consent authority must consider whether or not the consent should be issued subject to conditions that do any one or more of the following:
 - (a) require that some or all of the transport of materials in connection with the development is not to be by public road,
 - (b) limit or preclude truck movements, in connection with the development, that occur on roads in residential areas or on roads near to schools,
 - (c) require the preparation and implementation, in relation to the development, of a code of conduct relating to the transport of materials on public roads.
- (2) If the consent authority considers that the development involves the transport of materials on a public road, the consent authority must, within 7 days after receiving the development application, provide a copy of the application to:

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Clause 17

Development applications—matters for consideration

Part 3

- (a) each roads authority for the road, and
- (b) the Roads and Traffic Authority (if it is not a roads authority for the road).

Note. Section 7 of the *Roads Act 1993* specifies who the roads authority is for different types of roads. Some roads have more than one roads authority.

- (3) The consent authority:
 - (a) must not determine the application until it has taken into consideration any submissions that it receives in response from any roads authority or the Roads and Traffic Authority within 21 days after they were provided with a copy of the application, and
 - (b) must provide them with a copy of the determination.
- (4) In circumstances where the consent authority is a roads authority for a public road to which subclause (2) applies, the references in subclauses (2) and (3) to a roads authority for that road do not include the consent authority.

17 Rehabilitation

- (1) Before granting consent for development for the purposes of mining, petroleum production or extractive industry, the consent authority must consider whether or not the consent should be issued subject to conditions aimed at ensuring the rehabilitation of land that will be affected by the development.
- (2) In particular, the consent authority must consider whether conditions of the consent should:
 - (a) require the preparation of a plan that identifies the proposed end use and landform of the land once rehabilitated, or
 - (b) require waste generated by the development or the rehabilitation to be dealt with appropriately, or
 - (c) require any soil contaminated as a result of the development to be remediated in accordance with relevant guidelines (including guidelines under section 145C of the Act and the *Contaminated Land Management Act 1997*), or
 - (d) require steps to be taken to ensure that the state of the land, while being rehabilitated and at the completion of the rehabilitation, does not jeopardize public safety.

Clause 18	State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007
Part 4	Miscellaneous

Part 4 Miscellaneous

18 Receipt and disposal of waste

Nothing in this Policy makes permissible (with or without consent) the use of land for the receipt or disposal of waste brought on to the land from other land, even if that use is or may be ancillary or incidental to development that is permissible under this Policy.

Note. For example, this Policy does not make it permissible to dispose of off-site waste on the site of an extractive industry that is permissible under this Policy even if the disposal is for the purposes of rehabilitation of the site.

19 Savings and transitional—general

This Policy does not apply to or with respect to an application for an approval under Part 3A of the Act or development consent under Part 4 of the Act that had been made but not finally determined before the commencement of this Policy.

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Prohibited development

Schedule 1

Schedule 1 Prohibited development

(Clause 9)

Open cut mining within the local government area of Lake Macquarie, except in areas identified on the map marked “State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007—Map 1—Lake Macquarie” (being a map that is approved and signed by the Minister and copies of which are deposited in the head office of the Department and publicly available on the Department’s website) as areas in which open cut mining is permissible, whether with or without development consent.



New South Wales

Great Lakes Local Environmental Plan 1996 (Amendment No 60)

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*. (NEW0000022/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Great Lakes Local Environmental Plan 1996 (Amendment No 60)

Great Lakes Local Environmental Plan 1996 (Amendment No 60)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Great Lakes Local Environmental Plan 1996 (Amendment No 60)*.

2 Aims of plan

This plan aims to include the building known as the Universal Store as a heritage item under *Great Lakes Local Environmental Plan 1996*.

3 Land to which plan applies

This plan applies to the building known as the Universal Store, as situated on the northwestern corner of Lot 1, DP 1021873, Marine Drive, Tea Gardens.

4 Amendment of Great Lakes Local Environmental Plan 1996

Great Lakes Local Environmental Plan 1996 is amended by inserting in Schedule 2 after the matter relating to 53 Marine Drive, Tea Gardens, under the headings “**Address**”, “**Property description**”, “**Item**” and “**Significance**”, respectively, the following words:

Marine Drive	northwestern corner of Lot 1 DP 1021873	Universal Store	L
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New South Wales

Marrickville Local Environmental Plan 2001 (Amendment No 33)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (SRE0000188/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Marrickville Local Environmental Plan 2001 (Amendment No 33)

Marrickville Local Environmental Plan 2001 (Amendment No 33)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Marrickville Local Environmental Plan 2001 (Amendment No 33)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone land to which this plan applies from the Light Industrial 4 (B) zone partly to the General Business 3 (A) zone and partly to the Residential 2 (C) zone under *Marrickville Local Environmental Plan 2001*, and
- (b) to allow for the land to which this plan applies that is zoned General Business 3 (A) to be developed to a maximum floor space ratio of 2.29:1 and a maximum height of RL 36.80, and
- (c) to allow for the land to which this plan applies that is zoned Residential 2 (C) to be developed to a maximum floor space ratio of 1.66:1 and a maximum height of RL 32.45, and
- (d) to replace the specific restrictions on the floor space ratio and height of development included in Part 5 of *Marrickville Local Environmental Plan 2001* with site specific development controls referred to in paragraphs (b) and (c).

3 Land to which plan applies

This plan applies to land situated in the local government area of Marrickville, being lots A, B, C and D, DP 400192, and known as 139–143 Parramatta Road, Camperdown, as shown coloured part light blue, and part pink with red edging and lettered 2 (C), on the map marked “Marrickville Local Environmental Plan 2001 (Amendment No 33)—Zoning Map” deposited in the office of Marrickville Council.

4 Amendment of Marrickville Local Environmental Plan 2001

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

Marrickville Local Environmental Plan 2001 (Amendment No 33)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Schedule 1 Definitions

Insert in appropriate order in the definition of *the additional uses development and site specific development controls map*:

Marrickville Local Environmental Plan 2001 (Amendment No 33)—Additional Uses Development and Site Specific Development Controls Map

[2] Schedule 1, definition of “the map”

Insert in appropriate order:

Marrickville Local Environmental Plan 2001 (Amendment No 33)—Zoning Map

[3] Schedule 2 Additional uses development and site specific development controls

Insert after the matter relating to 163A–181 New Canterbury Road and part of 15 The Boulevarde, Petersham, in Columns 1 and 2, respectively:

**139–143 Parramatta Road,
Camperdown**

Lots A, B, C and D, DP
400192

The following *site specific development controls* are to be complied with:

- (a) for development on that part of the land zoned General Business 3 (A):
 - (i) the floor space ratio of the buildings on the land will not exceed 2.29:1, and
 - (ii) the height of the buildings will not exceed RL 36.80 AHD, and
- (b) for development on that part of the land zoned Residential 2 (C):
 - (i) the floor space ratio of the buildings on the land will not exceed 1.66:1, and
 - (ii) the height of the buildings will not exceed RL 32.45 AHD.



New South Wales

North Sydney Local Environmental Plan 2001 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S03/02251/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 North Sydney Local Environmental Plan 2001 (Amendment No 12)

North Sydney Local Environmental Plan 2001 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *North Sydney Local Environmental Plan 2001 (Amendment No 12)*.

2 Aims of plan

This plan aims to amend *North Sydney Local Environmental Plan 2001* as follows:

- (a) to effect a change to the environmental quality provision,
- (b) to incorporate provisions relating to plans of management under the *Crown Lands Act 1989* in relation to the Public Open Space and Bushland Zones,
- (c) to apply a building height plane to buildings in the Mixed Use Zone from the boundary of the site where adjacent to the Residential A1, A2, B, C, D or F (McMahons Point) Zone or the Public Open Space Zone,
- (d) to apply controls and further objectives in respect of the Private Recreation Zone,
- (e) to rectify referencing errors for heritage items at 75–77 Shellcove Road, Cremorne and 150 Walker Street, North Sydney and for a contributory item on part of the property listed for 100 West Street, Crows Nest,
- (f) to rectify errors shown on the heritage map relating to 2 properties in Wycombe Street, Neutral Bay,
- (g) to add the Lavender Bay Ferry Wharf as a heritage item in Schedule 3,
- (h) to update the bed and breakfast accommodations provisions of Schedule 6 (Exempt development),
- (i) to rezone part of the land to which this plan applies (known as Doris Street Reserve, Lot A, DP 369716, and Doris Fitton Park, Lot 2, DP 788579) to the Public Open Space Zone,

North Sydney Local Environmental Plan 2001 (Amendment No 12)

Clause 3

-
- (j) to rezone part of the land (John Street, McMahons Point, Lot 1, DP 449731) to the Waterfront Zone,
 - (k) to rezone part of the land (89 Wycombe Road, Neutral Bay, Lot 41, DP 3104 and Lot 1, DP 805649) to the Residential A2 Zone,
 - (l) to rezone part of the land (23a Bayview Street, Lavender Bay, Lot 4, DP 24707) to the Residential B Zone,
 - (m) to specify the additional uses (by red lettering) for the Special Uses Zone surrounding North Sydney's civic centre.

3 Land to which plan applies

This plan applies to land within the local government area of North Sydney under *North Sydney Local Environmental Plan 2001* as shown on the map marked "North Sydney Local Environmental Plan 2001 (Amendment No 12)" deposited in the office of North Sydney Council or referred to in clause 2 (or both).

4 Amendment of North Sydney Local Environmental Plan 2001

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

North Sydney Local Environmental Plan 2001 (Amendment No 12)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 3 Specific aims of this plan

Omit “flora and fauna” from clause 3 (d) (vi).

Insert instead “terrestrial and aquatic ecological communities”.

[2] Part 2, Zoning and permissible use table

Insert at the end of Item 1 (c) in the matter relating to the Public Open Space Zone:

, and

- (d) allow for the enhancement and management of recreation areas in accordance with plans of management adopted by the Council under Division 6 of Part 5 of the *Crown Lands Act 1989*.

[3] Part 2, Zoning and permissible use table

Insert at the end of Item 1 (c) in the matter relating to the Bushland Zone:

, and

- (d) allow for the enhancement and management of recreation areas in accordance with plans of management adopted by the Council under Division 6 of Part 5 of the *Crown Lands Act 1989*.

[4] Part 2, Zoning and permissible use table

Insert “ancillary to recreation use” after “clubs” and “recreation facilities” in Item 2 of the matter relating to the Private Recreation Zone.

[5] Clause 30 Building height plane

Insert at the end of clause 30 (2) (d):

, or

- (e) commencing 1.8 metres above existing ground level, projected at all points from each of the boundaries adjoining a laneway or other road of a similar width and character referred to in Schedule 14 that separates the land from land within the Residential A1, A2, B, D or F (McMahons Point) Zone or the Public Open Space Zone, or

North Sydney Local Environmental Plan 2001 (Amendment No 12)

Amendments

Schedule 1

- (f) commencing 3.5 metres above existing ground level, projected at all points from each of the boundaries adjoining a laneway or other road a similar width and character referred to in Schedule 14 that separates the land from land within the Residential C Zone.

[6] Part 3 Special provisions, Division 7, heading

Insert “and private recreation zone” after “Special use zone”.

[7] Clause 34 Buildings in the special use zone and private recreation zone

Insert “and private recreation zone” after “special use zone” wherever occurring in clause 34 (1) and (2).

[8] Schedule 2 Definitions

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

North Sydney Local Environmental Plan 2001 (Amendment No 12)—Sheets 1–9

[9] Schedule 2, definition of “recreation area”

Insert “open” after “an” wherever occurring in paragraphs (b) and (d).

[10] Schedule 2, definition of “recreation facility”

Omit “billiard saloon,” and “, bowling alley, fun parlour” wherever occurring.

[11] Schedule 3 Heritage items

Omit the matter relating to 75 Shellcove Road, St Augustine’s Church of England.

Insert instead under the headings “NSHS No” and “Address”, respectively:

1222 75–77 Shellcove Road, St Augustine’s Church of England

[12] Schedule 3

Insert after the matter relating to 28 Waiwera Street under the heading “Address”:

Walker Street, Lavender Bay Ferry Wharf

North Sydney Local Environmental Plan 2001 (Amendment No 12)

Schedule 1 Amendments

[13] Schedule 3

Omit the matter relating to 159 Walker Street.

Insert instead under the headings “**NSHS No**” and “**Address**”, respectively:

1935 150 Walker Street

[14] Schedule 4 Contributory items

Omit the matter relating to 100A West Street, Crows Nest. Insert instead:

100 West Street, Crows Nest (that part of the 2 properties on the site under this address (being Lot B, DP 973362) that is physically known as 100A West Street)

[15] Schedule 6 Exempt development

Insert in Column 2 at the end of the matter set out opposite the heading “**Bed and breakfast accommodation**”:

Food safety	<p>Must comply with the relevant provisions of the Food Standards Code within the meaning of the <i>Food Act 2003</i> and the <i>Food Regulation 2004</i> under that Act.</p> <p>Must comply with any notification requirement under the <i>Food Act 2003</i> in relation to the conduct of a food business prior to the commencement of the food business</p>
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[16] Schedule 14

Insert after Schedule 13:

Schedule 14 Laneways (and other roads of similar width and character)

(Clause 30 (2) (e) and (f))

Alexander Lane, Crows Nest
 Angelo Street, North Sydney
 Browns Lane, North Sydney
 Cheal Lane, Neutral Bay
 Church Lane, North Sydney
 Cunningham Street, North Sydney

North Sydney Local Environmental Plan 2001 (Amendment No 12)

Amendments

Schedule 1

Emmett Lane, Crows Nest
Falcon Lane, Crows Nest
Hayberry Lane, Crows Nest
Hayberry Place, Crows Nest
Hume Lane, Crows Nest
Ingram Lane, Crows Nest
Nicholson Lane, Crows Nest
Wheeler Lane, North Sydney
Wyllie Lane, Cremorne
Zig Zag Lane, Crows Nest



New South Wales

Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (SRW0000727/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)

Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)*.

2 Aims of plan

This plan aims to amend *Penrith Local Environmental Plan No 201 (Rural Lands)* to allow, with the consent of Penrith City Council, the carrying out of development for the purpose of an advanced waste treatment facility on the land to which this plan applies.

3 Land to which plan applies

This plan applies to Lot 1, DP 542395 and Lot 740, DP 810111, Elizabeth Drive, Luddenham, being land shown edged heavy black on the map marked "Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)".

4 Amendment of Penrith Local Environmental Plan No 201 (Rural Lands)

Penrith Local Environmental Plan No 201 (Rural Lands) is amended as set out in Schedule 1.

Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)

Amendment

Schedule 1

Schedule 1 Amendment

(Clause 4)

Clause 43

Insert after clause 42:

43 Development of certain land at Elizabeth Drive, Luddenham

- (1) This clause applies to Lot 1, DP 542395 and Lot 740, DP 810111, Elizabeth Drive, Luddenham, being land shown edged heavy black on the map marked "Penrith Local Environmental Plan No 201 (Rural Lands) (Amendment No 12)".
- (2) Despite any other provision of this plan, a person may, with the consent of the council, carry out development on land to which this clause applies for the purposes of an advanced waste treatment facility.
- (3) The council must not grant consent to the carrying out of such development unless it is satisfied that:
 - (a) the development is not likely to result in a significant impact on the environment in the event of a flood of a 1% annual exceedance probability flood level or greater, and
 - (b) the quality and quantity of stormwater discharged from the development will assist in improving aquatic ecosystem health, through the use of appropriate riparian buffer zones and adoption of "best practice" water sensitive designs.
- (4) In deciding whether or not consent to development as referred to in subclause (2), the council must consider the potential impact of the development on Badgerys Creek.
- (5) In this clause:

1% annual exceedance probability flood level means a flood level that has a 1 in 100 chance of being reached in any one year.

advanced waste treatment facility means a building, group of buildings or place in which putrescible waste, green waste or biosolids are sorted and processed to produce the following:

 - (a) recyclable materials,
 - (b) solid waste Class 2 (within the meaning of the *Environmental Guidelines: Assessment, Classification & Management of Liquid & Non-liquid Wastes* published by the Department of Environment and Conservation),
 - (c) compost which is certifiable to the relevant Australian Standard for wholesale or retail use.



New South Wales

Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

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*. (QUE0000386/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)*.

2 Aims of plan

The aims of this plan are to amend *Wagga Wagga Rural Local Environmental Plan 1991*:

- (a) to update certain references to development control plans, and
- (b) to extend the application of clause 27 of that plan (which permits the Council of the City of Wagga Wagga to consent to the use of a building that is part of the environmental heritage in certain circumstances) if conservation of part of the building (rather than conservation of the whole building) depends on the council granting such consent and to clarify the meaning of land in that clause, and
- (c) to make other minor amendments.

3 Land to which plan applies

This plan applies to all land to which *Wagga Wagga Rural Local Environmental Plan 1991* applies.

4 Amendment of Wagga Wagga Rural Local Environmental Plan 1991

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

Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 9 Zone objectives and development control table

Omit “The objectives of this zone are to promote the proper management and utilisation of resources by” from item 1 of the matter under the heading “**Zone No 1 (Rural)**”.

Insert instead “The objective of this zone is to promote the proper management and utilisation of resources by any one or more of the following”.

[2] Clause 27 Conservation incentives relating to items of the environmental heritage

Omit “, in the opinion of the Council”.

Insert instead “the Council is satisfied that”.

[3] Clause 27 (b)

Insert “, or part of the building,” after “building”.

[4] Clause 27 (2)

Insert at the end of the clause:

(2) In this clause:

land on which a building is erected includes any land around the building, the use of which is necessary for the conservation of the building.

[5] Clause 32 What is exempt and complying development?

Omit “*Wagga Wagga Development Control Plan No 8* as adopted by Council on 22 November 1999” from clause 32 (1).

Insert instead “Wagga Wagga Development Control Plan”.

[6] Clause 32 (2)

Omit “*Wagga Wagga Development Control Plan No 10* as adopted by Council on 22 November 1999”.

Insert instead “Wagga Wagga Development Control Plan”.

[7] Clause 32 (3)

Omit “*Wagga Wagga Development Control Plan No 8* as adopted by the Council on 22 November 1999”.

Insert instead “Wagga Wagga Development Control Plan”.

Page 3

Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)

Schedule 1 Amendments

[8] Clause 32 (4)

Omit “*Wagga Wagga Development Control Plan No 10* as adopted by the Council on 22 November 1999”.

Insert instead “Wagga Wagga Development Control Plan”.

[9] Clause 32 (5)

Omit “*Wagga Wagga Development Control Plan No 10* adopted by Council, as in force when the certificate is issued”.

Insert instead “Wagga Wagga Development Control Plan”.

[10] Clause 32 (6)

Insert after clause 32 (5):

(6) In this clause:

Wagga Wagga Development Control Plan means *Wagga Wagga Development Control Plan 2005* as in force on the commencement of *Wagga Wagga Rural Local Environmental Plan 1991 (Amendment No 19)*.



New South Wales

Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)

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*. (QUE0000313/S69)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)

Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)*.

2 Aims of plan

The aims of this plan are to amend *Wagga Wagga Local Environmental Plan 1985*:

- (a) to provide that the Council of the City of Wagga Wagga (*the council*) must not grant consent to the carrying out of development unless it is of the opinion that the carrying out of the development is consistent with one or more of the objectives of the zone within which the development is proposed to be carried out, and
- (b) to extend the application of clause 18 of that plan (which permits the council to consent to the use of a building that is part of the environmental heritage in certain circumstances) if conservation of part of the building (rather than conservation of the whole building) depends on the council granting such consent and to clarify the meaning of land in that clause, and
- (c) to update certain references to development control plans.

3 Land to which plan applies

This plan applies to all land to which *Wagga Wagga Local Environmental Plan 1985* applies.

4 Amendment of Wagga Wagga Local Environmental Plan 1985

Wagga Wagga Local Environmental Plan 1985 is amended as set out in Schedule 1.

Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

- [1] **Clause 9 Zone objectives and development control table**
Insert “one or more of” after “consistent with” in clause 9 (3).
- [2] **Clause 18 Development incentive relating to heritage items**
Insert “, or part of the building,” after “building” in clause 18 (d).
- [3] **Clause 18 (2)**
Insert at the end of the clause:
(2) In this clause:
land on which a building is erected includes any land around the building, the use of which is necessary for the conservation of the building.
- [4] **Clause 27 What is exempt and complying development?**
Omit “*Wagga Wagga Development Control Plan No 8* as adopted by Council on 22 November 1999” from clause 27 (1).
Insert instead “Wagga Wagga Development Control Plan”.
- [5] **Clause 27 (2)**
Omit “*Wagga Wagga Development Control Plan No 10* as adopted by Council on 22 November 1999”.
Insert instead “Wagga Wagga Development Control Plan”.
- [6] **Clause 27 (3)**
Omit “*Wagga Wagga Development Control Plan No 8* as adopted by the Council on 22 November 1999”.
Insert instead “Wagga Wagga Development Control Plan”.
- [7] **Clause 27 (4)**
Omit “*Wagga Wagga Development Control Plan No 10* as adopted by the Council on 22 November 1999”.
Insert instead “Wagga Wagga Development Control Plan”.

Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)

Schedule 1 Amendments

[8] Clause 27 (5)

Omit “*Wagga Wagga Development Control Plan No 10* as adopted by Council, as in force when the certificate is issued”.

Insert instead “Wagga Wagga Development Control Plan”.

[9] Clause 27 (6)

Insert after clause 27 (5):

(6) In this clause:

Wagga Wagga Development Control Plan means *Wagga Wagga Development Control Plan 2005* as in force on the commencement of *Wagga Wagga Local Environmental Plan 1985 (Amendment No 65)*.



New South Wales

Walgett Local Environmental Plan 2006—Classification and Reclassification of Public Land

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*. (DUB0108758-2)

FRANK SARTOR, M.P.,
Minister for Planning

Walgett Local Environmental Plan 2006—Classification and Reclassification of Public Land

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Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Clause 1

Walgett Local Environmental Plan 2006—Classification and Reclassification of Public Land

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Walgett Local Environmental Plan 2006—Classification and Reclassification of Public Land*.

2 Aims of Plan

This Plan aims to enable the Council, by means of this Plan, to classify or reclassify public land as “operational land” or “community land” in accordance with Part 2 of Chapter 6 of the *Local Government Act 1993*.

3 Land to which Plan applies

This Plan applies to all land within the local government area of Walgett.

4 Definitions

The Dictionary at the end of this Plan defines words and expressions for the purposes of this Plan.

5 Notes

Notes in this Plan are provided for guidance and do not form part of this Plan.

6 Classification and reclassification of public land

- (1) The objective of this clause is to enable the Council, by means of this Plan, to classify or reclassify public land as “operational land” or “community land” in accordance with Part 2 of Chapter 6 of the *Local Government Act 1993*.

Note. Under the *Local Government Act 1993*, “public land” is generally land vested in or under the control of a council (other than roads, Crown reserves and commons). The classification or reclassification of public land may also be made by a resolution of the Council under section 31, 32 or 33 of the *Local Government Act 1993*. Section 30 of that Act enables this Plan to discharge trusts on which public reserves are held if the land is reclassified under this Plan as operational land.

Clause 6 Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

- (2) The public land described in Part 1 or Part 2 of Schedule 1 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*.
- (3) The public land described in Part 3 of Schedule 1 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.
- (4) The public land described in Part 1 of Schedule 1:
 - (a) does not cease to be a public reserve to the extent (if any) that it is a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants that affected the land before its classification, or reclassification, as operational land.
- (5) The public land described in Part 2 of Schedule 1, to the extent (if any) that it is a public reserve ceases to be a public reserve on the commencement of the relevant classification Plan and, by the operation of that Plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land, except:
 - (a) those (if any) specified for the land in Column 5 of Part 2 of Schedule 1, and
 - (b) any reservations that except land out of the Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).
- (6) In this clause, the ***relevant classification Plan***, in relation to land described in Part 2 of Schedule 1, means this Plan or, if the description of the land is inserted into that Part by another environmental planning instrument, that instrument.
- (7) Before the relevant classification Plan inserted a description of land into Part 2 of Schedule 1, the Governor approved of subclause (5) applying to the land.

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Schedule 1 Classification and reclassification of public land

(Clause 6)

Part 1 Classified, or reclassified, as operational land—no interests changed

Column 1	Column 2	Column 3			Column 4
Item no	Address	Lot	Section	DP	Description

Part 2 Classified, or reclassified, as operational land—interests changed

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
3	Cnr Trafalgar and Hastings Streets, Burren Junction	33		753926	VRA depot, sheds and elevated water tank	Nil
6	Balaclava Street, Burren Junction	2	4	758199	Vacant land	Nil
7	Balaclava Street, Burren Junction	3	4	758199	Vacant land	Nil
8	Walgett–Warren Road, Carinda	PT2	A	5007	Vacant land	Nil
9	Walgett–Warren Road, Carinda	3	A	5007	Pump station or river gauges (or both)	Nil
10	Walgett–Warren Road, Carinda	4	A	5007	Vacant land	Nil
11	Walgett–Warren Road, Carinda	6	A	5007	Vacant land	Nil

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Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
12	Walgett–Warren Road, Carinda	7	A	5007	Vacant land	Nil
13	Walgett–Warren Road, Carinda	1		535488	Vacant land	Nil
14	Hare and Shakespear Streets, Carinda	29		751556	Vacant land	Nil
15	Walgett–Carinda Road, Carinda	42		751556	Aerodrome	Nil
19	Colin Street, Carinda	3	17	758227	Vacant land	Nil
20	Warren Street, Carinda	4	2	758227	Vacant land	Nil
21	Oliver Street, Carinda	8	2	758227	Council and SES depots	Nil
22	Walgett–Warren Road, Carinda	1		795806	Historic graves	Nil
23	Walgett–Warren Road, Carinda	1		973356	Vacant land	Nil
24	Cnr Wilson and Herbert Streets, Collarenebri	1		220534	Council office, post office and bank	Nil
25	Cnr Narran and Myall Streets, Collarenebri	31		238593	Vacant land	Nil
26	Narran Street, Collarenebri	32		238593	Vacant land	Nil
27	Narran Street, Collarenebri	33		238593	Vacant land	Nil
28	George Street, Collarenebri	39		238593	Works depot	Nil
29	George Street, Collarenebri	40		238593	Works depot	Nil
30	George Street, Collarenebri	41		238593	Works depot	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
31	George Street, Collarenebri	42		238593	Vacant land	Nil
32	George Street, Collarenebri	43		238593	Vacant land	Nil
33	George Street, Collarenebri	44		238593	Vacant land	Nil
34	Cnr George and Myall Streets, Collarenebri	45		238593	Vacant land	Nil
35	Cnr George and Herbert Streets, Collarenebri	5		662501	SES depot	Nil
36	Lightning Ridge—Collarenebri Road, Collarenebri	53		752673	Aerodrome, effluent ponds and waste depot	Nil
37	Albert Street, Collarenebri	16	9	758262	Vacant land	Nil
38	Narran and George Streets, Collarenebri	71		822001	Works depot	Nil
39	Albert Street, Collarenebri	1		870896	Water reservoir	Nil
40	Albert Street, Collarenebri	3		870896	Water supply pump	Nil
41	Albert Street, Collarenebri	4		870896	Water reservoir	Nil
42	Colless Street, Come By Chance	1		203150	Park	Nil
43	Wilkie Street, Cumborah	3		45034	Vacant land	Nil
44	Walgett—Pilliga Road, Goangra	1	1	758454	Vacant land	Nil
45	Walgett—Pilliga Road, Goangra	2	1	758454	Vacant land	Nil
46	Walgett—Pilliga Road, Goangra	3	1	758454	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
47	Walgett–Pilliga Road, Goangra	4	1	758454	Vacant land	Nil
48	Walgett–Pilliga Road, Goangra	5	1	758454	Vacant land	Nil
49	Walgett–Pilliga Road, Goangra	1	13	758454	Vacant land	Nil
50	Walgett–Pilliga Road, Goangra	2	13	758454	Vacant land	Nil
51	Walgett–Pilliga Road, Goangra	3	13	758454	Vacant land	Nil
52	Walgett–Pilliga Road, Goangra	4	13	758454	Vacant land	Nil
53	Walgett–Pilliga Road, Goangra	1	2	758454	Vacant land	Nil
54	Walgett–Pilliga Road, Goangra	2	2	758454	Vacant land	Nil
55	Walgett–Pilliga Road, Goangra	5	2	758454	Vacant land	Nil
56	Walgett–Pilliga Road, Goangra	1	3	758454	Vacant land	Nil
57	Walgett–Pilliga Road, Goangra	2	3	758454	Vacant land	Nil
58	Walgett–Pilliga Road, Goangra	4	3	758454	Vacant land	Nil
59	Walgett–Pilliga Road, Goangra	5	3	758454	Vacant land	Nil
60	Walgett–Pilliga Road, Goangra	1	4	758454	Vacant land	Nil
61	Walgett–Pilliga Road, Goangra	2	4	758454	Vacant land	Nil
62	Walgett–Pilliga Road, Goangra	4	4	758454	Vacant land	Nil
63	Walgett–Pilliga Road, Goangra	5	4	758454	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
64	Walgett–Pilliga Road, Goangra	1	5	758454	Vacant land	Nil
65	Walgett–Pilliga Road, Goangra	2	5	758454	Vacant land	Nil
66	Walgett–Pilliga Road, Goangra	3	5	758454	Vacant land	Nil
67	Walgett–Pilliga Road, Goangra	4	5	758454	Vacant land	Nil
68	Walgett–Pilliga Road, Goangra	5	5	758454	Vacant land	Nil
69	Walgett–Pilliga Road, Goangra	1	6	758454	Vacant land	Nil
70	Walgett–Pilliga Road, Goangra	2	6	758454	Vacant land	Nil
71	Walgett–Pilliga Road, Goangra	3	6	758454	Vacant land	Nil
72	Walgett–Pilliga Road, Goangra	4	6	758454	Vacant land	Nil
73	Walgett–Pilliga Road, Goangra	5	6	758454	Vacant land	Nil
74	Gem Street, Lightning Ridge	2	23	758612	House	Nil
75	Cardinal Road, Lightning Ridge	50		803512	Doctor's housing	Nil
76	Butterfly Avenue, Lightning Ridge	75		830318	Works depot	Nil
77	Lappkalle Street, Lightning Ridge	23		837866	Doctor's housing	Nil
78	Fantasia Street, Lightning Ridge	40		837866	Vacant land	Nil
79	Fantasia Street, Lightning Ridge	42		837866	Vacant land	Nil
80	Fantasia Street, Lightning Ridge	44		837866	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
81	Fantasia and Halley's Comet Streets, Lightning Ridge	48		837866	Vacant land	Nil
82	Halley's Comet Street, Lightning Ridge	49		837866	Vacant land	Nil
83	Fantasia Street, Lightning Ridge	58		837866	Vacant land	Nil
84	Fantasia Street, Lightning Ridge	71		837866	Vacant land	Nil
85	Fantasia Street, Lightning Ridge	74		845063	Vacant land and fence	Nil
86	Pandora Street, Lightning Ridge	1		846336	Serbian Orthodox Church	Nil
88	Pandora Street, Lightning Ridge	2		846336	Vacant land	Nil
89	Pandora Street, Lightning Ridge	3		846336	Vacant land	Nil
90	Pandora Street, Lightning Ridge	4		846336	Vacant land	Nil
91	Pandora Street, Lightning Ridge	5		846336	Vacant land	Nil
92	Pandora Street, Lightning Ridge	6		846336	Vacant land	Nil
93	Pandora Street, Lightning Ridge	7		846336	Vacant land	Nil
94	Pandora Street, Lightning Ridge	8		846336	Vacant land	Nil
95	Pandora Street, Lightning Ridge	9		846336	Vacant land	Nil
96	Town Bore Road, Lightning Ridge	1		849709	Effluent ponds	Nil
97	Opal Street, Lightning Ridge	3		849709	Sewerage pump site	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
98	Aerodrome Road, Lightning Ridge	161		862540	Aerodrome terminal and caretaker accommodation	Nil
99	Aerodrome Road, Lightning Ridge	162		862540	Aerodrome facilities	Nil
100	Pandora Street, Lightning Ridge	951		872184	Vacant land	Nil
101	Pandora Street, Lightning Ridge	952		872184	Vacant land	Nil
102	Pandora Street, Lightning Ridge	953		872184	Vacant land	Nil
103	Pandora Street, Lightning Ridge	954		872184	Vacant land	Nil
104	Castlereagh Highway, Lightning Ridge	1		838673	Vacant land	Nil
105	Castlereagh Highway, Lightning Ridge	10		838673	Vacant land	Nil
106	Castlereagh Highway, Lightning Ridge	11		838673	Vacant land	Nil
107	Castlereagh Highway, Lightning Ridge	12		838673	Vacant land	Nil
108	Castlereagh Highway, Lightning Ridge	13		838673	Vacant land	Nil
109	Castlereagh Highway, Lightning Ridge	14		838673	Vacant land	Nil
110	Castlereagh Highway, Lightning Ridge	15		838673	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
111	Castlereagh Highway, Lightning Ridge	16		838673	Vacant land	Nil
112	Castlereagh Highway, Lightning Ridge	17		838673	Vacant land	Nil
113	Castlereagh Highway, Lightning Ridge	18		838673	Vacant land	Nil
114	Castlereagh Highway, Lightning Ridge	19		838673	Vacant land	Nil
115	Castlereagh Highway, Lightning Ridge	2		838673	Vacant land	Nil
116	Castlereagh Highway, Lightning Ridge	20		838673	Vacant land	Nil
117	Castlereagh Highway, Lightning Ridge	21		838673	Vacant land	Nil
118	Castlereagh Highway, Lightning Ridge	22		838673	Vacant land	Nil
119	Castlereagh Highway, Lightning Ridge	23		838673	Vacant land	Nil
120	Castlereagh Highway, Lightning Ridge	24		838673	Vacant land	Nil
121	Castlereagh Highway, Lightning Ridge	25		838673	Vacant land	Nil
122	Castlereagh Highway, Lightning Ridge	26		838673	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
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Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
123	Castlereagh Highway, Lightning Ridge	27		838673	Vacant land	Nil
124	Castlereagh Highway, Lightning Ridge	28		838673	Vacant land	Nil
125	Castlereagh Highway, Lightning Ridge	29		838673	Vacant land	Nil
126	Castlereagh Highway, Lightning Ridge	3		838673	Vacant land	Nil
127	Castlereagh Highway, Lightning Ridge	30		838673	Vacant land	Nil
128	Castlereagh Highway, Lightning Ridge	31		838673	Vacant land	Nil
129	Castlereagh Highway, Lightning Ridge	32		838673	Vacant land	Nil
130	Castlereagh Highway, Lightning Ridge	33		838673	Vacant land	Nil
131	Castlereagh Highway, Lightning Ridge	34		838673	Vacant land	Nil
132	Castlereagh Highway, Lightning Ridge	35		838673	Vacant land	Nil
133	Castlereagh Highway, Lightning Ridge	36		838673	Vacant land	Nil
134	Castlereagh Highway, Lightning Ridge	37		838673	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
135	Castlereagh Highway, Lightning Ridge	38		838673	Vacant land	Nil
136	Castlereagh Highway, Lightning Ridge	39		838673	Vacant land	Nil
137	Castlereagh Highway, Lightning Ridge	4		838673	Vacant land	Nil
138	Castlereagh Highway, Lightning Ridge	40		838673	Vacant land	Nil
139	Castlereagh Highway, Lightning Ridge	41		838673	Vacant land	Nil
140	Castlereagh Highway, Lightning Ridge	42		838673	Vacant land	Nil
141	Castlereagh Highway, Lightning Ridge	43		838673	Vacant land	Nil
142	Castlereagh Highway, Lightning Ridge	44		838673	Vacant land	Nil
143	Castlereagh Highway, Lightning Ridge	45		838673	Vacant land	Nil
144	Castlereagh Highway, Lightning Ridge	46		838673	Vacant land	Nil
145	Castlereagh Highway, Lightning Ridge	47		838673	Vacant land	Nil
146	Castlereagh Highway, Lightning Ridge	48		838673	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
147	Castlereagh Highway, Lightning Ridge	49		838673	Vacant land	Nil
148	Castlereagh Highway, Lightning Ridge	5		838673	Vacant land	Nil
149	Castlereagh Highway, Lightning Ridge	50		838673	Vacant land	Nil
150	Castlereagh Highway, Lightning Ridge	51		838673	Vacant land	Nil
151	Castlereagh Highway, Lightning Ridge	52		838673	Vacant land	Nil
152	Castlereagh Highway, Lightning Ridge	53		838673	Vacant land	Nil
153	Castlereagh Highway, Lightning Ridge	54		838673	Vacant land	Nil
154	Castlereagh Highway, Lightning Ridge	55		838673	Vacant land	Nil
155	Castlereagh Highway, Lightning Ridge	56		838673	Vacant land	Nil
156	Castlereagh Highway, Lightning Ridge	57		838673	Vacant land	Nil
157	Castlereagh Highway, Lightning Ridge	58		838673	Vacant land	Nil
158	Castlereagh Highway, Lightning Ridge	59		838673	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
159	Castlereagh Highway, Lightning Ridge	6		838673	Vacant land	Nil
160	Castlereagh Highway, Lightning Ridge	60		838673	Vacant land	Nil
161	Castlereagh Highway, Lightning Ridge	61		838673	Vacant land	Nil
162	Castlereagh Highway, Lightning Ridge	62		838673	Vacant land	Nil
163	Castlereagh Highway, Lightning Ridge	63		838673	Vacant land	Nil
164	Castlereagh Highway, Lightning Ridge	64		838673	Vacant land	Nil
165	Castlereagh Highway, Lightning Ridge	65		838673	Vacant land	Nil
166	Castlereagh Highway, Lightning Ridge	66		838673	Vacant land	Nil
167	Castlereagh Highway, Lightning Ridge	67		838673	Vacant land	Nil
168	Castlereagh Highway, Lightning Ridge	68		838673	Vacant land	Nil
169	Castlereagh Highway, Lightning Ridge	69		838673	Vacant land	Nil
170	Castlereagh Highway, Lightning Ridge	7		838673	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
171	Castlereagh Highway, Lightning Ridge	70		838673	Vacant land	Nil
172	Castlereagh Highway, Lightning Ridge	71		838673	Vacant land	Nil
173	Castlereagh Highway, Lightning Ridge	72		838673	Vacant land	Nil
174	Castlereagh Highway, Lightning Ridge	73		838673	Vacant land	Nil
175	Castlereagh Highway, Lightning Ridge	74		838673	Vacant land (buffer zone for rural subdivision)	Nil
176	Castlereagh Highway, Lightning Ridge	75		838673	Vacant land (buffer zone for rural subdivision)	Nil
177	Castlereagh Highway, Lightning Ridge	76		838673	Vacant land	Nil
178	Castlereagh Highway, Lightning Ridge	8		838673	Vacant land	Nil
179	Castlereagh Highway, Lightning Ridge	9		838673	Vacant land	Nil
180	Collarendabri Road, Pokataroo	22	1	758849	Vacant land and public road	Nil
181	Railway Avenue, Pokataroo	2	4	758849	Park and playground	Nil
182	Rowena Street, Rowena	21		552634	Water supply tank and Rural Fire Service shed	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
184	Fox Street, Walgett	A		161095	Occupied by Walgett Machinery	Nil
185	Euroka Street, Walgett	B		161095	Occupied by Walgett Machinery	Nil
186	Euroka Street, Walgett	C		161095	Occupied by Walgett Machinery	Nil
187	Keepit Street, Walgett	1		200391	Motel building or public road	Nil
188	Pitt Street, Walgett	5		218709	Family day care centre	Nil
189	Euroka Street, Walgett	17		227509	Levee bank and vacant land	Nil
190	Keepit Street, Walgett	22		231218	Vacant land	Nil
191	Keepit Street, Walgett	22		233003	Vacant land	Nil
192	Dundas Street, Walgett	37		236258	RSL car park	Nil
193	Wee Waa and Euroka Streets, Walgett	20		253488	Council depot, levee bank and vacant land	Nil
194	Euroka Street, Walgett	21		253488	House	Nil
195	Euroka Street, Walgett	22		253488	SES headquarters	Nil
196	Euroka Street, Walgett	30		253488	House	Nil
197	Euroka Street, Walgett	33		253488	Park	Nil
198	Fox Street, Walgett	43		253643	Library, tourist information and internet centre	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3		Column 4	Column 5	
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
199	Dundas Street, Walgett	44		253643	Car park	Nil
201	Warrena Street, Walgett	B		30380	Levee bank and vacant land	Nil
202	Warrena Street, Walgett	E		30380	Levee bank	Nil
203	Wee Waa Street, Walgett	H		30380	Levee bank	Nil
204	Cnr Fox and Euroka Streets, Walgett	1		323840	Occupied by Walgett Machinery	Nil
205	Fox Street, Walgett	A		395921	Occupied by Walgett Machinery	Nil
206	Cnr Namoi and Euroka Streets, Walgett	K		414481	Flats	Nil
207	Fox Street, Walgett	36		527729	Part of council offices and RLPB driveway	Nil
208	Wee Waa Street, Walgett	25		539526	Medical centre	Nil
209	Wee Waa Street, Walgett	39		610725	Public road	Nil
210	Euroka Street, Walgett	27		612034	Occupied by Walgett Machinery	Nil
211	Cedar Street, Walgett	28		612034	Occupied by Walgett Machinery	Nil
213	Neilly and Warrena Streets, Walgett	2	10	759036	Vacant land	Nil
214	Neilly and Warrena Streets, Walgett	3	10	759036	Vacant land	Nil
215	Euroka Street, Walgett	62		801975	House	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
216	Euroka Street, Walgett	372		828037	Former Masonic Hall—historical society	Nil
217	Keepit and Warrena Streets, Walgett	39		847451	Vacant land	Nil
218	Keepit and Warrena Streets, Walgett	40		847451	Vacant land	Nil
219	Cnr Keepit and Duff Streets, Walgett	44		847451	Vacant land	Nil
220	Neilly Street, Walgett	105		878481	Public car park	Nil
221	Neilly Street, Walgett	1		906299	Public road	Nil
222	Castlereagh Highway, Walgett	94		39499	Saleyards	Nil
223	Bank of Namoi River, Walgett	1		574295	Pump station	Nil
224	Castlereagh Highway, Walgett	16		752271	Vacant land	Nil
225	Aerodrome Road, Walgett	11		851116	Aerodrome	Nil
226	Albert Street, Walgett	22		226373	House	Nil
227	Arthur and Gilbert Streets, Walgett	31		226373	Vacant land	Nil
228	Albert and Gilbert Streets, Walgett	35		226373	Park	Nil
229	Cnr Myall and Cedar Streets, Walgett	21		587336	Vacant land	Nil
230	Dewhurst Street, Walgett	1		609673	Sewerage pump station	Nil
231	Dewhurst Street, Walgett	2		611689	Water tower	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
232	Arthur Street, Walgett	37		632187	Flats	Nil
233	Howard's Way, Walgett	262		713767	Sewerage pump station	Nil
234	Namoi Street, Walgett	101		713768	House	Nil
235	Fox Street, Walgett	81		713774	The Hub building	Nil
236	Cnr Fox and Ritchie Streets, Walgett	82		713774	Vacant land	Nil
237	Hope Street, Walgett	10		718739	Vacant land	Nil
239	Bate and Hope Streets, Walgett	1		722855	Vacant land and levy buffer	Nil
240	Euroka and Cedar Streets, Walgett	1	21	759036	Vacant land	Nil
241	Arthur Street, Walgett	10	21	759036	Vacant land	Nil
242	Euroka and Cedar Streets, Walgett	1	22	759036	Vacant land	Nil
243	Euroka and Cedar Streets, Walgett	2	22	759036	Vacant land	Nil
244	Euroka and Cedar Streets, Walgett	3	22	759036	Vacant land	Nil
245	Euroka and Cedar Streets, Walgett	4	22	759036	Stormwater drainage channel	Nil
246	Euroka and Cedar Streets, Walgett	5	22	759036	Stormwater drainage channel	Nil
247	Cnr Myall and Cedar Streets, Walgett	10	23	759036	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Schedule 1 Classification and reclassification of public land

Column 1	Column 2	Column 3			Column 4	Column 5
Item no	Address	Lot	Section	DP	Description	Any trusts etc not discharged
248	Cnr Arthur and Myall Streets, Walgett	11	23	759036	Vacant land	Nil
249	Arthur and Cedar Streets, Walgett	12	23	759036	Vacant land	Nil
250	Arthur and Cedar Streets, Walgett	13	23	759036	Vacant land	Nil
251	Arthur and Cedar Streets, Walgett	14	23	759036	Vacant land	Nil
252	Vaughan Place, Walgett	123		774648	House	Nil
253	Vaughan Place, Walgett	199		775242	House	Nil
254	Cnr Vaughan Place and O'Neill Court, Walgett	1		811508	House	Nil
255	O'Neill Court, Walgett	4		811508	House	Nil
257	O'Neill Court, Walgett	62		826629	Aerodrome, drainage and private garden	Nil
259	Hope Street, Walgett	151		882747	Vacant land	Nil
260	Peel Street, Walgett	152		882747	Vacant land	Nil
261	Peel Street, Walgett	153		882747	Vacant land	Nil
262	Peel Street, Walgett	154		882747	Vacant land	Nil
263	Peel Street, Walgett	155		882747	Vacant land	Nil
264	Peel Street, Walgett	156		882747	Vacant land	Nil
265	Peel Street, Walgett	157		882747	Vacant land	Nil
266	Peel Street, Walgett	158		882747	Vacant land	Nil
267	Peel Street, Walgett	159		882747	Vacant land	Nil
268	Peel Street, Walgett	160		882747	Vacant land	Nil

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Classification and reclassification of public land

Schedule 1

Column 1	Column 2	Column 3		Column 4	Column 5
Item no	Address	Lot	Section DP	Description	Any trusts etc not discharged
269	Peel Street, Walgett	161		882747 Vacant land	Nil
270	Cnr Peel and Hope Streets, Walgett	163		882747 Vacant land	Nil

Part 3 Classified, or reclassified, as community land

Column 1	Column 2	Column 3		Column 4
Item no	Address	Lot	Section DP	Description

Walgett Local Environmental Plan 2006—Classification and
Reclassification of Public Land

Dictionary

Dictionary

(Clause 4)

community land has the same meaning as in the *Local Government Act 1993*.

Council means the Walgett Shire Council.

operational land has the same meaning as in the *Local Government Act 1993*.

public land has the same meaning as in the *Local Government Act 1993*.

Note. The term is defined as follows:

public land means any land (including a public reserve) vested in or under the control of the council, but does not include:

- (a) a public road, or
- (b) land to which the *Crown Lands Act 1989* applies, or
- (c) a common, or
- (d) land subject to the *Trustees of Schools of Arts Enabling Act 1902*, or
- (e) a regional park under the *National Parks and Wildlife Act 1974*.



New South Wales

Wingecarribee Local Environmental Plan 1989 (Amendment No 122)

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*. (WOL2001159/PC)

FRANK SARTOR, M.P.,
Minister for Planning

Clause 1 Wingecarribee Local Environmental Plan 1989 (Amendment No 122)

Wingecarribee Local Environmental Plan 1989 (Amendment No 122)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wingecarribee Local Environmental Plan 1989 (Amendment No 122)*.

2 Aims of plan

This plan aims to amend *Wingecarribee Local Environmental Plan 1989*:

- (a) to rezone part of the land to which this plan applies at Mittagong from Zone No 5 (b) (Special Uses “B” (Railways) Zone) to Zone No 3 (a) (Business Zone), and
- (b) to rezone part of the land, known as the Our Lady of the Sacred Heart (OLSH) site at Bowral from partly Zone No 5 (a) (Special Uses “A” Zone) (School) and partly Zone No 6 (d) (Proposed Recreation Reservation Zone) to partly Zone No 5 (a) (Special Uses “A” Zone) (School) and partly Zone No 2 (a1) (Residential “A1” Zone), and
- (c) to allow, with the consent of Wingecarribee Shire Council, the land known as the “Kennerton Green” in Mittagong to be used for the purpose of a commercial garden, and
- (d) to allow, with the consent of the Council, the heritage-listed Sutton Forest Inn in Sutton Forest to be used for the purposes of a hotel, motel and function facilities.

3 Land to which plan applies

This plan applies to certain land in the Wingecarribee local government area at Mittagong, Bowral and Sutton Forest, as shown edged heavy black on Sheets 1 and 2 of the map marked “Wingecarribee Local Environmental Plan 1989 (Amendment No 122)” deposited in the office of Wingecarribee Shire Council.

4 Amendment of Wingecarribee Local Environmental Plan 1989

Wingecarribee Local Environmental Plan 1989 is amended as set out in Schedule 1.

Wingecarribee Local Environmental Plan 1989 (Amendment No 122)

Amendments

Schedule 1

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

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

Wingecarribee Local Environmental Plan 1989 (Amendment No 122)—Sheet 2

[2] Schedule 5 heading

Omit the heading to the Schedule. Insert instead:

Schedule 5 Development for certain additional purposes

[3] Schedule 5

Insert at the end of the Schedule:

Lots 5 and 6, DP 2836, Bong Bong Road, Mittagong, as shown edged heavy black on Sheet 1 of the map marked “Wingecarribee Local Environmental Plan 1989 (Amendment No 122)” — commercial garden.

Lot 1, DP 64663, Illawarra Highway, Sutton Forest, as shown edged heavy black on Sheet 1 of the map marked “Wingecarribee Local Environmental Plan 1989 (Amendment No 122)” — hotel, motel and function facilities.

Department of Primary Industries

AGRICULTURAL TENANCIES ACT 1990

Instrument of Delegation

I, BARRY DESMOND BUFFIER, Director-General of the NSW Department of Primary Industries, pursuant to section 27A of the Agricultural Tenancies Act 1990 (“the Act”) hereby:

- (a) revoke my delegation to the Executive Director Corporate Services dated 9 February 2005 and published in the NSW Government Gazette No. 26 of 18 February 2005 at page 440, and any delegation revived as a result of this revocation;
- (b) delegate the functions conferred or imposed on me under the Act as specified in Schedule 1 to the authorised person who from time to time holds the position of Executive Director Corporate Services; and
- (c) pursuant to section 27A (2) of the Act, authorise the Executive Director Corporate Services to sub-delegate the functions listed in Schedule 2 to the authorised person who from time to time holds the position of Registrar Agricultural Tenancies Act.

SCHEDULE 1

Section 12 (3)
 Section 23 (1) and (2)
 Section 24 (3)
 Section 25 (1), (2), (3), (4), (5), and (6)
 Section 26
 Section 26B (1) and (3)
 Section 26E (1) and (4)
 Section 26I (1) and (3)
 Section 26J (1)

SCHEDULE 2

Section 23 (2)
 Section 25 (1), (2), (3), and (5)
 Section 26E (1) and (4)

In this instrument:

“Function” includes power authority or duty

“Authorised Person” has the same meaning as in section 27A (3) of the Act.

Dated this 13th day of February 2007.

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

AGRICULTURAL TENANCIES ACT 1990

Instrument of Sub-Delegation

I, ALAN CLABBURN GLEESON, Executive Director Corporate Services, of the NSW Department of Primary Industries, pursuant to section 27A (2) of the Agricultural Tenancies Act 1990 (“the Act”), sub-delegate the functions listed in Schedule 1, conferred or imposed on me under the Act to the authorised person who from time to time holds the position of Registrar Agricultural Tenancies Act.

SCHEDULE 1

Section 23 (2)
 Section 25 (1), (2), (3), and (5)
 Section 26E (1) and (4)

In this instrument:

“Function” includes power authority or duty

“Authorised Person” has the same meaning as in section 27A (3) of the Act.

Dated this 13th day of February 2007.

A. C. GLEESON,
 Executive Director Corporate Services,
 NSW Department of Primary Industries

COAL ACQUISITION (COMPENSATION) ARRANGEMENTS 1985

Reappointment of Chairperson of the New South Wales
 Coal Compensation Board

Her Excellency Professor MARIE BASHIR, AC, CVO,
 Governor

I, Professor MARIE BASHIR, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to clause 4 of the Coal Acquisition (Compensation) Arrangements 1985, reappoint ALASTAIR JAMES FOTHERINGHAM to the New South Wales Coal Compensation Board as Chairperson who is a person not holding an office for profit under the Crown from 1 April 2007 until 30 June 2007 (inclusive) and to reappoint MAREE CATHERINE CALLAGHAN, SUSAN CAROLINE MYERS and ROBERT DOUGLAS MARTIN to the New South Wales Coal Compensation Board as members who are persons not holding an office for profit under the Crown from 1 April 2007 until 30 June 2007.

Signed and sealed at Sydney, this 7th day of February 2007.

By Her Excellency’s Command,

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

GOD SAVE THE QUEEN!

COAL ACQUISITION (COMPENSATION) ARRANGEMENTS 1985

Re-appointment of Member of the New South Wales
 Coal Compensation Board

Her Excellency Professor MARIE BASHIR, AC, CVO,
 Governor

I, Professor MARIE BASHIR, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council and pursuant to clause 4 of the Coal Acquisition (Compensation) Arrangements 1985, re-appoint BRADLEY WILLIAM MULLARD to the New South Wales Coal Compensation Board as a member who is employed in the Department from 1 April 2007 until 30 June 2007 (inclusive).

Signed and sealed at Sydney, this 7th day of February 2007.

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

FISHERIES MANAGEMENT ACT 1994

Fisheries Management (Aquaculture) Regulation 2002
Section 177 (c) – Notice of Aquaculture Lease
Cancellation

OL77/080 within the estuary of Brisbane Water, having an area of 2.7649 hectares formerly leased by Colin Alfred Sheather.

OL92/025 within the estuary of Brisbane Water, having an area of 1.5071 hectares formerly leased by Colin Alfred Sheather.

Clause 39 (4) – Notice of Aquaculture Lease Renewal
THE Minister has renewed the following class 1 Aquaculture Leases:

OL98/024 within the estuary of Brisbane Water, having an area 0.7138 hectares to Robyn and Gordon Latimore of Karuah, NSW, for a term of 15 years expiring on 26 January 2022.

OL76/150 within the estuary of the Manning River, having an area 1.4682 hectares to Keith Hall of Mitchells Island, NSW, for a term of 15 years expiring on 11 December 2021.

OL76/151 within the estuary of the Manning River, having an area 4.5745 hectares to Keith Hall of Mitchells Island, NSW, for a term of 15 years expiring on 19 December 2021.

OL91/038 within the estuary of Woolli Woolli River, having an area of 0.1731 hectares to Brian Shanahan and Margaret Shanahan of Woolli, NSW, for a term of 15 years expiring on 29 August 2021.

OL91/040 within the estuary of Woolli Woolli River, having an area of 4.4608 hectares to Brian Shanahan and Margaret Shanahan of Woolli, NSW, for a term of 15 years expiring on 29 August 2021.

OL91/041 within the estuary of Woolli Woolli River, having an area of 0.7432 hectares to Brian Shanahan and Margaret Shanahan of Woolli, NSW, for a term of 15 years expiring on 29 August 2021.

BILL TALBOT,
Director,

Fisheries Conservation and Aquaculture Branch,
Agriculture, Fisheries and Regional Relations Division,
Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Fishing Closure

Doon Doon Creek
County of Rous

I, RENATA BROOKS, Deputy Director-General Agriculture, Fisheries and Regional Relations, prohibit the taking of fish by the methods of fishing as described in Column 1 of the

Schedule to this notification, from the waters specified in Column 2 of the Schedule, for the period specified in the Conditions.

This prohibition is effective for a period of five (5) years from the date of publication of this notification, unless sooner varied or revoked by notification of the Deputy Director-General Agriculture, Fisheries and Regional Relations.

Dated this 25th day of January 2007.

RENATA BROOKS,
Deputy Director-General,
Agriculture, Fisheries and Regional Relations,
NSW Department of Primary Industries

SCHEDULE

Doon Doon Creek

Column 1 <i>Methods</i>	Column 2 <i>Waters</i>
By all methods	Doon Doon Creek downstream from the Clarrie Hall dam wall to the junction with the Tweed River.
Conditions: During the period from 1 August to 31 October in each year inclusive.	

FISHERIES MANAGEMENT ACT 1994

Re-appointment of Chairperson of Total Allowable
Catch Setting and Review Committee

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 27 (1) (a) of the Fisheries Management Act 1994, hereby appoint Ian CARTWRIGHT as Chairperson of the Total Allowable Catch Setting and Review Committee for a term commencing on the date hereof and expiring on 31 December 2009.

Dated this 24th day of January 2007.

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

PLANT DISEASES ACT 1924

Revocation of Appointments and Reappointment

I, B. D. BUFFIER, Director-General of New South Wales Department of Primary Industries:

- (a) pursuant to section 3 (2) (a) of the Plant Diseases Act 1924, hereby revoke those portions of the appointments published in New South Wales Government Gazette No. 8 of 9 January 2004 at page 107 that relate to 'FITOS, Gail and "KING, Neil' and any appointment revived as a result of their revocation;
- (b) pursuant to section 3 (2) (a) of the Plant Diseases Act 1924, hereby revoke those portions of the appointments published in New South Wales Government Gazette No. 170 of 29 October 2004 at page 8233 that relate to 'RINDINAS, Alex', 'STIZZA, Cosimo' and 'YOUNGER, James'

and any appointment revived as a result of their revocation;

- (c) pursuant to section 3 (2) (a) of the Plant Diseases Act 1924, hereby revoke that portion of the appointment published in New South Wales Government Gazette No. 32 of 10 March 2006 at page 1192 that relates to 'HORSFALL, Lance Walter', and any appointment revived as a result of its revocation.
- (d) pursuant to section 3 (2) (a) of the Plant Diseases Act 1924, hereby revoke that portion of the appointment published in New South Wales Government Gazette No. 9 of 20 January 2006 at page 420 that relates to 'WATTS, Karyn Elizabeth', and any appointment revived as a result of its revocation; and
- (e) pursuant to section 11 (1) of the Plant Diseases Act 1924 ('the Act') hereby appoint, Karyn Elizabeth DI FLORIO, as an inspector under the Act.

Dated this 8th day of February 2007.

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

Roads and Traffic Authority

ROADS ACT 1993

Order - Section 31

Fixing or varying of Levels of part of the Northern
Distributor in the Local Government area of Wollongong
City

The Roads and Traffic Authority of New South Wales, by
this Order under section 31 of the Roads Act 1993, fixes or
varies the levels of the part of the Northern Distributor
from Bellambi Lane, Bellambi to Molloy Street, Bulli as
shown on Roads and Traffic Authority plan No 0626 497
RC 0017.

I Archer
Project Services Manager
Roads and Traffic Authority of New South Wales
Level 4, 90 Crown Street
Wollongong NSW 2500

(RTA Papers FPP: 497.5357; RO F8/497.11328)

Other Notices

FORESTRY ACT 1916

Proclamation

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

SCHEDULE

Central Division

*Land District of Deniliquin;
Murray Shire Council Area;
Riverina Forestry Region.*

Perricoota State Forest No. 395, No. 1 Extension. An area of about 813.8 hectares in the Parish of Toorangabby, County of Cadell, being the land within Lot 11 in Deposited Plan 608943, Lots 31, 32, 33 and 34 in Deposited Plan 608944, Lots 1 and 2 in Deposited Plan 608945, Lots 23, 24, 25 and 26 in Deposited Plan 608946, Lot 121 in Deposited Plan 1082381 and Portions 14, 41, 43 and 45 delineated on plans catalogued 1028, 89 and 35-1817 in the Department of Lands, Sydney. Exclusive of the road 40.23 metres wide delineated on plan catalogued 16737-1603 in the Department of Lands, traversing Portions 14 and 41 aforesaid. (06/0592)

Signed and sealed at Sydney, this 7th day of February, 2007.

By Her Excellency's Command,

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

GOD SAVE THE QUEEN!

GEOGRAPHICAL NAMES BOARD

Erratum

IN the notice referring to the amendment of address locality boundaries in the Queanbeyan Local Government Area, Folio 464, 20 January 2006. The notice should also have stated that the former address locality of Letchworth is now redesignated as an Urban Place, this notice corrects that error.

W. WATKINS,
Chairman

Geographical Names Board
PO Box 143, Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

Erratum

THE notice in NSW Government Gazette of 24 August 2001, Folio 6533, that refers to the assignment of a geographical name Connell Point on the Carrowbrook 1:25 000 topographical map, the designation "water feature" for the name Connell Point is in error. The correct designation should be "point". This notice corrects that error.

WARWICK WATKINS,
Chairman

Geographical Names Board
PO Box 143, Bathurst NSW 2795

GEOGRAPHICAL NAMES ACT 1966

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

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

Proposed Name:	Clavan Park
Designation:	Reserve
L.G.A.:	Richmond Valley Council
Parish:	North Casino
County:	Rous
L.P.I. Map:	Casino
1:100,000 Map:	Lismore 9540
Reference:	GNB 5126

This proposal is an amendment to the spelling of Clavan Park notified Folio 8759, 13 October 2006.

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

WARWICK WATKINS,
Chairperson

Geographical Names Board
PO Box 143, Bathurst NSW 2795

HOUSING ACT 2001

Dedication of Land as Public Reserve

THE New South Wales Land and Housing Corporation by its delegate declares pursuant to the provisions of sections 34 (3) and 34 (4) of the Housing Act 2001 that the land described in the Schedule below is dedicated as Public Reserve and vested in the Council of the Shire of Clarence Valley.

Dated this 11th day of January 2007.

W. CARTER,
General Manager, Resitech

SCHEDULE

The land shown as Lot 12 on the plan of land at South Grafton, in the Shire of Clarence Valley, Parish of Southampton, County of Clarence, registered in the Land Titles Office as Deposited Plan No. 259098.

NATIONAL PARKS AND WILDLIFE ACT 1974

Tweed Estuary Nature Reserve

Draft Plan of Management

A draft plan of management for Tweed Estuary Nature Reserve has been prepared and is available from the NPWS offices at the corner Alma Street and Pacific Highway, Murwillumbah (phone (02) 6670 8600) and 75 Main Street, Alstonville (phone (02) 6627 0200). The plan is also on the NPWS website: www.nationalparks.nsw.gov.au. Submissions on the plan must be received by the Ranger, Tweed Estuary Nature Reserve, PO Box 5081, South Murwillumbah NSW 2484 by 28 May 2007.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on this draft plan 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.

NSW SCIENTIFIC COMMITTEE

Notice of Preliminary Determination

THE Scientific Committee, established by the Threatened Species Conservation Act, has made a Preliminary Determination to support a proposal to list the shrub *Acacia ausfeldii* Regel. as a VULNERABLE SPECIES in Part 1 of Schedule 2 of the Act.

A copy of the Determination, which contains the reasons for the determination, may be obtained free of charge on the Internet www.nationalparks.nsw.gov.au, by contacting the Scientific Committee Unit, PO Box 1967, Hurstville NSW 1481. Tel: (02) 9585 6940 or Fax (02) 9585 6606, or in person at the Department of Environment and Conservation Information Centre, Level 14, 59-61 Goulburn Street, Sydney. Copies of the determination may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

Any person may make a written submission regarding the Preliminary Determination. Send submissions to: Scientific Committee, PO Box 1967, Hurstville NSW 1481. Attention Suzanne Chate. Submissions must be received by 13 April 2007.

Associate Professor LESLEY HUGHES,
Chairperson

PRACTICE NOTE SC GEN 12

Supreme Court – online court Protocol

Commencement

1. This Practice Note commences 8 February 2007.

Application

2. This Practice Note applies to:
 - matters in the Court of Criminal Appeal where either an Application for Extension of Time or a Notice of Appeal has been lodged;
 - matters in the Common Law Division, and
 - selected matters in the Equity Division.
3. This Practice Note may be amended to extend the availability of online court to other matters.
4. This Practice Note does not apply to proceedings involving self-represented litigants.

Definitions

5. In this Practice Note:
 - CAR means the Criminal Appeal Rules 2005
 - CPA means the Civil Procedure Act 2005
 - ETA means the Electronic Transactions Act 2000
 - Judicial Officer means Justice, Associate Justice and Registrar

PDF means Portable Document Format, a file format that has captured all the elements of a printed document.

Registered user means a person who has applied for and received authorisation to use eServices. A registered user gains access to eServices by inputting a user identification code, that has been assigned to that user and that is unique to that user, and a password.

UCPR means the Uniform Civil Procedure Rules 2005

Availability of online court

6. online court is available to:
 - Legal practitioners who are registered users and are invited to participate by a Judicial Officer in accordance with UCPR 3.9,
 - Legal practitioners who are registered users and are invited to participate by the Court of Criminal Appeal Registrar in accordance with CAR 2G, and
 - Support Staff who are nominated by these legal practitioners to submit messages to the online court on the practitioner’s behalf.
7. online court is not available to litigants, self-represented litigants or non-parties.

Initiating an online court

8. An online court may be initiated only by a Judicial Officer, the Associate of a Judicial Officer or nominated registry staff on behalf of a Judicial Officer.
9. A legal practitioner who is a registered user may request that an online court be initiated by submitting an initial message (with or without an attached document). The request will be assigned to a Judicial Officer for determination.
10. At the discretion of a Judicial Officer, an order may be made that any or all directions hearings for any case will be conducted via online court. If such an order is made, all legal practitioners involved must ensure that they are registered users.

What may be dealt with in online court

11. At the discretion of a Judicial Officer, online court may be used for any hearing permitted under S71 of the CPA and S141 of the ETA.

Conduct in an online court

12. As online court is a virtual courtroom, it must only be used for issues requiring consideration and determination by a Judicial Officer. online court is not to be used for communications solely between the representatives of parties.
13. The language used in online court must be the same as that used if the matter were being dealt with in an ordinary courtroom.
14. If a message is posted in an online court by a user who is not a legal practitioner, then the name of the authorising legal practitioner must be included in the last part of the message.
15. Undertakings given in an online court by a party’s representative either on behalf of the party or the representative, are binding as if the undertaking were given in an ordinary courtroom.
16. The rules of contempt apply to proceedings conducted using online court.

Terminating an online court

17. An online court may be terminated at any time and the discussion listed for resolution by telephone or actual hearing at the absolute discretion of a Judicial Officer.

User Identification Code and Password

18. Each party or participant to the online court has their own unique User Identification Code (commonly known as a user-id) and password. It is important that these details are kept secure and remain confidential.
19. When a user-id is used to send messages and documents to an online court, the person to whom that user-id was allocated will be deemed by the Judicial Officer presiding over the online court to be the person who sent the messages and documents and is responsible for their contents.

Online Court Messages

20. Messages posted in an online court and any attached documents must be:
- relevant to the online court topic under discussion;
 - brief and to the point, and
 - timely.
21. A Judicial Officer may, from time to time, give instructions as to:
- the acceptable length of messages in an online court; and
 - the time and date by which messages must be received.

Documents

22. Documents may be attached to messages sent to the online court. Documents cannot, however, be filed in the Court using the online court. Documents can only be filed in accordance with the Court Rules, including use of the Court's eFiling system. In urgent matters, a document that is to be filed may be sent to the online court with an undertaking that it will be filed in the Court no later than the next business day.
23. Where a message refers to a document that has been filed, a copy of the filed document may be attached to the message for ease of reference. In these cases the message should indicate the date on which the document was filed. Where a document has been eFiled under UCPR 3.4 or CAR 2C, the message should also indicate whether the document has been given final acceptance.
24. Documents sent to the online court must be in PDF. The documents must not be scanned documents and they must not be locked as the Judicial Officer may wish to edit them.

Consent orders

25. Where the document sent to the online court is a draft consent order, the message to which the document is attached should contain a certification that all the parties have seen, and agreed to, the terms of the consent order.

Entering orders

26. Orders made by a Judicial Officer in an online court must be recorded and entered in the usual way.

J. J. SPIGELMAN, AC,
Chief Justice of New South Wales
8 February 2007.

Related information

Practice Note SC Gen 12 was issued on 8 February 2007 and commenced from 8 February 2007.

This Practice Note replaces Practice Note SC Gen 12 issued on 31 October 2005.

See also:

SC Gen 1 – Application of Practice Notes
SC Gen 6 – Mediation
Criminal Appeal Rules 2005
Civil Procedure Act 2005
Uniform Civil Procedure Rules 2005

POISONS AND THERAPEUTIC GOODS ACT 1966

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

IN accordance with the provisions of clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2002 an order has been made on Dr Gary FLYNN of 40 Pearce Street, Baulkham Hills 2153 prohibiting him, until further notice, as a medical practitioner from having possession of and supplying drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 76 of the Regulation.

This order is to take effect on and from 12 February 2007.

ROBYN KRUK,
Director-General

Department of Health, New South Wales
Sydney, 8 February 2007

PROFESSIONAL STANDARDS ACT 1994

Notification Pursuant to Section 13
Engineers Australia (Nsw) Scheme

PURSUANT to section 13 of the Professional Standards Act 1994, I authorise the publication of the Engineers Australia (NSW) Scheme. The Scheme will commence on 24 February 2007.

BOB DEBUS,
Attorney General

PROFESSIONAL STANDARDS ACT 1994 (NSW)

Engineers Australia (Nsw) Scheme

PREAMBLE

- A. The Institution of Engineers Australia (Engineers Australia) is an occupational association.
- B. Engineers 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 propounded by Engineers 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 Engineers Australia is to apply to members of The Engineering Science and Technology Professional Standards Society (the Society).

- E. All of the Society's Professional Members are members of Engineers Australia, being those members of Engineers Australia who are from time to time admitted to the membership of the Society by the Society's Management Committee.
- F. Engineers 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.
- G. The scheme is intended to remain in force for five (5) years from its commencement unless prior to that time it is revoked, its operation ceases or it is extended pursuant to section 32 of the Act.

ENGINEERS AUSTRALIA (NSW) SCHEME

1. Occupational Association

1.1 The Engineers Australia (NSW) Scheme (the scheme) is a scheme under the Professional Standards Act 1994 (NSW) (the Act) prepared by the Institution of Engineers Australia (Engineers Australia) whose business address is 11 National Circuit, Barton ACT 2006.

2. Persons to Whom the Scheme Applies¹

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 the person, and if the scheme applies to a person the scheme also applies to each employee of the 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. Section 20A extends the limitation of liability of persons to whom the scheme applies by virtue of sections 18 to 20.]

2.1 The scheme applies to all members of Engineers Australia who are at the same time also members of the Engineering Science and Technology Professional Standards Society (the Society).

2.2 This scheme also applies to all persons to whom the scheme applied under clause 2.1 at the time of any act or omission giving rise to occupational liability.²

² Occupational liability is defined in s4(1) of the Act to mean 'civil liability arising (in tort, contract or otherwise) directly or vicariously from anything done or omitted by a member of an occupational association acting in the performance of his or her occupation. However, s5(1) of the Act provides that the Act does not apply to liability for damages arising from the death or personal injury to a person, a breach of trust or fraud or dishonesty. Section 5(2) of the Act also provides that the Act does not apply to liability which may be the subject of proceedings under Part 13 or 14 of the Real Property Act 1900 (NSW).]

3. Limitation of liability

3.1 If a person who was at the time of the act or omission giving rise to occupational liability a category A member or a category B member or a category C member or a category D member against whom a proceeding relating to occupational liability is brought is able to satisfy the court that such member has the benefit of an insurance policy:

- of a kind which complies with the standards determined by Engineers Australia,
- insuring such member against that occupational liability, and
- under which the amount payable in respect of the occupational liability relating to the cause of action (including any amount payable by way of excess under or in relation to the policy) is not less than the amount of the monetary ceiling (maximum amount of

liability) specified in clause 3.2 hereof as applying to such members at the time at which the act or omission giving rise to the cause of action occurred

the member is not liable in damages³ in relation to that cause of action above the amount so specified.

³ Damages as defined in section 4 of the Act means damages awarded in respect of a claim or counter-claim or by way of set-off and includes interest payable in respect of an amount awarded as damages; and legal costs and expenses ordered to be paid in connection with an award of damages (other than legal costs and expenses incurred in enforcing a judgment or incurred on an appeal made by a defendant.)]

3.2 The monetary ceiling (maximum amount of liability) required for the purposes of limitation of liability under this scheme at the time at which the act or omission giving rise to the cause of action occurred is to be determined according to the following table:

<i>Class</i>	<i>Description</i>	<i>Monetary ceiling (maximum amount of liability)</i>
1	Category A member	\$1 million
2	Category B member	\$2.4 million
3	Category C member	\$4 million
4	Category D member	Such amount not exceeding \$8 million as may be specified by Engineers Australia pursuant to the conferral of discretionary authority pursuant to clause 4.1 hereof to apply to such member.

3.3 This scheme limits the occupational liability in respect of a cause of action founded on an act or omission occurring during the period when the scheme was in force of any person to whom the scheme applied at the time the act or omission occurred.

3.4 Relevant definitions for the purposes of this clause are as follows:

"total annual fee income" means the amount charged during a financial year for services provided by or on behalf of

- a body corporate who is a member of Engineers Australia to whom the scheme applies
- a partnership some of whose members are members of Engineers Australia to whom the scheme applies
- a sole trader who is a member of Engineers Australia to whom this scheme applies.

"financial year" means a financial accounting period ending 30 June.

"category A member" means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- a body corporate whose total annual fee income for the most recent financial year is less than \$5 million;
- an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is less than \$5 million; and

- (c) a sole trader whose total annual fee income for the most recent financial year is less than \$5 million.

“category B member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate whose total annual fee income for the most recent financial year is \$5 million or more, but is less than \$10 million;
- (b) an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is \$5 million or more, but is less than \$10 million; and
- (c) a sole trader whose total annual fee income for the most recent financial year is \$5 million or more, but is less than \$10 million.

“category C member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate whose total annual fee income for the most recent financial year is \$10 million or more;
- (b) an individual who is a member of a partnership, where the total annual fee income of such partnership for the most recent financial year is \$10 million or more; and
- (c) a sole trader whose total annual fee income for the most recent financial year is \$10 million or more.

“category D member” means a person who is a member of Engineers Australia to whom the scheme applies and who is:

- (a) a body corporate who has applied to Engineers Australia and Engineers Australia has exercised its discretion pursuant to clause 4.1 hereof to specify in relation to that body corporate a higher monetary ceiling (maximum amount of liability) than would otherwise apply under this scheme in relation to that body corporate for such period (if any) as is also specified by Engineers Australia;
- (b) an individual who is a member of a partnership who has applied to Engineers Australia and Engineers Australia has exercised its discretion pursuant to clause 4.1 hereof to specify in relation to that individual a higher monetary ceiling (maximum amount of liability) than would otherwise apply under this scheme in relation to that individual for such period (if any) as is specified by Engineers Australia; and
- (c) a sole trader who has applied to Engineers Australia and Engineers Australia has exercised its discretion pursuant to clause 4.1 hereof to specify in relation to that sole trader a higher monetary ceiling (maximum amount of liability) than would otherwise apply under this scheme in relation to that sole trader, for such period (if any) as is also specified by Engineers Australia.

- 3.5 This scheme only affects the liability for damages arising from a single cause of action to the extent to which the liability results in damages exceeding \$1,000,000.

4 Conferral of discretionary authority

- 4.1 Pursuant to s24 of the Act, this scheme confers on Engineers Australia a discretionary authority to specify, on application of a member of Engineers Australia to whom the scheme applies, a monetary ceiling (maximum amount of liability) not exceeding \$8 million, in all cases or in any specified case or class of case.

5 Commencement

- 5.1 This scheme commences on 24 February 2007.

6 Duration

- 6.1 This scheme will be in force for a period of 5 years from the date of commencement.

SYDNEY OLYMPIC PARK AUTHORITY ACT 2001

Notice of intent to amend the Environmental Guidelines

PURSUANT to section 49 of the Sydney Olympic Park Authority Act 2001 the Sydney Olympic Park Authority intends to amend the Environmental Guidelines for the Summer Olympic Games, September 1993.

Accordingly, the Sydney Olympic Park Authority will release the Environmental Sustainability Guidelines for Sydney Olympic Park 2007 for public exhibition from 16 February 2007 to 16 March 2007.

The Environmental Sustainability Guidelines for Sydney Olympic Park, 2007 are available from www.sydneyolympicpark.com.au/notices or may be viewed at:

Sydney Olympic Park Authority
7 Figtree Drive, Sydney Olympic Park
(9:00 am to 4:00 pm Mon to Fri)

Written submissions can be forwarded to:

The Manager Planning Policies,
Sydney Olympic Park Authority,
Locked Bag 3,
Sydney Olympic Park NSW 2127
Enquiries: 9714 7823

SYDNEY WATER ACT 1994

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easements at Manly Vale in the Local Government Area of Warringah

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency, the Governor, that the interests in land described in the First, Second and Third Schedules hereto are acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of the Sydney Water Act 1994.

Dated at Sydney this thirteenth day of February 2007.

Signed for Sydney Water Corporation)
by its Attorneys)

JEFFREY FRANCIS COLENZO) Signed: J. Colenso
KEVIN ANDREW HANLEY) Signed: K. Hanley

who hereby state at the time of)
 executing this instrument have no)
 notice of the revocation of the Power)
 of Attorney Registered No. 323 Book)
 4465 under the Authority of which)
 this instrument has been executed.)

SCHEDULE 1

Easement for Water Supply Purposes more fully described in Memorandum 7158329B lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all that piece or parcel of land being that part of Lot 2, DP 734661 in the Local Government Area of Warringah, Parish of Manly Cove, County of Cumberland and State of New South Wales, being the land having an area of 121.3m² shown on Deposited Plan 734661 as “PROPOSED EASEMENT FOR WATERMAINS 3 WIDE”.

SCHEDULE 2

Easement for Water Supply Purposes and Sewerage Purposes more fully described in Memoranda 7158329B and 7158328D lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all that piece or parcel of land being that part of Lot 2, DP 734661 in the Local Government Area of Warringah, Parish of Manly Cove, County of Cumberland and State of New South Wales, being the land having an area of 9m² shown on Deposited Plan 734661 as “PROPOSED EASEMENT FOR WATERMAIN AND SEWER 3 WIDE”.

SCHEDULE 3

Easement for Electricity Purposes more fully described in Memorandum 7158334J lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all that piece or parcel of land being that part of Lot 2, DP 734661 in the Local Government Area of Warringah, Parish of Manly Cove, County of Cumberland and State of New South Wales, being the land having an area of 46.76m² shown on Deposited Plan 734661 as “PROPOSED EASEMENT FOR ELECTRICITY 2 WIDE”.

[Sydney Water reference: 179896F9].

NATIONAL PARKS AND WILDLIFE ACT 1974

Sandon Point Aboriginal Place

IN pursuance of the powers vested in me under section 84 of the National Parks and Wildlife Act 1974, I, the Minister for the Environment, do, by this my Order, declare such of the lands described hereunder as an Aboriginal Place.

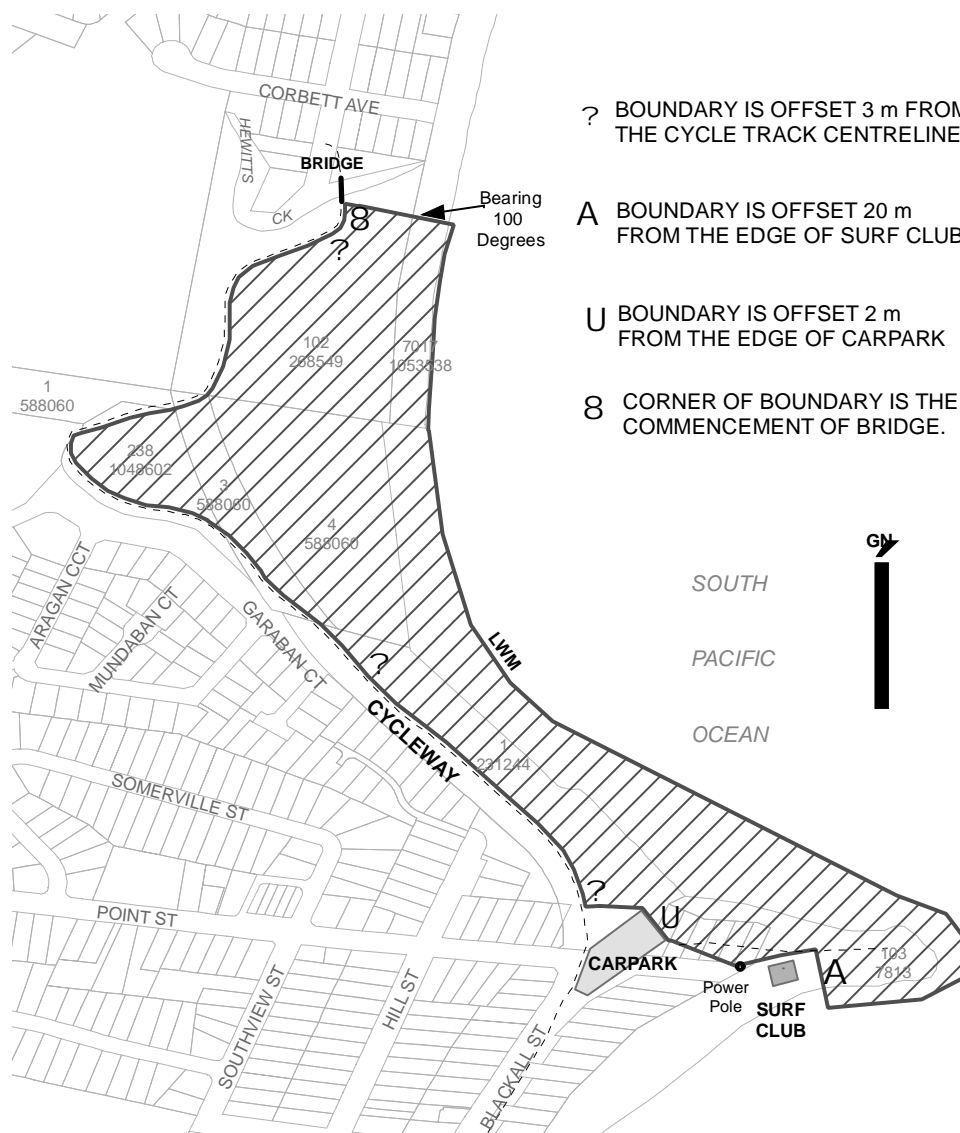
The values of the Aboriginal Place include a meeting place for Aboriginal groups, chiefs meeting place, midden and burials of Aboriginal people.

BOB DEBUS, M.P.
Minister for the Environment

DESCRIPTION

Land Districts – Kiama and Metropolitan; LGA – Wollongong

Counties Camden and Cumberland, Parishes Woonona and Southend, at Bulli, about 14 hectares, being the area shown by hatching in the diagram following:



NOTE : ALL UNMEASURED BOUNDARIES ARE SUBJECT TO SURVEY

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

AUBURN COUNCIL

Roads Act 1993, Section 162 (1)
Roads (General) Regulation 2000, Clause 9
Renaming of Public Road – North Parade, Auburn

NOTICE is hereby given that Auburn Council by resolution of the Council dated 7 February 2007, and pursuant to the above mentioned Act and Regulations, has renamed North Parade to Gallipoli Parade. J. BURGESS, General Manager, Auburn Council, PO Box 118, Auburn NSW 1835. [2982]

BALLINA SHIRE COUNCIL

Roads Act 1993, Roads (General) Regulation 2000
Part 2 – Roads, Division 2 – Naming of Roads

NOTICE is hereby given that Ballina Shire Council, pursuant to the abovementioned act, has named the previously unnamed public road located off Byron Bay Road approximately 700m north of Ross Lane as “Tobin Close”. P. HICKEY, Acting General Manager, Ballina Shire Council, PO Box 450, Ballina NSW 2478. [2983]

BLUE MOUNTAINS CITY COUNCIL

Erratum

THE notice of compulsory acquisition of land published in *Government Gazette* No. 31 dated 9 February 2007 omitted the words “Deposited Plan” in the Schedule 1. It should have read:

Local Government Act 1993
Land Acquisition (Just Terms Compensation) Act 1991
Notice of Compulsory Acquisition of Land

BLUE MOUNTAINS CITY COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in Schedule 1 below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of environmental protection.

Dated at Katoomba this 6th day of February 2007.

JULIE BARGENQUAST,
Public Officer

Schedule 1

Lot 12, Section F, Deposited Plan 5786. [2984]

GOLDENFIELDS WATER COUNTY COUNCIL

Pesticide Use Notification Plan

Introduction

This Pesticide use Notification plan has been prepared in accordance with the requirements of the ‘Pesticides Regulation 1995’. The plan sets out how Council will notify members of the community of pesticide/herbicide applications it makes or allows to be made in public places that it has access to.

Goldenfields Water County Council is a water supply authority that supplies drinking water to over 40,000 people within the Local Government areas of Bland, Coolamon, Cootamundra, Harden, Junee, Temora, Young and part of Narrandera. This is an area spread over 20,000 square kilometres between the Lachlan and Murrumbidgee Rivers.

AIM

The aim of this plan is to meet the community’s right to know about pesticide applications made to outdoor public places that are controlled/used/managed or owned by Council. This plan allows members of the community to take action to avoid contact with pesticides and the methods Council implements is designed to have minimal impact on the local environment.

Public Places Covered by this Plan

Council proposes to use or allow the use of pesticides/herbicides in the following categories of outdoor public places that it has access to:

- Road verges and reserves;
- Road and rail easements accessible to the public;
- State forests.

It should be noted that Council uses pesticides/herbicides on land that has no potential for legal access so is not considered to be a public place. An example of this would be pipeline easement agreements between private land holders and Council.

The majority of pesticide use by Council consists of applying herbicides for weed control (primarily glyphosate) and the minor use of pesticides to control rodents and insects (primarily Rodex B and Solfac). Minor uses include applying pesticides to control certain insect pests within buildings and pits and baits to control rodents in and around buildings and pits.

Note: The use of pesticides (Rodex B & Solfac) is confined to buildings and pit areas owned and operated by Council and not open or accessible to the public.

Pesticide/Herbicide Use

<i>Public places</i>	<i>Regular user groups</i>	<i>Level of use of public place</i>	<i>Type of pesticide/herbicide use</i>
Road reserves	Motorists, the general public, employees and/or contractors etc	Variable and seasonal - low in remote areas but the possibility of medium to high use in urban areas	Herbicides, (glyphosate)
Road and rail easements accessible to the public	Motorists, the general public, employees and/or contractors etc	Variable and seasonal - low usage	Herbicides, (glyphosate)
State forests	Motorists, the general public, employees and/or contractors etc	Variable and seasonal – Low to medium usage	Herbicides, (glyphosate)

Notification Arrangements

Council’s normal method of notification will be to have a sign on the vehicle (weed spraying) advising that pesticide use is occurring in combination with information on the pesticide being available from the operator upon inquiry.

In accordance with clause 11L (2) (g) of the Pesticides Regulation, the operator will be able to provide following information:

- the full product name of the pesticide to be used, and
- the purpose of the use, clearly setting out what pest or pests are being treated, and
- the date/s or date range of the pesticide use, and
- the places where the pesticide is being used, and
- contact details for a Council officer who can discuss the notice,

any warnings regarding re-entry to or use of the place, if specified on the pesticide product label.

Operators will also carry the material safety data sheet (MSDA) relating to the pesticide in use.

No notice will be given for pesticide uses entailing small amounts of domestic-type pesticide products normally available in supermarkets in aerosol cans, baits, wands or hand held spray bottles.

Community Information

Council will advise the community of this plan and its contents by:

- Having a copy of the plan available for viewing, free of charge, at Councils Office in 84 Parkes Street, Temora, and
- Including a copy of the plan on Councils website. (www.goldenfieldswater.nsw.gov.au)

Future Reviews of the Plan

This notification plan will be reviewed every 2 years or when circumstances require a review.

The review will be published on Councils website to allow submissions from interested parties, and if needed a revised plan prepared.

Contact Details

Anyone wishing to contact Council regarding this Pesticide Use Notification Plan can do so by contacting:

The General Manager
Goldenfields Water County Council
84 Parkes Street,
(PO Box 220)
Temora NSW 2666
Tel: (02) 6977 3200
Fax: (02) 6977 3299
email: office@gwcc.nsw.gov.au

[2985]

KEMPSEY SHIRE COUNCIL

Pesticide Use Notification Plan

KEMPSEY SHIRE COUNCIL has finalised its Pesticide Use Notification Plan as required by, and in accordance with, the Pesticides Amendment (Notification) Regulation 2005. The Plan sets out how and when Kempsey Shire Council will notify the general public of any pesticide applications in prescribed public places under Council's control.

Copies of the Plan are available, free of charge, on Council's website www.kempsey.nsw.gov.au or at Council's Customer First Centre, 22 Tozer Street, Kempsey or by contacting Council during normal business hours on (02) 6566 3200 or via email ksc@kempsey.nsw.gov.au. [2986]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 10

Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, Lake Macquarie City Council dedicates the land held by it and described in the Schedule below as Public Road. BRIAN BELL, General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

SCHEDULE

Lot 921 in Deposited Plan 1098322. [2987]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

LAKE MACQUARIE CITY COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals within the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

Dated at Speers Point this 22nd day of February 2007. BRIAN BELL, General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

SCHEDULE

Lot 921 in Deposited Plan 1098322. [2988]

LIVERPOOL CITY COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

LIVERPOOL CITY COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, and the Local Government Act 1993 for the purposes of an environmental corridor, construction and maintenance of a water management facility and a bridge. Dated at Liverpool, 6 February 2007. PHIL TOLHURST, General Manager, Liverpool City Council, Administration Centre, 1 Hoxton Park Road, Liverpool NSW 2170.

SCHEDULE 1

Lot 124, DP 2475. [2989]

MARRICKVILLE COUNCIL

NOTICE is hereby given that on 13 February 2007 Marrickville Council resolved to adopt a new Tree Preservation Order to be known as the Marrickville Tree Preservation Order 2007 and to advertise it in the *NSW Government Gazette* and in a local newspaper.

The Order provides a regulatory framework for the preservation of trees and ensures that development within the area is carried out with sensitivity to the environment and to any trees in the vicinity. The Order applies to all land within the Marrickville Council local government area. The Order prevents a person from carrying out a "restricted act", in relation to a "designated tree", as defined in the Order, without the written consent of Marrickville Council.

A copy of the Marrickville Tree Preservation Order 2007 is available for viewing, free of charge, at the Administration Centre, 2-14 Fisher Street, Petersham during business hours or may be viewed at Council's website: www.marrickville.nsw.gov.au. CANDY NAY, General Manager, Marrickville Council, PO Box 14, Petersham NSW 2049. [2990]

PARRAMATTA CITY COUNCIL

Roads Acts 1993, Section 162
Roads (General) Regulation 2000
Road Re-Naming

NOTICE is hereby given that the Council of the City of Parramatta, in pursuance of the above Act and Regulation, has renamed the road as described in the following table. Authorised by Council Resolution on 18 December 2006.

<i>Current Road Name</i>	<i>New Road Name</i>
Fletcher Close Northmead	Forest Close Northmead

JOHN NEISH, General Manager, Parramatta City Council, PO Box 32, Parramatta NSW 2124. [2991]

PARRAMATTA CITY COUNCIL

Roads Act 1993, Section 162
Road (General) Regulation 2000
Naming of Roads

NOTICE is hereby given that the Council of the City of Parramatta, in pursuance of the above Act and Regulation, has named the newly constructed roads, within the new residential subdivision on the former Ermington Naval Defence Store site, currently known as 2A & 2B Spurway Street Ermington as follows:

Allambie Street, Yarramona Street, HALEYAM Street, Corsair Street, Zanana Street, Winnya Street, Rondelle Street, Nordica Street, Silverse Street, Bundarra Street, Koorine Street, Allura Crescent, Arista Way and Seamist Avenue.

Council has also named the park within the site as Halverson Park.

Authorised by Council Resolution on 18 December 2006. JOHN NEISH, General Manager, Parramatta City Council, PO Box 32, Parramatta NSW 2124. [2992]

PORT MACQUARIE-HASTINGS COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation Act 1991)
Notice of Compulsory Acquisition of Land

PORT MACQUARIE-HASTINGS COUNCIL declares with the approval of His Excellency the Lieutenant Governor that the land described in the schedule below, excluding any mines and minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for water supply purposes.

Dated at Port Macquarie this 14th day of February 2007. B. SMITH, General Manager, Port Macquarie-Hastings Council, corner Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

Lot 101, DP 859338. [2993]

PORT MACQUARIE-HASTINGS COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation Act 1991)
Notice of Compulsory Acquisition of Land

PORT MACQUARIE-HASTINGS COUNCIL declares with the approval of His Excellency the Lieutenant Governor that the land described in the schedule below, excluding any mines and minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for public road purposes.

Dated at Port Macquarie this 14th day of February 2007. B. SMITH, General Manager, Port Macquarie-Hastings Council, corner Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

Lot 101, DP 863973. [2994]

PORT MACQUARIE-HASTINGS COUNCIL

Roads Act 1993

Section 10 Dedication of Land as Public Road

IN accordance with section 10 of the Roads Act 1993, Port Macquarie-Hastings Council dedicates the land held by it and described in the Schedule below, as public road. B. SMITH, General Manager, Port Macquarie-Hastings Council, corner Lord and Burrawan Streets, Port Macquarie NSW 2444.

SCHEDULE

Lot 101, Deposited Plan 863973 being land situated at Tulloch Way, Port Macquarie. [2995]

RICHMOND VALLEY COUNCIL

Roads Act 1993

Roads (General) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

COUNCIL, at its meeting on 19 December 2006 resolved to endorse the following road name:

NOWLAN PLACE – This road is part of a new subdivision of Lot 1, DP 1097515, Musgraves Road,

Casino. The property runs in a northerly direction from Musgraves Road through to Manifold Road.

BRIAN WILKINSON, General Manager, Locked Bag 10, Casino NSW 2470.

[2996]

TWEED SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation Act 1991)

Notice of Compulsory Acquisition of Land

TWEED SHIRE COUNCIL declares with the approval of Her Excellency the Governor, that the land described in the schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 and the Roads Act 1993 for the purpose of constructing a bridge and cycleway over Cudgen Creek, Kingscliff. Dated at Murwillumbah this 28th day of November 2006. M. RAYNER, General Manager, Tweed Shire Council.

SCHEDULE

Lot 1, DP 1095491.

[2997]

UPPER HUNTER SHIRE COUNCIL

Local Government Act 1993

Roads (General) Regulation 1994

Naming of Public Road

IT is hereby notified that Council has resolved to adopt the following road names:

“Karalee Row” for the right of carriageway created in DP 873709

and shown in subdivision DP 1087586.

Authorised by resolution of Council dated 22 January 2007. General Manager, Upper Hunter Shire Council, PO Box 208, Scone NSW 2337.

[2998]

WAGGA WAGGA CITY COUNCIL

Erratum

THE Wagga Wagga City Council notice published in the *Government Gazette* No. 5 on 12 January 2007, folio 137, was published in error and should not have appeared. The notice is now republished in full.

WAGGA WAGGA CITY COUNCIL

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

WAGGA WAGGA CITY COUNCIL declares, with the approval of Her Excellency the Lieutenant-Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 and the Local Government Act 1993 for the purpose of a sewer rising main. P. PERRAM, General Manager, Wagga Wagga City Council, Administration Centre, corner Baylis and Morrow Streets, Wagga Wagga NSW 2650.

Schedule

Easement for sewer rising main 2 metres wide as delineated in DP 1091514 through Lot 1, DP 618044 being Crown Reserve R95769 for drainage notified 19 January 1982 and Lot 7001, DP 1049749.

[2999]

WALGETT SHIRE COUNCIL

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

THE WALGETT SHIRE COUNCIL declares, with the approval of Her Excellency the Governor that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of a Waste Management Centre. Dated at Walgett, 12 February 2007. STEVEN McLEAN, General Manger.

SCHEDULE

Lots 60, 102, 106 and 145, DP 750291 and Lot 1, DP 1100497.

[3000]

ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ROSEMARIE MARIANNE D'ANGELO, late of Haberfield, in the State of New South Wales, who died on 20 September 2006, must send particulars of his/her claim to the executor, c.o. Mercuri & Co, Solicitors, PO Box 719, Rozelle, NSW 2039, within one (1) calendar month from the publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Letters of Administration with the Will Annexed was granted in New South Wales on 5 February 2007. MERCURI & CO, Solicitors, PO Box 719, Rozelle NSW 2039 (DX 21014, Drummoyne). Reference: FM:MG, tel.: 9818 8375.

[3001]

NOTICE of intended distribution of estate.—Any person having any claim upon the Estate of DAVINA KIRKPATRICK late of 6 Raglan Street, Malabar in the State of New South Wales, who died on 2 September 2006 must send particulars of their claim to the executors Colin Bruce Kirkpatrick and Rodney Kirkpatrick care of Simpson & Co, Solicitors, 103A Anzac Parade, Kensington NSW 2033 within one calendar month from publication of this notice. After that time, the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 8 February 2007. SIMPSON & CO, Solicitors, 103A Anzac Parade, Kensington 2033, tel. 9662 4381, PO Box 340, Kensington NSW 1465.

[3002]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FERDINARD DIONISIO NICOLAS, late of 50 Crump Street, Mortdale, in the State of New South Wales, who died on 25 August 2005, must send particulars of his claim to the administrator, Crisanta Meneses Nicolas, c.o. Colin J. Duff, Solicitor, 7 Morts

Road, Mortdale NSW 2223, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the administrator has notice. Letters of administration were granted in New South Wales on the 23 January 2007. COLIN J. DUFF, Solicitor, 7 Morts Road, Mortdale NSW 2223 (DX11307, Hurstville), tel.: (02) 9570 2022. [3003]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of CYNTHIA BETTY CAROLINE SEWELL, late of Collaroy, in the State of New South Wales, widow, deceased who died on 2nd August 2006, must send particulars of his/her claim to the executor, Frederick Albert Murrell c.o. John H. Hastings, Solicitor, Level 19, 207 Kent Street, Sydney NSW 2000, within one (1) calendar month from the publication of this notice. After that time the Executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 1 February 2007. JOHN H. HASTINGS, Solicitor, Level 19, 207 Kent Street, Sydney NSW 2000, tel.: 9251 2138. [3004]

OTHER NOTICES

Form 4

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Registration of Trustees. Certificate No. 170

IN accordance with the provisions of Part V of the above Act the Church of Christ, at Bonny Hills having made application for the registration of the Churches of Christ Property Trust as Church Trustee under section 27 of the said Act and having done all things necessary for such registration it is hereby certified that the Church Trustee of the said Church of Christ as from the date of this certificate is the Churches of Christ Property Trust.

Dated at Marrickville this twenty-fifth day of January 2007. JOHN A. HOPPITT, Registrar. [3005]

Form 2

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Registration Certificate No. 151

IN accordance with the provisions of Part V of the above Act the Church of Christ at Bonny Hills having complied with the requirements of the said Act and made application for registration under the said Act and such application having been duly approved by the Churches of Christ Property Trust it is hereby certified that the said Church of Christ has been registered under the above Act as a church entitled to the benefits of the said Act.

Dated at Marrickville this twenty-fifth day of January 2007. JOHN A. HOPPITT, Registrar. [3006]

Form 2

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Registration Certificate No. 153

IN accordance with the provisions of Part V of the above Act the Callala Christian Community Church, a Church of Christ at Callala Bay having complied with the requirements of the said Act and made application for registration under the said Act and such application having been duly approved by the Churches of Christ Property Trust it is hereby certified that the said Church of Christ has been registered under the above Act as a church entitled to the benefits of the said Act.

Dated at Marrickville this first day of February 2007. JOHN A. HOPPITT, Registrar. [3007]

Form 4

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Registration of Trustees. Certificate No. 172

IN accordance with the provisions of Part V of the above Act the Callala Christian Community Church a Church of Christ at Callala Bay having made application for the registration of the Churches of Christ Property Trust as Church Trustee under section 27 of the said Act and having done all things necessary for such registration it is hereby certified that the Church Trustee of the said Church of Christ as from the date of this certificate is the Churches of Christ Property Trust.

Dated at Marrickville this first day of February 2007. JOHN A. HOPPITT, Registrar. [3008]

Form 2

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Registration Certificate No. 152

IN accordance with the provisions of Part V of the above Act The Coast Community Church, a Church of Christ at Hardys Bay having complied with the requirements of the said Act and made application for registration under the said Act and such application having been duly approved by the Churches of Christ Property Trust it is hereby certified that the said Church of Christ has been registered under the above Act as a church entitled to the benefits of the said Act.

Dated at Marrickville this twenty-fifth day of January 2007. JOHN A. HOPPITT, Registrar. [3009]

Form 4

CHURCHES OF CHRIST IN NEW SOUTH WALES INCORPORATION ACT 1947

Registration of Trustees. Certificate No. 169

IN accordance with the provisions of Part V of the above Act the Lifegate Community Church, a Church of Christ at Padstow having made application for the registration of the Churches of Christ Property Trust as Church Trustee under section 27 of the said Act and having done all things necessary for such registration it is hereby certified that the Church Trustee of the said Church of Christ as from the date of this certificate is the Churches of Christ Property Trust.

Dated at Marrickville this twenty-fifth day of January 2007. JOHN A. HOPPITT, Registrar. [3010]

Form 4

**CHURCHES OF CHRIST IN NEW SOUTH WALES
INCORPORATION ACT 1947**

Registration of Trustees. Certificate No. 171

IN accordance with the provisions of Part V of the above Act the New Life Church a Church of Christ at Queanbeyan having made application for the registration of the Churches of Christ Property Trust as Church Trustee under section 27 of the said Act and having done all things necessary for such registration it is hereby certified that the Church Trustee of the said Church of Christ as from the date of this certificate is the Churches of Christ Property Trust.

Dated at Marrickville this twenty-fifth day of January 2007. JOHN A. HOPPITT, Registrar. [3011]

PESTICIDE REGULATION 1995

Sydney Ports Corporation

Pesticide Use Notification Plan

IN accordance with NSW Department of Environment and Conservation requirements, Sydney Ports Corporation has prepared a Pesticide Use Notification Plan which, following public exhibition, has been finalised on 31 January 2007. The plan is applicable to pesticide use in areas of public open space under the care, control and management of Sydney Ports.

The Pesticide Use Notification Plan can be viewed between the hours of 8.30 am and 5.00 pm at the Sydney Ports head office, Level 8, 207 Kent Street, Sydney. The plan is also accessible via the Sydney Ports website www.sydneyports.com.au (under Environment). Further information on pesticide use can be obtained by calling Sydney Ports' Maintenance Manager on (02) 9296 4999. [3012]

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