



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

Number 4  
Friday, 11 January 2008

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## LEGISLATION

### Proclamations



New South Wales

## Commencement Proclamation

under the

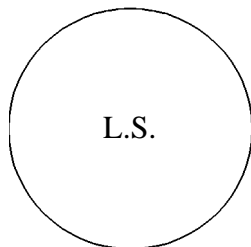
Gene Technology (GM Crop Moratorium) Amendment Act 2007  
No 86

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 (1) of the *Gene Technology (GM Crop Moratorium) Amendment Act 2007*, do, by this my Proclamation, appoint 11 January 2008 as the day on which the uncommenced provisions of that Act commence.

Signed and sealed at Sydney, this 9th day of January 2008.

By Her Excellency's Command,



L.S.

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

GOD SAVE THE QUEEN!

### Explanatory note

The object of this Proclamation is to commence the provisions of the *Gene Technology (GM Crop Moratorium) Amendment Act 2007* other than Schedule 1 [17] (which commenced on the date of assent to the Act).

# OFFICIAL NOTICES

## Appointments

### CASINO CONTROL ACT 1992

Appointment of Part-Time Member and Chairperson  
NSW Casino Control Authority

HER Excellency the Governor, with the advice of the Executive Council, in pursuance of section 134(1)(b) of the Casino Control Act 1992, has approved the appointment of Mr Chris SIDOTI as a part-time member and as Chairperson of the NSW Casino Control Authority from 1 January 2008 to 31 December 2012.

GRAHAM WEST, M.P.,  
Minister for Gaming and Racing  
and Minister for Sport and Recreation

### FAIR TRADING ACT 1987

Appointment of Member  
NSW Products Safety Committee

PURSUANT to section 24 of the Fair Trading Act 1987, I hereby appoint the following person as member of the NSW Products Safety Committee. The appointment will expire on 1 December 2010.

- Claire Monger

Dated this 31st day of December 2007.

LINDA BURNEY, M.P.,  
Minister for Fair Trading

### CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence of the  
Minister for Ageing and Minister for Disability Services

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Hon. B. M. PERRY, M.P., Minister for Juvenile Justice, Minister for Western Sydney and Minister Assisting the Premier on Citizenship, to act for and on behalf of the Minister for Ageing and Minister for Disability Services, as on and from 13 January 2008, with a view to her performing the duties of the Honourable K. K. KENEALLY, M.P., during her absence from duty.

MORRIS IEMMA, M.P.,  
Premier

### LOCAL GOVERNMENT ACT 1993

Appointment as Assessor assisting the Local Government  
Remuneration Tribunal

HER Excellency the Governor, with the advice of the Executive Council, and pursuant to section 236(1)(b) of the Local Government Act 1993, has appointed Helen L'ORANGE, AM, as an assessor assisting the Local Government Remuneration Tribunal for the interim period of 1 March 2007 to 12 December 2007 and for a further period of three years commencing on 12 December 2007.

PAUL LYNCH, M.P.,  
Minister for Local Government

**Department of Lands**

**ARMIDALE OFFICE**

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

**Phone: (02) 6772 2308 Fax (02) 6772 8782**

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown road to a Council

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

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

**SCHEDULE 1**

*Parishes – Tiara and Tia; County – Vernon;*  
*Land District – Walcha; L.G.A. – Walcha*

The Crown road 20.115 metres wide as shown by solid black shading on the diagram hereunder.



**SCHEDULE 2**

Roads Authority: Walcha Council.

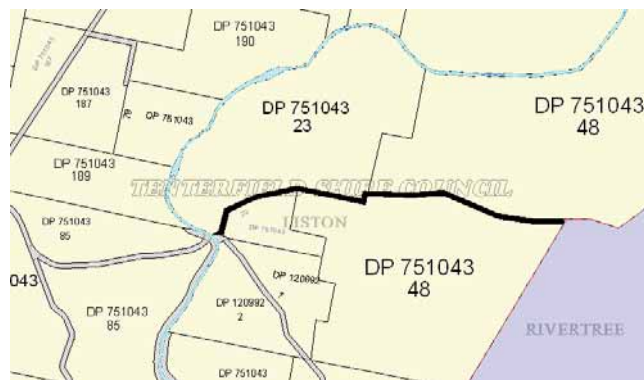
File No.: AE07 H 18:W404344.

Councils Reference: W07/280 Gareth Kelly.

**SCHEDULE 1**

*Parish – Bookookoorara; County – Buller;*  
*Land District – Tenterfield; L.G.A. – Tenterfield*

The Crown road 20.115 metres wide from Wallaroo Range Road to Bookookoorara State Forest as shown by solid black shading on the diagram hereunder



**SCHEDULE 2**

Roads Authority: Tenterfield Shire Council.

File No.: AE06 H 175:W389238.

Councils Reference: Tony Larkin.

**DUBBO OFFICE****142 Brisbane Street (PO Box 865), Dubbo NSW 2830****Phone: (02) 6883 3300 Fax: (02) 6882 6920****REVOCATION OF RESERVATION OF CROWN LAND**

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

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

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Dubbo. Local Government Area: Dubbo City Council. Locality: Dubbo. Reserve No.: 86906. Public Purpose: Public buildings. Notified: 11 October 1968. File No.: DB06 H 98.	The whole being Lot 403, DP No. 238290, Parish Dubbo, County Lincoln, of an area of 2061 square metres.

Note: Disposal of Lot 403, DP 238290 by way of auction.

**NOTIFICATION OF CLOSING OF ROADS**

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

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

**Description**

*Local Government Area and Land District of Wellington*

Lot 1, DP 1118836, Parish of Gundy, County of Gordon (not being land under the Real Property Act).

File No.: DB05 H 80.

Note: On closing, the title for Lot 1 shall vest in the State of New South Wales as Crown Land.

**GRAFTON OFFICE****76 Victoria Street (Locked Bag 10), Grafton NSW 2460****Phone: (02) 6640 3400 Fax: (02) 6642 5375****APPOINTMENT OF TRUST BOARD MEMBERS**

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

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

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Brian William EGGINS (re-appointment), Geoffrey Arthur MILLER (re-appointment), Kenneth Ernest DAWES (re-appointment).	Clarenza Flood Refuge and Water Reserve Trust.	Reserve No.: 33013. Public Purpose: Refuge in time of flood and water supply. Notified: 20 July 1901. File No.: GF80 R 227.

**Term of Office**

For a term commencing the date of this notice and expiring 10 January 2013.

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

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

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

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**Description**

*Parish – Kahibah; County – Northumberland;  
Land District – Newcastle;  
Local Government Area – Lake Macquarie*

Road Closed: Lot 4, DP 252567 at Macquarie Hills.

File No.: MD04 H 119.

Note: On closing, the land within Lot 4, DP 252567 will remain vested in the Crown as Crown Land.

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

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

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

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**Description**

*Parish – Bermagui; County – Dampier;  
Land District – Bega; L.G.A. - Bega Valley*

Lot 1 in DP 1117753 at Coolagolite.

File No.: NA05 H 348.

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

**ORANGE OFFICE****92 Kite Street (PO Box 2146), Orange NSW 2800****Phone: (02) 6391 4300 Fax: (02) 6362 3896****NOTIFICATION OF CLOSING OF PUBLIC ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the land comprised therein ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished. On road closing, title to the land comprising the former public road vests in the body specified in the Schedule hereunder.

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

**SCHEDULE**

## Description

*Parish – Mount Pleasant; County – Bathurst;  
Land District – Bathurst; L.G.A. – Bathurst Regional*

Road Closed: Lot 10 in Deposited Plan 1120448 at Windradayne.

File No.: OE07 H 6.

Note: On closing, the land within Lot 10, DP 1120448 remains vested in Bathurst Regional Council as operational land for the purposes of the Local Government Act 1993.

**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**

**PLAN OF MANAGEMENT FOR THE DEE WHY  
VALLEY AND SOUTH CREEK OPEN SPACE  
CORRIDOR UNDER PART 5, DIVISION 6 OF THE  
CROWN LANDS ACT 1989 AND CROWN LANDS  
REGULATION 2000**

A plan of management has been prepared for Crown Reserves at Dee Why described hereunder and managed by Warringah Council.

The draft plan of management can be inspected at the Warringah Council, Civic Centre, 725 Pittwater Road, Dee Why and can be viewed on Council's website: <http://www.warringah.nsw.gov.au>.

Representations are invited from the public on the draft plan. The plan will be on exhibition from Saturday, 12 January 2008, until Tuesday, 26 February 2008. Submissions will be received up to 26 February 2008 and should be sent to Vicki Blaskett, Senior Sustainability Planner, Warringah Council, Civic Centre, 725 Pittwater Road, Dee Why NSW 2099 (DX 9118, Dee Why). Email comments should be addressed to [blaskv@warringah.nsw.gov.au](mailto:blaskv@warringah.nsw.gov.au).

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

## Description of Reserves

*Land District – Metropolitan; L.G.A. – Warringah;  
Parish – Manly Cove; County – Cumberland*

Crown Reserves: Reserve 35736, gazetted 9 May 1903 for public recreation and access; Reserve 58429, gazetted 4 December 1925 for public recreation; Reserve 89291, gazetted 11 October 1974 for public recreation; Reserve 93913, gazetted 31 October 1980 and Reserve 90013, gazetted 10 September 1971 for public recreation.

Location: Dee Why.

File No.: MN06 R 67.

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

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

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

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Description

*Parish – Tywong and Coreinbob; County – Wynyard;  
Land District – Wagga Wagga; City – Wagga Wagga*

Road Closed: Lot 1 in DP 1119373 at Ladysmith.

File No.: WA07 HH 300.

Note: On closing, the land within Lot 1 in DP 1119373 remains vested in the State of New South Wales as Crown Land.

**ADDITION TO RESERVED CROWN LAND**

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

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

\_\_\_\_\_  
SCHEDULE

*Column 1*

Land District: Wagga Wagga.  
Local Government Area:  
Coolamon Shire Council.  
Locality: Coolamon.

Lot 6, section 38,  
DP No. 758277,  
Parish Kindra, County Bourke;  
Lot 1, section 33, DP No. 758277,  
Parish Kindra, County Bourke;  
Lot 2, section 33, DP No. 758277,  
Parish Kindra, County Bourke;  
Lot 3, section 33, DP No. 758277,  
Parish Kindra, County Bourke;  
Lot 4, section 33, DP No. 758277,  
Parish Kindra, County Bourke and  
Lot 5, section 33, DP No. 758277,  
Parish Kindra, County Bourke  
Area: 1.2 hectares.  
File No.: WA02 H 185.

*Column 2*

Reserve No.: 750846.  
Public Purpose: Future  
public requirements.  
Notified: 29 June 2007.

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## Department of Planning

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New South Wales

### **Lake Macquarie Local Environmental Plan 2004 (Amendment No 26)**

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*. (NEW0005555/PC)

FRANK SARTOR, M.P.,  
Minister for Planning



Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 26)

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## Lake Macquarie Local Environmental Plan 2004 (Amendment No 26)

under the

Environmental Planning and Assessment Act 1979

### 1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 26)*.

### 2 Aims of plan

The aims of this plan are as follows:

- (a) to rezone the land referred to in clause 3 (1) from Zone 5 Infrastructure Zone to Zone (3) (1) Urban Centre (Core) Zone under *Lake Macquarie Local Environmental Plan 2004*,
- (b) to omit the “Deferred Matter” description from the land referred to in clause 3 (2) and to zone that part of the land as Zone 5 Infrastructure Zone.

### 3 Land to which plan applies

- (1) With respect to the aim referred to in clause 2 (a), this plan applies to part of Macquarie Road, part of Main Road and part of Merrion Way, Cardiff, as shown edged heavy black and lettered “3 (1)” on Sheet 1 of the map marked “Lake Macquarie Local Environmental Plan 2004 (Amendment No 26)” deposited in the office of the Council of the City of Lake Macquarie.
- (2) With respect to the aims referred to in clause 2 (b), this plan applies to part of Lot 793, DP 1094413, Cameron Park, as shown edged heavy black and lettered “5” on Sheet 2 of that map.

### 4 Amendment of Lake Macquarie Local Environmental Plan 2004

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

Lake Macquarie Local Environmental Plan 2004  
(Amendment No 26)



New South Wales

## **Wyong Local Environmental Plan 1991 (Amendment No 174)**

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*. (C04/00035/PC)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Wyong Local Environmental Plan 1991 (Amendment No 174)

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## **Wyong Local Environmental Plan 1991 (Amendment No 174)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Wyong Local Environmental Plan 1991 (Amendment No 174)*.

### **2 Aims of plan**

This plan aims to amend *Wyong Local Environmental Plan 1991 (the 1991 plan)*:

- (a) to rezone part of the land to which this plan applies from Zone No 1 (c) (Non Urban Constrained Lands Zone) to Zone No 4 (a) (General Industrial Zone), and
- (b) to remove the application of the lot amalgamation restriction under the 1991 plan from the land to which this plan applies.

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

- (1) With respect to the aim referred to in clause 2 (a), this plan applies to land situated in the local government area of Wyong, being part of Lot 3, DP 1101086 and part of Lot 102, DP 588421, Virginia Road, Warnervale, as shown edged heavy black and lettered "4 (a)" on the map marked "Wyong Local Environmental Plan 1991 (Amendment No 174)" deposited in the office of Wyong Shire Council.
- (2) With respect to the aim referred to in clause 2 (b), this plan applies to Lot 3, DP 1101086 and Lot 102, DP 588421, Virginia Road, Warnervale.

### **4 Amendment of Wyong Local Environmental Plan 1991**

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

Wyong Local Environmental Plan 1991 (Amendment No 174)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 7 Definitions

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

Wyong Local Environmental Plan 1991 (Amendment No 174)

### [2] Schedule 5 Land not subject to lot amalgamation

Insert in alphabetical order of locality under the headings “**Locality**”, “**Street**” and “**Description**”, respectively:

#### Warnervale

Virginia Road

Lot 3, DP 1101086 and Lot  
102, DP 588421

**ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

Order Declaring Development to be a Project under Part 3A of the Environmental Planning and Assessment Act 1979

I, the Minister for Planning, in pursuance of section 75B(1) of the Environmental Planning and Assessment Act 1979 (the Act), do, by this Order declare that the development described in Schedules 1, 2 and 3 are projects to which Part 3A of the Act applies.

In my opinion, the developments described in Schedules 1, 2 and 3 are of State and regional environmental planning significance.

Dated this 20th day of December 2007.

FRANK SARTOR, M.P.,  
Minister for Planning,  
Sydney

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**SCHEDULE 1**

Development comprising the Hume Highway bypass of Tarcutta, in the Wagga Wagga Local Government Area, extending from approximately 41 kilometres south of Gundagai to approximately 48 kilometres south of Gundagai ('the Project').

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

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

but does not include preliminary works (including surveys, test drilling, test excavations, preliminary geotechnical investigations) associated with the design or environmental assessment of the Project occurring prior to the commencement of construction.

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**SCHEDULE 2**

Development comprising the Hume Highway bypass of Holbrook, in the Greater Hume Local Government Area, extending from approximately 109 kilometres south of Gundagai to approximately 118 kilometres south of Gundagai ('the Project').

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

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

but does not include preliminary works (including surveys, test drilling, test excavations, preliminary geotechnical investigations) associated with the design or environmental assessment of the Project occurring prior to the commencement of construction.

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**SCHEDULE 3**

Development comprising the Hume Highway bypass of Woomargama, in the Greater Hume Local Government Area, extending from approximately 122 kilometres south of Gundagai to approximately 132 kilometres south of Gundagai ('the Project').

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

- (a) construction (and associated demolition works) and operation (excluding maintenance) of the Project;

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

but does not include preliminary works (including surveys, test drilling, test excavations, preliminary geotechnical investigations) associated with the design or environmental assessment of the Project occurring prior to the commencement of construction.

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**ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**  
**LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land in the Local Government Area of Blacktown

THE Minister Administering the Environmental Planning and Assessment Act 1979 declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Environmental Planning and Assessment Act 1979.

Dated at Sydney this 9th day of January 2008.

By Her Excellency's Command,

FRANK SARTOR, M.P.,  
Minister for Planning

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SCHEDULE

(1) All that piece or parcel of land situated in the Local Government Area of Blacktown, Parish of Prospect, County of Cumberland defined as the residue of the land comprised in Certificate of Title Volume 1042, Folio 189 held at Land and Property Information and said to be in the ownership of John Shand and Alexander Barclay Shand.

## Department of Primary Industries

### FISHERIES MANAGEMENT ACT 1994

Notification under Clause 33(1) of the Fisheries Management (Aquaculture) Regulation 2007

Proposed Ballot of Aquaculture Leases in Port Stephens

NSW Department of Primary Industries is intending to offer via a competitive ballot process, up to fifteen (15) areas of public water land in Salamander Bay (Port Stephens), for the purpose of oyster farming. All areas are adjacent to Mambo Creek near Foreshore Drive, Salamander Bay, between current oyster leases OL82/192 and OL82/182.

<i>Lease No.</i>	<i>Lease Area (Ha)</i>
AL07/007	0.2148
AL07/008	0.1992
AL07/009	0.1984
AL07/010	0.2001
AL07/011	0.2114
AL07/012	0.1992
AL07/013	0.2022
AL07/014	0.2056
AL07/015	0.2064
AL07/016	0.2001
AL07/017	0.2033
AL07/018	0.2058
AL07/019	0.2059
AL07/020	0.2111
AL07/021	0.2111

The proposed ballot will **only** be open to Port Stephens leaseholders who are affected by spat catching phase-out leases, as detailed in the NSW Oyster Industry Sustainable Aquaculture Strategy. Any lease granted as a result of the ballot will be subject to standard covenants and conditions of an aquaculture lease and aquaculture permit as prescribed under the Fisheries Management Act 1994. Further details may be available by contacting the local Fisheries Officer on (02) 4982 1311 or the Aquaculture Administration Section, Port Stephens on (02) 4982 1232. Any person wishing to lodge objections to the leasing of any of these areas, may do so in writing to the Director, Fisheries Conservation & Aquaculture Branch, Aquaculture Administration Section, Port Stephens Fisheries Centre, Locked Bag 1, Nelson Bay NSW 2315. Any written objection must be received within 30 days from the date of publication of this notification.

BILL TALBOT,  
Director,

Fisheries Conservation and Aquaculture Branch,  
NSW Department of Primary Industries

### FISHERIES MANAGEMENT ACT 1994

#### FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2007

Section 177 (1) – Notice of Aquaculture Lease Cancellation

OL74/204 within the estuary of the Macleay River, having an area of 0.8841 hectares formerly leased by John Bernard DESTÉ.

Clause 39 (4) – Notice of Aquaculture Lease Renewal

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL77/181 within the estuary of Port Stephens, having an area 1.3213 hectares to Kenneth LILLEY of Swan Bay NSW, for a term of 15 years expiring on 26 October 2022.

OL61/080 within the estuary of the Pambula River, having an area 0.2426 hectares to Michael YOUNG of Pambula NSW, for a term of 15 years expiring on 18 April 2021.

OL76/107 within the estuary of the Tweed River, having an area 1.3304 hectares to Donald BURGOYNE, Adrian SALM and Mark SALM of Tuncurry NSW, for a term of 15 years expiring on 17 April 2023.

OL61/086 within the estuary of the Bellinger River, having an area 0.4370 hectares to THE WRIGHT OYSTER COMPANY PTY LTD of Raleigh NSW, for a term of 15 years expiring on 14 November 2021.

OL76/201 within the estuary of the Bellinger River, having an area 0.1689 hectares to THE WRIGHT OYSTER COMPANY PTY LTD of Raleigh NSW, for a term of 15 years expiring on 02 January 2022.

OL73/271 within the estuary of the Tomaga River, having an area of 0.9099 hectares to Stephanos PASCHALIDIS of Batemans Bay NSW, for a term of 15 years expiring on 24 March 2021.

Clause 49 (8) – Notice of Aquaculture Lease Subdivision

THE Minister has subdivided the following Aquaculture Leases:

OL95/018 within the estuary of Wagonga Inlet to create new leases referred to as AL06/021 and AL06/022 both having an area of 2.9104 hectares to John and Sally RITCHIE of Narooma NSW, expiring on 15 June 2010.

### FISHERIES MANAGEMENT ACT 1994

Notification under s.163 (7) of the Fisheries Management Act 1994 and cl.33 of the Fisheries Management (Aquaculture) Regulation 2007

Notice of Receipt of Application for Aquaculture Lease

AL06/007 within the estuary of the Crookhaven River, having an area of 2.3841 hectares to Christopher MUNN of Greenwell Point NSW, for a term of 15 years expiring on 4 October 2022.

OL69/412 within the estuary of the Hastings River, having an area of 0.3854 hectares to Stephen MANTON of Port Macquarie NSW, for a term of 15 years expiring on 3 September 2022.

BILL TALBOT,  
Director,

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



**MINERAL RESOURCES**

NOTICE is given that the following applications have been received:

**EXPLORATION LICENCE APPLICATIONS**

(T07-0549)

No. 3412, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 1 unit, for Group 1, dated 21 December 2007. (Orange Mining Division).

(T07-0550)

No. 3413, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 1 unit, for Group 1, dated 21 December 2007. (Orange Mining Division).

(T08-0016)

No. 3416, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 70 units, for Group 1, dated 3 January 2008. (Cobar Mining Division).

(T08-0017)

No. 3417, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 100 units, for Group 1, dated 3 January 2008. (Cobar Mining Division).

(T08-0018)

No. 3418, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 98 units, for Group 1, dated 3 January 2008. (Cobar Mining Division).

(T08-0019)

No. 3419, GOLDEN CROSS OPERATIONS PTY LTD (ACN 050 212 827), area of 100 units, for Group 1, dated 3 January 2008. (Cobar Mining Division).

(T08-0020)

No. 3420, UNIMIN AUSTRALIA LIMITED (ACN 000 971 844), area of 6 units, for Group 1 and Group 2, dated 4 January 2008. (Orange Mining Division).

**MINING LEASE APPLICATION**

(T08-0001)

No. 311, DELLWORTH PTY LIMITED (ACN 002 998 192), area of about 209.2 hectares, to mine for coal, dated 4 January 2008. (Singleton Mining Division).

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

NOTICE is given that the following applications have been granted:

**EXPLORATION LICENCE APPLICATIONS**

(07-138)

No. 3033, now Exploration Licence No. 6993, James Albert William HALL and Alfred BOUQUET, County of Parry, Map Sheet (9135), area of 1 unit, for Group 1, dated 21 December 2007, for a term until 21 December 2009.

(07-257)

No. 3154, now Exploration Licence No. 6992, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7134), area of 4 units, for Group 1, dated 21 December 2007, for a term until 21 December 2009.

(07-319)

No. 3215, now Exploration Licence No. 6968, NERRIGA MINING GROUP PTY LTD (ACN 115 845 942), Counties of Bathurst and Wellington, Map Sheet (8731), area of 100 units, for Group 1, dated 26 November 2007, for a term until 26 November 2009.

(07-392)

No. 3289, now Exploration Licence No. 7000, FOUR POINTS EXPLORATION LIMITED (ACN 101 168 343), Counties of Fitzgerald, Yantara and Yungnulgra, Map Sheet (7337, 7437, 7537), area of 212 units, for Group 1, dated 3 January 2008, for a term until 3 January 2010.

(T07-0447)

No. 3304, now Exploration Licence No. 6997, HUDSON ATTAPULGITE PTY LTD (ACN 008 701 255), Counties of Arrawatta, Burnett, Gough and Murchison, Map Sheet (9038, 9138), area of 99 units, for Group 2, dated 24 December 2007, for a term until 24 December 2009.

(T07-0470)

No. 3329, now Exploration Licence No. 6998, BRIGHT PROSPECTS PTY LTD (ACN 127 841 543), County of Hardinge, Map Sheet (9136), area of 17 units, for Group 1, dated 28 December 2007, for a term until 28 December 2009.

(T07-0490)

No. 3350, now Exploration Licence No. 6999, STANNUM PTY LTD (ACN 121 771 695), County of Cowper, Map Sheet (8137), area of 31 units, for Group 1, dated 3 January 2008, for a term until 3 January 2010.

**MINING LEASE APPLICATIONS**

(05-156)

Orange No. 264, now Mining Lease No. 1605 (Act 1992), MOOLARBEN COAL MINES PTY LIMITED (ACN 108 601 672) and SOJITZ MOOLARBEN RESOURCES PTY LTD (ACN 126 287 027), Parish of Lennox, County of Phillip, Map Sheet (8833-1-S, 8833-2-N), area of 1098 hectares, to mine for coal, dated 20 December 2007, for a term until 20 December 2028.

(06-6795)

Orange No. 290, now Mining Lease No. 1606 (Act 1992), MOOLARBEN COAL MINES PTY LIMITED (ACN 108 601 672) and SOJITZ MOOLARBEN RESOURCES PTY LTD (ACN 126 287 027), Parish of Lennox, County of Phillip; Parish of Moolarben, County of Phillip; and Parish of Wilpinjong, County of Phillip, Map Sheet (8833-2-N, 8833-3-N), area of 495.4 hectares, to mine for coal, dated 20 December 2007, for a term until 20 December 2028.

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

NOTICE is given that the following application has been refused:

**EXPLORATION LICENCE APPLICATION**

(05-244)

No. 2563, THE AUSTRAL BRICK COMPANY PROPRIETARY LIMITED (ACN 000 005 550), County of Camden, Map Sheet (8928). Refusal took effect on 4 January 2008.

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



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

(06-524)

Exploration Licence No. 2378, CLIMAX AUSTRALIA PTY LIMITED (ACN 002 164 598), area of 38 units. Application for renewal received 2 January 2008.

(T99-0184)

Exploration Licence No. 5693, ISOKIND PTY LIMITED (ACN 081 732 498), area of 111 units. Application for renewal received 4 January 2008.

(C02-0178)

Exploration Licence No. 6047, DIRECTOR GENERAL NSW DEPT OF PRIMARY INDUSTRIES ON BEHALF OF THE CROWN, area of 2480 hectares. Application for renewal received 20 December 2007.

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

### RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(T99-0136)

Exploration Licence No. 5635, SNOWMIST PTY LTD (ACN 011 041 384) and ALAMO LIMESTONE PTY LTD (ACN 094 851 911), County of Brisbane, Map Sheet (9134), area of 3 units, for a further term until 13 October 2009. Renewal effective on and from 3 January 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 2010. Renewal effective on and from 3 January 2008.

(07-4112)

Exploration Licence No. 5965, HUNTER VALLEY ENERGY COAL PTY LTD (ACN 062 894 464), County of Durham, Map Sheet (9033), area of 4131 hectares, for a further term until 14 July 2012. Renewal effective on and from 27 November 2007.

(T03-0012)

Exploration Licence No. 6148, Anthony Claude BERGER, Counties of Arrawatta and Gough, Map Sheet (9138), area of 7 units, for a further term until 9 November 2009. Renewal effective on and from 2 January 2008.

(T03-0890)

Exploration Licence No. 6341, ARK MINES LIMITED (ACN 123 668 717), County of Yanda, Map Sheet (8036), area of 24 units, for a further term until 9 November 2009. Renewal effective on and from 3 January 2008.

(04-586)

Exploration Licence No. 6343, INCO RESOURCES (AUSTRALIA) PTY LTD (ACN 096 361 876), County of Evelyn, Map Sheet (7138, 7237, 7238), area of 128 units, for a further term until 18 November 2009. Renewal effective on and from 3 January 2008.

(04-517)

Exploration Licence No. 6413, ROBUST OPERATIONS PTY LIMITED (ACN 106 964 881), Counties of Canbelego, Flinders and Robinson, Map Sheet (8134, 8135), area of 50 units, for a further term until 16 May 2009. Renewal effective on and from 3 January 2008.

(05-2637)

Exploration Licence No. 6467, WARATAH COAL PTY LTD (ACN 114 165 669), County of Fitzroy, Map Sheet (9437, 9438), area of 5681 hectares, for a further term until 11 October 2009. Renewal effective on and from 2 January 2008.

(05-0228)

Exploration Licence No. 6484, MINEX (AUST) PTY LTD (ACN 091 546 708), Counties of Buccleuch and Harden, Map Sheet (8527, 8528), area of 52 units, for a further term until 20 November 2009. Renewal effective on and from 28 December 2007.

(07-7147)

Exploration (Prospecting) Licence No. 1050, CONRAD SILVER MINES PTY LTD (ACN 106 967 506), County of Hardinge, Map Sheet (9138), area of 4 units, for a further term until 22 October 2009. Renewal effective on and from 3 January 2008.

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:

(06-0250)

Exploration Licence No. 6655, WESTERN PLAINS RESOURCES LTD (ACN 109 426 502), County of Cunningham, Map Sheet (8431, 8432), area of 100 units. Cancellation took effect on 22 December 2007.

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

### TRANSFER

(05-0239)

Exploration Licence No. 6492, formerly held by TEUTONIC INVESTMENTS PTY LTD (ACN 095 973 434) has been transferred to GRAYNIC METALS LIMITED (ACN 112 898 825). The transfer was registered on 5 December 2007.

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

## Roads and Traffic Authority

### ROAD TRANSPORT (GENERAL) ACT 2005

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

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

BRIAN WILKINSON,  
General Manager,  
Richmond Valley Council  
(by delegation from the Minister for Roads)  
Dated: 8 January 2008

#### SCHEDULE

**1. Citation**

This Notice may be cited as Richmond Valley Council 4.6 Metre High Vehicle Route Notice No. 1/2008.

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2012, unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 4.6 metre high vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

**5. Routes**

<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
	Bungawalbin Whiporie Road.	Coraki Woodburn Road - MR145.	Boggy Creek Road.
	Boggy Creek Road.	Bungawalbin Whiporie Road.	Reardons Lane.
	Reardons Lane.	Darke Lane.	Coraki Woodburn Road (MR145).
	Swan Bay School Road.	Coraki Woodburn Road (MR145).	End of Road.
	Old Ferry Road.	Coraki Woodburn Road (MR145).	Fletts Lane.
	Fletts Lane.	Old Ferry Road.	Coraki Woodburn Road (MR145).
	Swampy Creek Road.	Coraki Woodburn Road (MR145) Swan Bay.	Coraki Woodburn Road (MR145) Woodburn.
	Boyters Road.	Swampy Creek Road.	End of Road.
	Rocky Mouth Creek Road.	Coraki Woodburn Road (MR145).	2.3 km - Just after the bend.
	Darke Lane.	Reardons Lane.	Swan Bay New Italy Road.
	Swan Bay New Italy Road.	Darke Lane.	Coraki Woodburn Road (MR145).
MR153	Woodburn Evans Head Road (MR153).	Pacific Highway (HW10).	Golf Links Road.
	Golf Links Road.	Woodburn Evans Head Road (MR153).	End of Road (approximately 1.5km).
	Rileys Hill Road.	Pacific Highway (HW10) Rileys Hill.	Pacific Highway (HW10) Broadwater.
	Broadwater Evans Head Road (Broadwater).	Pacific Highway (HW10).	Broadwater Quarry Road.
	Broadwater Quarry Road.	Broadwater Evans Head Road.	End of Road.
	Auckrams Road.	Bruxner Highway (HW16).	End of Road.

<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
	Tomki Tatham Road (Clovass End).	Bruxner Highway (HW16).	Lismore City Council Boundary (approximately 210m south of Fig Tree Road intersection).
	Tomki Tatham Road (Tatham End).	Lismore City Council Boundary.	Coraki Woodburn Road (MR145).
	McDonald Road.	Fig Tree Lane.	End of Road.
	Perkins Bridge Road.	Wagners Road - Tatham Greenridge Road intersection.	Casino Coraki Road (MR145).
MR145	Casino Coraki Road.	Bruxner Highway (HW16).	Pacific Highway (HW10) Broadwater.
	Lagoon Road.	Casino Coraki Road (MR145).	End of Council maintained Road. (approximately 3.86km as Crown Land after this point).
	Adam Street, Coraki.	Intersection of Ferry Road & East Coraki Road.	Casino Coraki Road (MR145).
	East Coraki Road.	Intersection of Adams Street and Ferry Road.	Oaklands Road.
	Oaklands Road.	Intersection of East Coraki Road.	Lismore City Council Boundary (approximately 1.44km).

**ROADS ACT 1993**

Order – Sections 46, 48, 54 and 67

Campbelltown City Council area

Between the points X and Y shown on RTA Plan 0002 076 AC 4005.

(RTA Papers F5/76.169;2)

Declaration as Freeway of part of the Hume Highway ramp from Campbelltown Road at Ingleburn

I, the Minister for Roads, pursuant to Sections 46, 48, 54 and 67 of the Roads Act, 1993, by this order -

1. dedicate as public road the land described in Schedules 1 and 2 under;
2. declare to be a main road the said public road described in Schedule 2 under;
3. declare to be a freeway the said main road described in Schedule 2;
4. declare that access to the said freeway is restricted; and
5. specify in Schedule 3 under, the points along the freeway at which access may be gained to or from other public roads.

**HON ERIC ROOZENDAAL MLC  
MINISTER FOR ROADS**

SCHEDULE 1

ALL those pieces or parcels of land situated in the Campbelltown City Council area, Parish of Minto and County of Cumberland shown as:

Lot 21 Deposited Plan 1115383; and

Lot 17 Deposited Plan 231913.

The above Lots are shown on RTA Plan 0002 076 AC 4005.

SCHEDULE 2

ALL those pieces or parcels of land situated in the Campbelltown City Council area, Parish of Minto and County of Cumberland shown as:

Lots 4 and 5 Deposited Plan 1068927; and

Lot 20 Deposited Plan 1115383.

The above Lots comprise the whole of the land in the correspondingly numbered Certificates of Title and are all shown on RTA Plan 0002 076 AC 4005.

SCHEDULE 3

## Department of Water and Energy

### WATER ACT 1912

Notice under Section 22B of the Water Act 1912

THE Water Administration Ministerial Corporation hereby cancels the Notice given under section 22B of the Water Act 1912 and published on 23 February 2007 in the *New South Wales Government Gazette* in respect of the Boomi River, and the suspension of "B" and "C" class water licences, permits and authorities in respect of the Unregulated Barwon River and Unregulated Darling River.

Dated this 24th day of December 2007.

Signed for the Water Administration Ministerial Corporation by:

DENNIS MILLING,  
Manager,  
Licensing,  
Department of Water and Energy

### WATER ACT 1912

Notice under Section 22B of the Water Act 1912

Pumping Restrictions

Unregulated Barwon River and Unregulated Darling River

THE Water Administration Ministerial Corporation pursuant to section 22B of the Water Act 1912, is satisfied that the quantity of water available in the Unregulated Barwon River and Unregulated Darling River all upstream of Lake Wetherell is insufficient to meet all requirements with respect to the taking of water therefrom and hereby gives notice to all holders of permits, authorities and licenses under Part 2 of the Act, that are denoted to be "B" and "C" class water entitlements authorising the pumping/diversion of water for commercial, industrial and irrigation purposes, that from 24 December 2007, and until further notice, the right to pump/divert water is restricted such that the maximum quantity of water which may be pumped/diverted in the 2007/2008 year is equivalent to 20% of the "available water" as stated in the conditions of the individual licence, permit or authority.

Dated this 24th day of December 2007.

Signed for the Water Administration Ministerial Corporation by:

DENNIS MILLING,  
Manager,  
Licensing,  
Department of Water and Energy

For Information

Any person who contravenes the restrictions imposed by this notice is guilty of an offence and is liable on conviction to a penalty not exceeding:

- (a) where the offence was committed by a Corporation – 200 penalty units.
- (b) where the offence was committed by any other person – 100 penalty units.

One penalty unit = \$110.00.

GA2:535881.

### WATER MANAGEMENT ACT 2000

Order under Section 323

Repeal of Temporary Water Restriction Order  
Macquarie and Cudgegong Regulated Rivers Water Source

PURSUANT to section 323 of the Water Management Act 2000, the Minister for Environment, Climate Change and Water, on being satisfied that it is no longer in the public interest to restrict the taking of water under regulated river (general security) access licences from the Macquarie and Cudgegong Regulated Rivers Water Source as defined in the Water Sharing Plan for the Macquarie and Cudgegong Regulated Rivers Water Source 2003, do by this order repeal the Temporary Water Restriction Order applying to the water source.

This Order takes effect from the date it is first broadcast.

Dated at Sydney, this 3rd day of January 2008.

ROBERT O'NEILL,  
A/Deputy Director General,  
Water Management,  
Department of Water and Energy  
(by delegation)

### WATER MANAGEMENT ACT 2000

Order under Section 323

Temporary Water Restriction Order  
Lachlan Regulated River Water Source

PURSUANT to section 323 of the Water Management Act 2000, the Minister for Environment, Climate Change and Water, on being satisfied that it is necessary in the public interest to do so because of water shortage, do by this Order direct that the taking of water under regulated river (general security) access licences from the Lachlan Regulated River Water Source as defined in the Water Sharing Plan for the Lachlan Regulated River Water Source 2003, be restricted as set out in the Schedule to this Order.

This Order repeals any previous Order made under section 323 of the Water Management Act 2000 for the Lachlan Regulated River Water Source.

This order takes effect from the date it is first broadcast and will cease to have effect on 30th June 2008 unless earlier repealed.

Dated at Sydney, this 3rd day of January 2008.

ROBERT O'NEILL,  
A/Deputy Director General,  
Water Management,  
Department of Water and Energy  
(by delegation)

### SCHEDULE

Each regulated river (general security) access licence is restricted to 40% of the volume of water in the water allocation account as at 1 July 2007.

Any water credited to a water allocation account after 1 July 2007 by an assignment dealing from an access licence in this water source is not included in the restriction.



**WATER ACT 1912**

APPLICATIONS for an Authority 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 an Authority under section 20 of Part 2 of the Water Act 1912, has been received as follows:

*Border Rivers Valley*

Edward Alexander HICKSON and GOONDIWINDI TOWN COUNCIL for 1 pump on the Macintyre River on Lot 7001, DP 1025695 and 1 pump and 1 diversion channel on Tarpaulin Creek on Lot 13, DP 7504311, all parish Boronga, County Benarba, for irrigation of 309.6 hectares (cotton) (new authority – replacing existing licence 90SL100903, existing works, warehousing of part of existing water entitlement) (Reference: 90SA11756).

An application for an authority for Joint Water Supply under section 20 for works within a proclaimed (declared) area has been received as follows:

*Macquarie River Valley*

WATERMAN PASTORAL CO PTY LIMITED and MARISMAS INVESTMENTS PTY LIMITED for a pump on the Macquarie River, Lot 14, DP 753502, Parish of Wullamgambone, County of Gregory, for water supply for stock and domestic purposes and irrigation of 648 hectares (summer and winter sown crops) (replacing existing entitlement due to a reduction from 3 pumps to 1 pump of the same extraction capacity, in lieu of previous advert dated 31 October 2005 due to a change in location) (Reference: 80SA10633).

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

*Border Rivers Valley*

Lindsay Donald WARD and Helen Gai WARD for a pump on the Macintyre River on Lot 1, DP 812894, Parish Boggabilla, County Staphylton, for irrigation purposes (warehousing of water) (new licence, water obtained by permanent transfer scheme) (Reference: 90SL100949).

Frederick Martin BARLOW and Margaret Eileen BARLOW for 2 pumps on the Barwon River on Lot 20, DP 750471, Parish Hamilton, County Benarba, for irrigation of 412.5 hectares (cotton, cereals and other cash crops) (replacement licence, increased pumping capacity and additional water obtained by permanent transfer scheme) (Reference: 90SL100959).

*Namoi River Valley*

PRESGAR PTY LTD for 4 pumps on the Peel River on Lot 3, DP 1047657, County Parry, for irrigation of 80 hectares (lucerne, fodder) (replacement licence, increase in pumping capacity) (Reference: 90SL100961).

John Samuel BRAND and Deborah Louise BRAND for two pumps on the Namoi River on Lot 11, DP 1110185, Parish Fleming, County Darling, for irrigation of 50 hectares (lucerne, oats and beans) (replacement licence, increase in pumping capacity) (Reference: 90SL100962).

Michael Cedric PAUL and Anne Maree PAUL for a pump on the Peel River on Lot 224, DP 755334, Parish Nemingha, County Parry, for irrigation of 11 hectares (66 megalitres) (lucerne and mixed crops) (new licence, permanent transfer of existing entitlement) (Reference: 90SL100964).

*Macquarie River Valley*

James Benjamin PASCOE and Jocelyn Grace PASCOE for an existing dam, pump and diversion pipe on an unnamed watercourse, Lot 201, DP 1105108 and easement within Lot 1, DP 380360, Parish Towac, County Wellington, for water supply for irrigation purposes (replacing licence) (Reference: 80SL44794).

Written objections to the application(s) specifying the grounds thereof must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460 within 28 days of the date of publication.

DENNIS MILLING,  
Manager,  
Licensing

**WATER ACT 1912**

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

ASHTON COAL MINES LIMITED for a 1 x 65 mm centrifugal pump, 1 x 80mm centrifugal pump, 3 x 50mm centrifugal pump and 1 x 38mm centrifugal pump on the Foy Brook on Lot 3, DP 1114623, Parish Vane, County Durham, for irrigation, industrial and stock purpose (change of purpose for existing licence 20SL044434) (Reference: 20SL061747).

Robert Malcolm CAMPBELL and Vivienne Margaret CAMPBELL for a pump on Caparra Creek on Lot 16, DP 877465 and Lot 6, DP 616098, Parish Bobin, County Macquarie, for irrigation of 3.25 hectares (improved pasture, permanent water transfer from 20SL024025) (Reference: 20SL061746).

Lindsay Donald WARD and Helen Gai WARD for a pump on the Macintyre River on Lot 1, DP 812894, Parish Boggabilla, County Staphylton, for irrigation purposes (warehousing of water) (new licence, water obtained by permanent transfer scheme) (Reference: 90SL100949).

Frederick Martin BARLOW and Margaret Eileen BARLOW for 2 pumps on the Barwon River on Lot 20, DP 750471, Parish Hamilton, County Benarba, for irrigation of 412.5 hectares (cotton, cereals and other cash crops) (replacement licence, increased pumping capacity and additional water obtained by permanent transfer scheme) (Reference: 90SL100959).

Scott Ronald McCREERY and Anna Victoria McCREERY for a dam on an unnamed watercourse on Lot 273, DP 752501, Parish Barford, County Durham, for conservation of water for stock and domestic purposes (exempt from current embargo) (Reference: 20SL061748).

Written objections to the application specifying grounds thereof must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460 within 28 days of the date of publication.

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

Murray Ashton SIMPSON for a proposed artesian bore, Lot 26, DP 753499, Parish Willie, County of Gregory, for water supply for stock purposes (replacing previous advert due to a change in location) (Reference: 80BL244481).

Written objections to the application specifying grounds thereof must be lodged with the Department of Water and Energy, Locked Bag 10, Grafton NSW 2460 within 14 days of publication.

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### **WATER ACT 1912**

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

KELLYVILLE COUNTRY CLUB LIMITED for a pump on the Hawkesbury River on Pt Lot 1, DP 797462, Parish of Pitt Town, County of Cumberland, for water supply for recreation (greens and tees) purposes and irrigation of 30.0 hectares (fairways) (part replacement licence and permanent transfer of 100.0 megalitres from 10SL055613 and fully replacing 10SL056721 – no increase in annual water entitlement – not subject to the 1995 Hawkesbury/Nepean Embargo) (Reference: 10SL056789).

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

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

WAYNE CONNERS,  
Natural Resource Project Officer,  
Licensing South

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

## Other Notices

### COMMERCIAL VESSELS ACT 1979

#### Notice Exempting Certain Vessels from Survey, Manning and Other Requirements

##### REVOCATION

THE Maritime Authority of NSW trading as NSW Maritime (NSW Maritime) HEREBY REVOKES with effect on 14 January 2008, the Exemption Notice dated 28 June 2006, in relation to Class 2D and 2E vessels (OTHER THAN a mooring or crane barge with a lifting capacity of more than 5 tonnes; a landing barge; a fuel barge; a dangerous goods barge; a dredge of more than 24 metres in length; or a tug) and replaces it with THIS Notice.

##### EXEMPTION

The Maritime Authority of NSW (trading as NSW Maritime) does pursuant to section 48 of the Commercial Vessels Act 1979 ('the Act'), declare by this Notice that on and from 14 January 2008:

- (a) the provisions of Parts 2 and 3 of the Act (to the extent to which they require compliance with survey permit or permit plate requirements, or submission of a vessel for initial or periodic survey) do not apply to a vessel specified in Schedule 1 provided that it is used in accordance with each condition specified in Schedule 2 and;
- (b) the provisions of section 48(4) of the Act (to the extent that they require that a statement be painted on a vessel relating to safety equipment or components) do not apply to a vessel specified in Schedule 1 provided that a copy of this Exemption Notice is carried on board and produced to any NSW Maritime or police officer upon demand; and
- (c) the provisions of Parts 3A and 3B of the Act (to the extent to which they specify the safety manning of vessels and the qualifications of crews of vessels) do not apply to a vessel specified in Schedule 1 provided that the vessel is used in accordance with each condition specified in Schedule 3.

##### SCHEDULE 1

###### Description of Vessel Exempted

A Class 2D and 2E vessel

(OTHER THAN a mooring or crane like barge with a lifting capacity of more than 5 tonnes; a landing barge; a fuel barge, a dangerous goods barge; a dredge of more than 24 metres in length; or a tug)

In this Schedule "Class" and "Length" have the same meaning respectively as in the Commercial Vessels (Permits) Regulation 1986.

##### SCHEDULE 2

###### Conditions to Which the Exemption from Survey is Subject

In order for a vessel described in Schedule 1 to be Exempt from the survey requirements specified in Parts 2 and 3 of the Commercial Vessels Act – 1979 there must be full compliance with EACH of the following conditions:

- (a) The vessel must be registered under the Water Traffic Regulations – NSW;

- (b) The vessel must display a "capacity plate" as required by the Water Traffic Regulations – NSW and be operated in accordance with the restrictions imposed in relation to maximum persons and weight;
- (c) The vessel must be fit for the purpose for which it will be used, and the owner must, upon request by a NSW Maritime or Police Officer satisfy NSW Maritime that the vessel is fit for the purpose for which it will be used;
- (d) The vessel must carry the equipment specified in the Commercial Vessels Act 1979;
- (e) The vessel must be operated in compliance with the certificate of competency and safety manning requirements specified in the Commercial Vessels Act 1979 and the Commercial Vessels (Certificates of Competency and Safety Manning) Regulation 1986 unless there is full compliance with each condition specified in SCHEDULE 3;
- (f) The vessel must not carry any fare-paying passengers;
- (g) The vessel must not tow any persons behind the vessel including but not limited to persons engaged in water skiing and wake boarding activities; and
- (h) A copy of this Exemption Notice must be carried on board the vessel whenever it is in use and be produced to any NSW Maritime or Police Officer upon demand.

##### SCHEDULE 3

###### Conditions to Which the Certificates of Competency and Safety Manning Exemption is Subject

In order for a vessel described in Schedule 1 to be Exempt from the certificate of competency and safety manning requirements specified in Parts 3A and 3B of the Commercial Vessels Act 1979 and the Commercial Vessels (Certificates of Competency and Safety Manning) Regulation 1986 there must be full compliance with EACH of the following conditions;

- (a) The Master of the vessel must have successfully completed training and assessment approved by NSW Maritime in relation to the following:
  - (i) Vessel handling and manoeuvring;
  - (ii) Actions to take in an Emergency;
  - (iii) Actions to take to maintain safety on board;
  - (iv) Use and maintenance of safety equipment;
  - (v) Ropework and seamanship;
  - (vi) First aid
  - (vii) Basic engine operation; and
- (b) The Master of the vessel must hold a current valid General Boat Licence or Personal Watercraft Licence;

This Exemption may be revoked at any time by the Chief Executive of NSW Maritime, the General Manager Commercial Vessels and Asset Management or their Delegates.

Dated this 4th day of January 2008.

CHRIS OXENBOULD, AO,  
Chief Executive  
NSW Maritime



**COMMERCIAL VESSELS ACT 1979**

Order Exempting Certain Vessel from Survey,  
Crewing and Other Requirements

**REVOCATION**

THE Maritime Authority of NSW, trading as NSW Maritime (NSW Maritime) HEREBY REVOKES with effect on 14 January 2008, the Exemption Notice dated 28 June 2006, in relation to:

1. Class 3D and 3E fishing vessels; and
2. Class 2 (non-passenger) carrying vessels which are less than 6 metres in length and not a personal watercraft.

and replaces it with this Notice.

**EXEMPTION**

The Maritime Authority of NSW, trading as NSW Maritime (NSW Maritime) does pursuant to section 48 of the Commercial Vessels Act 1979 ('the Act') declare by this Order, that the Act (other than Part 7 but including section 48(4) of that Act) does not apply on and from 14 January 2008 to a vessel of a class specified in Schedule 1, provided that the vessel is used in accordance with each condition specified in Schedule 2.

**SCHEDULE 1**

## Description of Vessels Exempted

1. Class 3D and 3E fishing vessels; and
2. Class 2 (non-passenger) carrying vessels which are less than 6 metres in length, and not a personal watercraft.

**SCHEDULE 2**

## Conditions to Which this Exemption is Subject

The conditions to which this Exemption is subject are as follows:

- (a) The vessel must be registered under the Water Traffic Regulations – NSW;
- (b) The vessel must display a "capacity plate" as required by the Water Traffic Regulations – NSW, which is affixed in a form and manner approved by NSW Maritime and sets out the maximum number of persons that the vessel may carry in accordance with either the Australian Standard specifications for Small Pleasure Boats Code General Requirements for Power Boats of the Standards Association of Australia. Or another standard approved by NSW Maritime;
- (c) The vessel must be fit for the purpose for which it will be used, and the owner must, upon request by a NSW Maritime or Police Officer satisfy NSW Maritime that the vessel is fit for the purpose for which it will be used;
- (d) The vessel must carry the safety equipment specified in the Boating (Safety Equipment) Regulation – NSW for that type of vessel;
- (e) The vessel must not carry fare-paying passengers;
- (f) The vessel must not tow any persons behind the vessel including but not limited to persons engaged in water skiing and wake boarding activities; and

- (g) A copy of this Exemption Notice must be carried on board the vessel whenever it is in use and be produced to any NSW Maritime or Police Officer upon demand.

In this Order:

"Class" and "Length" have the same meaning respectively as in the Commercial Vessels (Permits) Regulation 1986

Personal watercraft" has the same meaning as in the Water Traffic Regulations – NSW.

This Exemption may be revoked at any time by the Chief Executive of NSW Maritime, the General Manager Commercial Vessels and Asset Management or their Delegates.

Dated this 4 th day of January 2008.

CHRIS OXENBOULD, AO,  
Chief Executive  
NSW Maritime

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

## Notification of Alteration of Rates of Interest

IN pursuance of the provisions of section 50 (1) of the Land Acquisition (Just Terms Compensation) Act 1991. I hereby determine that on and from the date of this notification, the rates of interest payable under Section 50 (1) shall be:

- (a) where the total amount of compensation is less than \$50,000 – 5.91 per cent per annum.
- (b) where the total amount of compensation is \$50,000 or more and less than \$250,000 – 6.22 per cent per annum.
- (c) where the total compensation is \$250,000 or more – 6.38 per cent per annum.

MICHAEL COSTA, M.L.C.,  
Treasurer

**PARENTS AND CITIZENS ASSOCIATIONS  
INCORPORATION ACT 1976**

## Incorporation of Parents and Citizens Associations

The following associations are hereby incorporated under the Parents and Citizens Associations Incorporation Act 1976.

1. Stanford Merthyr Infants School
2. Kyogle Public School
3. Belmore North Public School
4. Sandon Public School

JOHN DELLA BOSCA, M.L.C.,  
Minister for Education and Training

**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 Maria Teresa VERGARA of 30 Craddock Street, Wentworthville NSW 2145, prohibiting her, until

further notice, as a nurse from having possession of and supplying drugs of addiction as authorised by Clauses 101 and 103 of the Regulation. This Order is to take effect on and from 4 January 2008.

Professor DEBORA PICONE, AM,  
Director-General

Department of Health, New South Wales.  
Sydney, 24 December 2007.

### PROTECTION OF THE ENVIRONMENT OPERATIONS (WASTE) REGULATION 2005

Notice of Exemption Granted under Clause 51 in relation  
to Waste Tracking

Number 2008-E-5

NSW Department of Environment and Conservation  
(DEC) Online Waste Tracking System

BY this notice the Environment Protection Authority (EPA)  
grants the following general exemption.

The notice exempts the persons or classes of persons described herein from certain requirements in relation to the transportation and tracking of waste where the DEC Online Waste Tracking System is used for the purpose of keeping records and giving the notices and other documentation required by Part 3 of the Protection of the Environment Operations (Waste) Regulation 2005 (the Regulation).

The DEC Online Waste Tracking System is an electronic system approved under Clause 37(1) of the Regulation for the purpose of keeping records and giving the notices and other documentation required by Part 3 of the Regulation.

The terms used in this notice have the same meaning as in the Protection of the Environment Operations Act 1997 (the Act) and the Regulation.

1. This exemption has effect from the date of publication and remains in force until revoked or amended by a notice published in the *New South Wales Government Gazette*.
2. This notice exempts an occupier of a waste facility who is not the consignor of waste, a consignor, a transporter, an authorised agent and a receiver of waste from the following clauses of Part 3 of the Regulation:
  - i. Clause 22(2)
  - ii. Clause 23
  - iii. Clause 25(5)
  - iv. Clause 32(a)
  - v. Clause 33(a) and 33(b)
  - vi. Clause 34
  - vii. Clause 35(a) and 35(c)
3. This notice applies only where the DEC's Online Waste Tracking System has been used by:
  - (a) The receiver of the waste to generate a consignment authorisation in respect of the waste; and
  - (b) Either the consignor of the waste, the transporter of the waste, or the receiver of the waste, to generate a waste transport certificate for the waste; and

- (c) The receiver of the waste to complete the waste transport certificate once the waste has been received.

STEVE HARTLEY,  
Acting Manager,  
Waste Management,  
Environment Protection Authority  
(by delegation)

### PUBLIC WORKS ACT 1912

Notification of Alteration of Rates of Interest

In pursuance of the provisions of section 126A (5) of the Public Works Act, 1912, I hereby determine that on and from the date of this notification, the rates of interest payable under Section 126A (3) shall be:

- (a) where the total amount of compensation is less than \$50,000 - 6.05 per cent per annum.
- (b) where the total amount of compensation is \$50,000 or more and less than \$250,000 - 6.23 per cent per annum.
- (c) where the total compensation is \$250,000 or more - 6.42 per cent per annum.

MICHAEL COSTA, M.L.C.,  
Treasurer

### RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Northern Rivers Team Incorporating:

Kyogle Council  
Lismore City Council  
Richmond Valley Council

The Local Bush Fire Danger period has been revoked for the period 11 January until 31 March 2008.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or fire breaks.

SHANE FITZSIMMONS, AFSM,  
Commissioner

### RURAL FIRES ACT 1997

Local Bush Fire Danger Period Variation

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

Area of Variation:

Far North Coast Team Incorporating:

Ballina Shire Council  
Byron Shire Council  
Tweed Shire Council

The Local Bush Fire Danger period has been revoked for the period 11 January until 31 March 2008.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or fire breaks.

SHANE FITZSIMMONS, AFSM,  
Commissioner

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#### SYDNEY WATER ACT 1994

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

Notice of Compulsory Acquisition of Land and Easements  
at Shellharbour in the Local Government Area of  
Shellharbour

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency the Governor, that the land described in the First Schedule hereto and that the interests in land described in the Second, Third and Forth 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 9th day of January 2008.

Signed for Sydney Water Corporation by its Attorneys ROSS ROLAND WYNN and KEVIN ANDREW 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.

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#### SCHEDULE 1

All that piece or parcel of land in the Local Government Area of Shellharbour, Parish of Terragong, County of Camden and State of New South Wales, being Lot 1 in Deposited Plan 1091230, having an area of 151.7 square metres.

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#### SCHEDULE 2

An Easement for sewerage purposes more fully described in Memorandum 7158328D lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all those pieces or parcels of land having a total area of 3969 square metres in the Local Government Area of Shellharbour, Parish of Terragong, County of Camden and State of New South Wales, being the land shown on Deposited Plan 1091230 as "(A) PROPOSED EASEMENT FOR SEWERAGE PURPOSES VARIABLE WIDTH".

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#### SCHEDULE 3

An Easement for access, electricity purposes, sewerage purposes, telecommunications purposes and water supply purposes more fully described in Memorandum 7158335G over all that piece or parcel of land having a total area of 133.8 square metres in the Local Government Area of Shellharbour, Parish of Terragong, County of Camden and State of New South Wales, being the land shown on Deposited Plan 1091230 as "(B) PROPOSED EASEMENT FOR ACCESS AND SERVICES VARIABLE WIDTH".

#### SCHEDULE 4

An Easement for sewerage purposes more fully described in Memorandum 7158328D lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all that piece or parcel of land being part of Lot 2, DP 1091230, having an area of 1471 square metres in the Local Government Area of Shellharbour, Parish of Terragong, County of Camden and State of New South Wales, being the land shown on Deposited Plan 1091230 as "(E) PROPOSED EASEMENT FOR RISING MAIN 9 WIDE (DP 266027)".

Sydney Water Reference: 2002/00819F.

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#### SYDNEY WATER ACT 1994

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

Notice of Compulsory Acquisition of Land at Warrimoo in  
the Local Government Area of Blue Mountains

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

Dated at Sydney, this 9th day of January 2008.

Signed for Sydney Water Corporation by its Attorneys ROSS ROLAND WYNN and KEVIN ANDREW 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.

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#### SCHEDULE 1

All that piece or parcel of land in the Local Government Area of Blue Mountains, Parish of Magdala, County of Cook and State of New South Wales, being Lot 2, Deposited Plan 1091213, containing 124.7 square metres.

Sydney Water Reference: 2002/03419F.

Wine Grapes Marketing Board (Terms and Conditions of Payment) Order 2008

The Wine Grapes Marketing Board, for the City of Griffith and the local government areas of Leeton, Carrathool and Murrumbidgee pursuant to Part 2, Section 5 of the *Wine Grapes Marketing Board (Reconstitution) Act 2003*, make the following Order.

## WINE GRAPES MARKETING BOARD (TERMS AND CONDITIONS OF PAYMENT) ORDER 2008

under the Wine Grapes Marketing Board (Reconstitution) Act 2003

### 1. Name of Order

Wine Grapes Marketing Board (Terms and Conditions of Payment) Order 2008.

### 2. Commencement

This Order commences on 11<sup>th</sup> January 2008, by motion of the Wine Grapes Marketing Board.

### 3. Duration

This Order has effect for the 2008 calendar year only.

### 4. Validity of Order

- (1) The making of this Order by the Wine Grapes Marketing Board under Section 5 of the *Wine Grapes Marketing Board (Reconstitution) Act 2003* is specifically authorised for the purposes of section 51 of the *Trade Practices Act 1974* of the Commonwealth and the *Competition Code of New South Wales*.
- (2) The making of this Order does not limit or remove any obligations parties to this Order may have under the *Wine Grapes Marketing Board (Reconstitution) Act 2003*.

### 5. Definitions

In this Order:

**Act** means the *Wine Grapes Marketing Board (Reconstitution) Act 2003*.

**Board** means the Wine Grapes Marketing Board established by the regulations under the *Agricultural Industry Services Act 1998*.

**Board's area of operations** means the City of Griffith and the local government areas of Carrathool, Leeton and Murrumbidgee.

**complying contract** means:

- (a) a contract that fixes:
  - (i) the prices to be paid for consignments of MIA wine grapes delivered during the current calendar year only, or the manner in which those prices are to be calculated, and
  - (ii) the date or dates by which those prices, or the various instalments of those prices, will be paid,being a contract entered into before the first Monday in December of the previous calendar year, or
- (b) a contract that fixes:
  - (i) the prices to be paid for consignments of MIA wine grapes delivered during both the current calendar year and one or more future calendar years, or the manner in which those prices are to be calculated, and
  - (ii) the date or dates by which those prices, or the various instalments of those prices, will be paid,

being a contract entered into at any time before the first delivery of MIA wine grapes under the contract, or

- (c) a contract the subject of an approval in force under section 13 of the Act.

*consignee* means a person to or for whom a consignment of MIA wine grapes is delivered.

*consignor* means a person by or from whom a consignment of MIA wine grapes is delivered.

*constituted grower* means for any calendar year, the class of primary producers for which the Board is constituted includes all growers within the Board's area of operation who, during the previous calendar year, harvested more than 20 tonnes of MIA wine grapes, but does not include:

- (a) in the case of a corporation:
- (i) a grower that is also a winery, or
  - (ii) a grower in which a winery has a controlling interest, or
- (b) in the case of an individual:
- (i) a grower who is also a winery, or
  - (ii) a grower who is a director of a corporation that is a winery and who (as a grower) supplies the winery with all of the MIA wine grapes that he or she harvests.

*duly contracted delivery* means a consignment of MIA wine grapes that is delivered pursuant to a complying contract.

*EFT* means electronic funds transfer.

*MIA wine grapes* means any variety of grapes grown in the Board's area of operations for use for processing into wine, must, juice or wine spirit.

## 6. Application of clauses

- (1) Clauses 7, 8 and 9 of this Order applies to the Terms and Conditions of Payment for all MIA wine grapes delivered to consignees by consignors that are not a duly contracted delivery.
- (2) Clause 10 of this Order applies to the Terms and Conditions of Payment for the rates levied by the Wine Grapes Marketing Board under the Agricultural Industry Services Act 1998, in relation to deliveries of all MIA wine grapes from constituted growers within the Board's area of operations.

## 7. Terms and Conditions of Payment for the year 2008

- (1) The purchase price for MIA wine grapes purchased prior to 5<sup>th</sup> May 2008 shall be paid by consignees to the Board or as directed by the Board on the dates as noted in the timetables in this clause and in accordance with the Manner and Timing specified in Clause 9 of this Order.
- (2) For all deliveries of MIA wine grapes to consignees made after 4<sup>th</sup> May 2008 the payment of 66.66% of the purchase price is to be paid to the Board on 20<sup>th</sup> June 2008 or as directed by the Board to consignors on or before 24<sup>th</sup> June 2008.
- (3) Payments made by consignees directly to the Board pertaining to deliveries of MIA wine grapes delivered to consignees by consignors must be made in accordance with the following table.

**Table 1:** Payments made to the Board by Consignees

Timetable	Structure
9 <sup>th</sup> May 2008	1/3 total delivery value (33.33%)
20 <sup>th</sup> June 2008	1/3 total delivery value (33.33%)
10 <sup>th</sup> October 2008	1/3 total delivery value (33.34%) including all bonus payments



- (4) The Board may direct payments for MIA wine grapes to be made directly to consignors by consignees only upon completion in full of an *“Application to Make Payment Directly to Growers”* (available from the Board) made and received by the Board on or prior to 22<sup>nd</sup> February 2008.
- (5) No fees or charges will be charged by the Board for processing applications.
- (6) Notification of Board direction will be made by 20<sup>th</sup> March 2008.
- (7) If a consignee fails to comply with any or all conditions of a Board direction made in accordance with this Order the Board may revoke the direction.
- (8) Payments made directly to consignors by consignees excluding all applicable levies for MIA wine grapes delivered to consignees by consignors under direction by the Board are to be made in accordance with the following:
  - (i) All payments made to the Board by consignees on MIA wine grapes delivered by consignors will be paid to growers by the Board in accordance with *Table 2* of this clause or in accordance with the provisions of *Clause 5(i)-(iii)*.
  - (ii) Payments made to growers by consignees upon the direction of the Board are to be made on or before the dates set in *Table 2* of this clause.

**Table 2: Payments Made to Consignors by Consignees and the Board**

Timetable	Structure
14 <sup>th</sup> May 2008	1/3 total delivery value (33.33%)
23 <sup>rd</sup> June 2008	1/3 total delivery value (33.33%)
14 <sup>th</sup> October 2008	1/3 total delivery value (33.34%) including all bonus payments

- (9) Payments made to consignors by consignees by direction of the Board can also be made in the following manner upon notice being provided to the Board within the *Application to Make Payment Directly to Growers* and notice being provided in writing to consignors prior to the purchase of any consignment of MIA wine grapes by the consignee.
  - (i) If a consignment of MIA wine grapes are delivered to a consignee prior to 1<sup>st</sup> April 2008, the consignee must pay to the consignor 33<sup>1/3</sup> per cent of the total amount payable for the MIA wine grapes by the end of the month following the month during which the MIA wine grapes are delivered, 50 per cent of the remaining balance by 30<sup>th</sup> June 2008 and the balance by 30<sup>th</sup> September 2008.
  - (ii) If the MIA wine grapes are delivered to the consignee on or after 1<sup>st</sup> April 2008 but prior to 1<sup>st</sup> May 2008, the consignee must pay to the consignor 33<sup>1/3</sup> per cent of the total amount payable for the MIA wine grapes by 30<sup>th</sup> May 2008, 50 per cent of the remaining balance by 30<sup>th</sup> June 2008 and the balance by 30<sup>th</sup> September 2008.
  - (iii) If the MIA wine grapes are delivered to the consignee on or after 1<sup>st</sup> May 2008, the consignee must pay to the consignor 66<sup>2/3</sup> per cent of the total amount payable for the grapes by 30<sup>th</sup> June 2008 and the balance by 30<sup>th</sup> September 2008.

#### 8. Default payments for deliveries of MIA wine grapes

- (1) Interest shall apply on all late payments made for purchased MIA wine grapes whether the consignee has been directed by the Board to make payments directly to consignors or not at the rate prescribed under section 95 (1) of the *Supreme Court Act 1970* for payment of interest on a judgement debt, plus 5 per cent.
- (2) Payments made in accordance with this clause shall occur in accordance with instruction of the Board.

- (3) Any money due to the Board, including any money that becomes payable as a consequence of the revocation of a direction under section 10 of the *Wine Grapes Marketing Board (Reconstitution) Act 2003* may be recovered as a debt.

#### 9. Manner and timing in which payments are to be made

- (1) Notwithstanding any previous clause in this Order this clause applies to payment by all consignees accepting deliveries of MIA wine grapes from consignors otherwise than pursuant to a direction by the Board. Payments are to be:
- (i) Paid as a valid bank cheque made out to the Wine Grapes Marketing Board and received by the Board by 12 midday of the due date, or
  - (ii) Transferred to the Board's nominated banking account by EFT so as to cause all funds to be cleared by the due date. A confirmation of the transaction must be forwarded by facsimile to the Board on the same day.
- (2) Notwithstanding any previous clause in this Order this clause applies to all payments made to consignors by consignees accepting deliveries of MIA wine grapes from consignors pursuant to a direction under the Act by the Board:
- (i) Made available as a cheque made out to the consignor for pickup by consignors by 12 midday on the due dates, or
  - (ii) Transferred by EFT to consignor's nominated banking account so that funds are cleared by the due dates. A confirmation of the transaction must be forwarded to the grower on the same day, or
  - (iii) Sent as a cheque made out of the consignor via Australia Post to consignors post marked on the date directed.
- (3) No payments made available for consignor pickup are to be retained by the consignee for greater than 24 hours, these shall be posted to the consignor.
- (4) Revocation of a Board direction may result from non-compliance of the manner within this Order.

#### 10. Calculation and payment of Wine Grapes Marketing Board fees and charges

- (1) Fees and Charges are applicable on deliveries of MIA wine grapes on all constituted growers.
- (2) The rate for 2008 is \$3.90 per tonne (fresh weight) of MIA wine grapes.
- (3) In the case of a consignee receiving Board direction to make payments to consignors directly the Fees and Charges amount shall be deducted by the consignee from the payment for deliveries of MIA wine grapes and then remitted to the Board in the following timetables and structures.

**Table 3:** Payments of Fees and Charges to the Board

Timetable	Structure
14 <sup>th</sup> May 2008	\$1.30 per tonne delivered
23 <sup>rd</sup> June 2008	\$1.30 per tonne delivered
14 <sup>th</sup> October 2008	\$1.30 per tonne delivered

**Table 4:** Alternate Payments of Fees and Charges to the Board

Timetable	Structure
30 <sup>th</sup> June 2008	\$3.90 per tonne delivered

- (4) Payments of Fees and Charges by consignees in accordance with *Table 4: Alternate Payments of Levies to the Board* are required to advise the Board in writing by 31st March 2008. No penalty or discount will be provided to the consignee for payments made in this manner.
- (5) Failure to remit Fees and Charges to the Board within the timetable, structure and the approved manner may cause a revocation of a Board direction made in accordance with this Order.
- (6) All Fees and Charges payable to the Board in accordance with the timetables in clause 10(3) of this Order are to be paid to the Board in the following manner:
  - (i) To the Board's nominated banking account by EFT on the due dates, including a confirmation of the transaction sent by facsimile to the Board on the same day, or
  - (ii) Sent as a business cheque made out to the Wine Grapes Marketing Board via Australia Post postmarked on the due dates.
  - (iii) Delivered to the registered offices of the Board on the due dates.

Dated 11<sup>th</sup> January 2008

Signed on behalf of the Wine Grapes Marketing Board by  
Mr Brian Simpson  
Chief Executive Officer

All enquiries in relation to this Order should be directed to:

Chief Executive Officer  
Riverina - Wine Grapes Marketing Board  
182 Yambil Street Griffith NSW 2680  
PO Box 385 Griffith NSW 2680  
Phone: 02-6962 3944 Fax: 02-6962 6103  
Mobile: 0438 388 828 Email: bsimpson@wgmb.net.au



# TENDERS

## Department of Commerce

### SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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

# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### ALBURY CITY COUNCIL

Roads Act 1993, Section 162

Road Naming

NOTICE is given that Albury City Council has renamed a road in the suburb of Lavington. St Levans Circuit off the west side of Hague Street has been renamed as St Levans Place to better describe the alignment of this road. A proposed road intersecting St Levans Place has been named Bevington Bend. Mr LESLIE G. TOMICH, General Manager, Albury City Council, PO Box 323, Albury NSW 2640. [3722]

### 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 19 September 2007, and pursuant to the above mentioned Act and Regulations, has renamed North Parade to Gelibolu Parade, Auburn. J. BURGESS, General Manager, Auburn Council, PO Box 118, Auburn NSW 1835. [3723]

### BLAYNEY SHIRE COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

BLAYNEY 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 purposes of resale for provision of aged care facilities. Dated at Blayney, this 21st day of December 2007. ANDREW B. ROACH, General Manager, Blayney Shire Council, 91 Adelaide Street (PO Box 62), Blayney NSW 2799.

#### SCHEDULE

Lot 1, DP 1085587. [3724]

### LAKE MACQUARIE CITY COUNCIL

Renaming of Roads

NOTICE is given by Council in pursuance of section 162.1 of the Roads Act 1993, as amended, Council has renamed the following roads:

<i>Location/Description</i>	<i>New Road Names</i>
Proposed renaming of part of Babers Road, Cooranbong/Mandalong from the prolongation of the southern boundary of Lot 1082, DP 620525 to the prolongation of the southern boundary of Lot 180, DP 859434.	Mannings Road, Cooranbong and Mannings Road, Mandalong.

Proposed renaming of part of Gosford Road, Wyee from its intersection with the Great Northern Railway to the intersection of Bushells Ridge Road approximately 80m south west of Dillabirra Road.

Bushells Ridge Road, Wyee.

Proposed renaming of part of Sylvester Road, Cooranbong from the prolongation of the southern boundary of Lot 2, DP 711459 to the prolongation of the northern boundary of Lot 3, DP 833958.

Wombat Way, Cooranbong.

No objections to the proposed names were received within the advertising period. Brian Bell, General Manager, Lake Macquarie City Council, Box 1906, Hunter Region Main Centre, NSW 2310. [3725]

### LAKE MACQUARIE CITY COUNCIL

Naming of Roads

NOTICE is given by Council in pursuance of section 162.1 of the Roads Act 1993, as amended, Council has named the following roads:

#### *Location*

Subdivision of Lot 3800, DP 1109030, Northlakes Drive, Cameron Park.

#### *New Road Names*

Tenyo Street, Preston Place, Polaris Avenue, Scorpius Ridge, Floresta Crescent, Lodestar Court, Pegasus Road, Sumida Street, Jandavid Road, Merker Close, Vesta Street, Falster Ridge, Confidence Street, Bellavia Street, Hakone Street and Sea Spirit Street.

Subdivision of Lot 465, DP 1114737, Northridge Drive, Cameron Park.

Graysynd Circuit, Talia Avenue, Woodbridge Drive and Nicholas Close.

Subdivision of Lot 488, DP 755242, Scarborough Street, Morisset.

Jemarca Crescent.

Subdivision of Lot 137, DP 774535, Camberwarra Drive, Floraville.

Rengor Close.

Subdivision of Lot 150, DP 1085839, Vantage Circuit, Cameron Park.

Galea Close.

No objections to the proposed names were received within the advertising period. Brian Bell, General Manager, Lake Macquarie City Council, Box 1906, Hunter Region Main Centre NSW 2310. [3726]

**RICHMOND VALLEY COUNCIL**

Roads Act 1193

Roads (general) Regulation 2000

Part 2 – Roads, Division 2 – Naming of Roads

COUNCIL at its meeting on 18 December 2007, resolved to endorse the following road names (Minute Number 2007-681):

Tareeda Court, Tullarook Estate, Spring Grove – This is a rural subdivision of Lot 142, DP 1064803, Gregors Road, Spring Grove. Tareeda Court is part of an extension to Tullarook Estate. The road commences at an intersection with Pratt Road and runs in a north westerly between Lot 119 and Lot 107, DP 1064803. The road is a cul-de-sac.

Camillot Close, Tullarook Estate, Spring Grove – This is a rural subdivision of Lot 142, DP 1064803, Gregors Road, Spring Grove. Camillot Close is an extension to Tullarook Estate. The road commences at an intersection with Gregors Road and runs in a north easterly direction between Lot 101 and Lot 106, DP 1064803. The road is a cul-de-sac.

BRIAN WILKINSON, General Manager, Richmond Valley Council, Locked Bag 10, Casino NSW 2470. [3727]

**ESTATE NOTICES**

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FREDERICK STANTON, late of 30 Redman Street, Canterbury, in the State of New South Wales, retired labourer, who died on 16 August 2007, must send particulars of his claim to the executors, James Joseph Stanton and Michael Anthony Stanton, c.o. K. O'Malley Jones & Williamson, Solicitors, 142 Beamish Street, Campsie NSW 2194, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 6 December 2007. K. O'MALLEY JONES & WILLIAMSON, Solicitors, 142 Beamish Street (PO Box 15), Campsie NSW 2194, tel.: 9718 2035, tel.: (02) 9718 2035. [3728]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ALICE SHEIBAN, late of 10 Marceau Drive, Concord, in the State of New South Wales, widow, who died on 23 April 2007, must send particulars of his claim to the executors, Asaad Sheiban and Ada Tabet, c.o. K. O'Malley Jones & Williamson, Solicitors, 142 Beamish Street, Campsie NSW 2194, within one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 6 December 2007. K. O'MALLEY JONES & WILLIAMSON, Solicitors, 142 Beamish Street (PO Box 15), Campsie NSW 2194, tel.: 9718 2035, tel.: (02) 9718 2035. [3729]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of FREDA MARGARET MARSHALL, late of Malabar, in the State of New South Wales, who died on 17 July 2007, must send particulars of their claim to the executors, Shane Stephen Marshall, Debra Jane Yore and Kelvin Jay Marshall, c.o. Simpson & Co., Solicitors, 103A Anzac Parade, Kensington NSW 2033, within one (1) calendar month from publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 28 December 2007. SIMPSON & CO., Solicitors, 103A Anzac Parade, Kensington NSW 2033 (PO Box 340, Kensington NSW 1465), tel.: (02) 9662 4381. [3730]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of ROSALIE ANN CHAPLIN, late of Baulkham Hills, in the State of New South Wales, who died on 5 July 2007, must send particulars of his claim to Victoria Anne Chaplin one of the executors named in the Will (the other executor James Renshaw Chaplin having renounced all rights to Probate), c.o. Newnhams Solicitors, 122 Castlereagh Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the executrix may distribute the assets of the estate having regard only to the claims of which at the time of distribution she has notice. Probate was granted in New South Wales on 2 January 2008. NEWNHAMS SOLICITORS, 7th Floor, 122 Castlereagh Street, Sydney NSW 2000 (DX 665, Sydney), tel.: (02) 9264 7788. [3731]

**COMPANY NOTICES**

NOTICE of members voluntary liquidation.—CAPRICORN FINANCIAL PLANNERS PTY LIMITED, ACN 002 025 970 (in liquidation).—Notice is hereby given pursuant to section 491(2) of the Corporations Act 2001, that at a meeting of Capricorn Financial Planners Pty Limited held at Suite 15, 838 Old Princes Highway, Sutherland NSW 2232, on 17 December 2007, a Special Resolution was passed: "That that Company be wound up and that Mr Gordon Shrubsole be appointed Liquidator". Dated this 17th day of December 2007. Shrubsole & Rabbitt Services Pty Limited, Suite 15, 838 Old Princes Highway, Sutherland NSW 2232, tel.: (02) 9521 2122 [3732]

NOTICE of members voluntary liquidation.—SECURLEC PTY LIMITED, ACN 003 580 587.—At an extraordinary general meeting of members of the abovenamed company duly convened and held at 72 Timberland Road, Airlie Beach, on 28 December 2007, the special resolution set out below was duly passed: "That the company be wound up as a members voluntary liquidation under section 491(1) of the Corporations Act". It was also resolved that Edwin Maxwell Cowley be appointed liquidator for the purposes of the winding up. Dated 28 December 2007. KEITH JOHN STOWE, Director, c.o. Edwin Maxwell Cowley, Suite 3, 11 West Street, North Sydney NSW 2060. [3733]

