



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

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LEGISLATION

Online notification of the making of statutory instruments

Week beginning 28 June 2010

THE following instruments were officially notified on the NSW legislation website (www.legislation.nsw.gov.au) on the dates indicated:

Proclamations commencing Acts

[Building and Construction Industry Long Service Payments Amendment Act 2010 No. 15](#) (2010-318) – published LW 1 July 2010

[Electricity and Gas Supply Legislation Amendment \(Retail Price Disclosures and Comparisons\) Act 2010 No. 50](#) (2010-319) – published LW 1 July 2010

[Energy Legislation Amendment \(Infrastructure Protection\) Act 2009 No. 31](#) (2010-320) – published LW 1 July 2010

[Fair Trading Amendment \(Unfair Contract Terms\) Act 2010 No. 51](#) (2010-321) – published LW 1 July 2010

[National Parks and Wildlife Amendment Act 2010 No. 38](#) (2010-344) – published LW 2 July 2010

[NSW Self Insurance Corporation Amendment \(Home Warranty Insurance\) Act 2010 No. 30](#) (2010-322) – published LW 1 July 2010

[Relationships Register Act 2010 No. 19](#) (2010-323) – published LW 1 July 2010

[State Revenue Legislation Amendment Act 2010 No. 46](#) (2010-324) – published LW 1 July 2010

[Threatened Species Conservation Amendment \(Biodiversity Certification\) Act 2010 No. 39](#) (2010-345) – published LW 2 July 2010

[Trade Measurement \(Repeal\) Act 2009 No. 108](#) (2010-325) – published LW 1 July 2010

Regulations and other statutory instruments

[Building and Construction Industry Amendment \(Industrial Instruments\) Regulation 2010](#) (2010-326) – published LW 1 July 2010

[Civil Procedure Amendment \(Fees\) Regulation 2010](#) (2010-327) – published LW 1 July 2010

[Conveyancing \(General\) Amendment \(Fees\) Regulation 2010](#) (2010-328) – published LW 1 July 2010

[Criminal Procedure Amendment \(Fees\) Regulation 2010](#) (2010-329) – published LW 1 July 2010

[Dust Diseases Tribunal Amendment \(Fees\) Regulation 2010](#) (2010-330) – published LW 1 July 2010

- [Electricity Supply \(General\) Amendment \(Infrastructure Protection\) Regulation 2010 \(2010-331\)](#) – published LW 1 July 2010
- [Gas Supply \(Safety and Network Management\) Amendment \(Infrastructure Protection\) Regulation 2010 \(2010-332\)](#) – published LW 1 July 2010
- [Health Practitioner Regulation \(New South Wales\) Regulation 2010 \(2010-333\)](#) – published LW 1 July 2010
- [Health Services \(The Sydney Children’s Hospitals Network \(Randwick and Westmead\)\) Order 2010 \(2010-334\)](#) – published LW 1 July 2010
- [Industrial Relations \(General\) Amendment \(Fees\) Regulation 2010 \(2010-335\)](#) – published LW 1 July 2010
- [National Parks and Wildlife Amendment Regulation 2010 \(2010-346\)](#) – published LW 2 July 2010
- [Passenger Transport Amendment \(Taxi Licensing\) Regulation 2010 \(2010-347\)](#) – published LW 2 July 2010
- [Relationships Register Regulation 2010 \(2010-336\)](#) – published LW 1 July 2010
- [Strata Schemes \(Freehold Development\) Amendment \(Fees\) Regulation 2010 \(2010-337\)](#) – published LW 1 July 2010
- [Strata Schemes \(Leasehold Development\) Amendment \(Fees\) Regulation 2010 \(2010-338\)](#) – published LW 1 July 2010
- [Succession Amendment \(Will Deposit Fee\) Regulation 2010 \(2010-339\)](#) – published LW 1 July 2010
- [Surveying and Spatial Information Amendment \(Fees and Deposits\) Regulation 2010 \(2010-340\)](#) – published LW 1 July 2010
- [Threatened Species Conservation Amendment Regulation 2010 \(2010-348\)](#) – published LW 2 July 2010
- [Water Management \(General\) Amendment \(Miscellaneous\) Regulation 2010 \(2010-341\)](#) – published LW 1 July 2010
- [Water Management \(Peel Valley Water Sources\) Proclamation 2010 \(2010-342\)](#) – published LW 1 July 2010

Environmental Planning Instruments

- [Bathurst Regional \(Interim\) Local Environmental Plan 2005 \(Amendment No. 2\) \(2010-312\)](#) – published LW 30 June 2010
- [Blue Mountains Local Environmental Plan 1991 \(Amendment No. 36\) \(2010-313\)](#) – published LW 30 June 2010
- [Blue Mountains Local Environmental Plan 2005 \(Amendment No. 1\) \(2010-314\)](#) – published LW 30 June 2010
- [Hunters Hill Local Environmental Plan \(Gladesville Village Centre\) 2010 \(2010-315\)](#) – published LW 30 June 2010
- [Ryde Local Environmental Plan 2010 \(2010-316\)](#) – published LW 30 June 2010
- [Tumbarumba Local Environmental Plan 2010 \(2010-317\)](#) – published LW 30 June 2010

OFFICIAL NOTICES

Appointments

Department of Premier and Cabinet, Sydney
7 July 2010

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from Duty
of the Premier and Minister for Redfern Waterloo

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable J. HATZISTERGOS, Attorney General, Minister for Citizenship, Minister for Regulatory Reform, and Vice President of the Executive Council, to act for and on behalf of the Premier and Minister for Redfern Waterloo, commencing on and from 11 July 2010 until 14 July 2010, inclusive, with a view to his performing the duties of the offices of the Premier and Minister for Redfern Waterloo during my absence from duty.

KRISTINA KENEALLY, M.P.,
Premier

Department of Premier and Cabinet, Sydney
7 July 2010

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence from Duty
of the Premier, and Minister for Redfern Waterloo

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable C. M. TEBBUTT, Deputy Premier and Minister for Health, to act for and on behalf of the Premier and Minister for Redfern Waterloo, commencing on and from 15 July 2010, with a view to her performing the duties of the offices of the Premier and Minister for Redfern Waterloo during my absence from duty.

KRISTINA KENEALLY, M.P.,
Premier

Department of Premier and Cabinet, Sydney
7 July 2010

CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence of the
Minister for Fair Trading and Minister for the Arts

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised The Honourable L. J. BURNEY, Minister for the State Plan and Minister for Community Services to act for and on behalf of the Minister for Fair Trading and Minister for the Arts, on and from 8 July 2010, with a view to her performing the duties of The Honourable D. V. Judge. M.P., during her absence from duty.

CARMEL TEBBUTT, M.P.,
Acting Premier

EDUCATION ACT 1990

Notification of an Appointment to the Board of Studies

I, VERITY FIRTH, M.P., Minister for Education and Training in pursuance of Schedule 1, Clause 8 of the Education Act 1990, appoint Mr John MULARCZYK as a member of the Board of Studies, being a nominee provided under section 100 (3) (g), for a term commencing on and from 15 August 2010 until 14 August 2013.

VERITY FIRTH, M.P.,
Minister for Education and Training

HISTORIC HOUSES ACT 1980

Communities NSW

Appointment of Chairperson
Historic Houses Trust of New South Wales

HER Excellency the Governor, with the advice of the Executive Council, has approved, pursuant to section 6 and Schedule 1, Clause 8 of the Historic Houses Act 1980, the appointment of Mr Michael ROSE as Chairperson of the Historic Houses Trust of New South Wales from 30 June 2010 to 31 December 2012 (inclusive).

The Hon. VIRGINIA JUDGE, M.P.,
Minister for the Arts

Department of Industry and Investment

COAL MINE HEALTH AND SAFETY ACT 2002

COAL MINE HEALTH AND SAFETY REGULATION 2006

Use of Electrical Plant in a Hazardous Zone, Not of a
Gazetted Type

Exemption Order No. 317585043001

I, ROBERT REGAN, Chief Inspector under the Coal Mine Health and Safety Act 2002, pursuant to clause 201 of the Coal Mine Health and Safety Regulation 2006 (the Regulation), hereby make the Exemption Order as specified in the Schedule below.

SCHEDULE

1.0 Exemption

The operator of any underground mine is exempt from the requirements of clause 19 (1) (c) of the Regulation (which states: (1) The electrical engineering management plan for a coal operation must make provision for... (c) the use of electrical plant only of a Gazetted type in a hazardous zone) in so far as it relates to the conveyor and pump motors as used on JOY 12CM series continuous miners, type EM-35 (JOY Part No. 600128-0654), where the width of the unbroken flamepath (L) from the o-ring groove to the outer edge of the motor is less than 25.4mm, as shown on Reliance Electric drawing 802601-5 C/R 374000-914 (sheet 2).

2.0 Conditions

This exemption shall be subject to the following conditions:

- 2.1 This exemption shall only apply to motors that are in use underground as at the date of publication of this exemption in the gazette.
- 2.2 Each motor shall comply with all requirements of the mines department approval MDA Ex d 2270 with the exception of the flamepath gap of the motor terminations cover to the motor non drive end end shield. This gap shall not exceed 0.4mm.
- 2.3 The mine shall compile and maintain a listing of non-compliant motors that are in service at the mine. This listing shall include as a minimum, the plant number of the machine, the function of the motor within that machine and the date of proposed overhaul.
- 2.4 A copy of this exemption is to be maintained in the verification dossier for the machine while there is a non-compliant motor in service on that machine

2.5 Unless withdrawn earlier this exemption shall have effect for a period of two years from the date of publication in the gazette.

2.6 A copy of this exemption shall be provided to the site check inspector for the mine.

2.7 A copy of this exemption and the listing of non-compliant motors shall be displayed on the Mine Notice Board for the duration of the exemption, while ever non compliant motors are in service at the mine.

Dated this 5th day of July 2010.

ROBERT REGAN,
Chief Inspector

FISHERIES MANAGEMENT ACT 1994

Section 8 Notification – Recreational Fishing Closure

Tuross Lake

I, PAUL O'CONNOR, Principal Director, Fisheries & Compliance, with the delegated authority of the Minister for Primary Industries and the Director-General of the Department of Industry and Investment pursuant to sections 227 and 228 of the Fisheries Management Act 1994 ("the Act") and pursuant to section 8 of the Act, do by this notification prohibit the taking of the species of fish specified in Column 1 of the Schedule below by all recreational fishers, by the methods of fishing specified in Column 2 of that Schedule, from the waters described in Column 3 of that Schedule.

This prohibition is effective immediately and remains in force until 19 July 2010.

SCHEDULE

Tuross Lake

<i>Column 1 Species</i>	<i>Column 2 Methods</i>	<i>Column 3 Waters</i>
All species of mollusca (excluding cephalopods) and all barnacles.	All methods	All waters of Tuross Lake

Dated this 25th day of June 2010.

PAUL O'CONNOR,
Principal Director,
Fisheries & Compliance,
Department of Industry and Investment

Land and Property Management Authority

GOULBURN OFFICE

159 Auburn Street (PO Box 748), Goulburn NSW 2580

Phone: (02) 4824 3700 Fax: (02) 4822 4287

NOTIFICATION OF CLOSING OF A ROAD

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

Description

*Parish – Bywong; County – Murray;
Land District – Queanbeyan; L.G.A. – Palerang*

Lot 1, DP 1150365 (not being land under the Real Property Act).

File No.: GB05 H 268:JK.

Schedule

On closing, the title for the land in Lot 1, DP 1150365 remains vested in the State of New South Wales as Crown Land.

Description

*Parishes – Wamboin and Majura; County – Murray;
Land District – Queanbeyan; L.G.A. – Palerang*

Lot 1, DP 1145645 (not being land under the Real Property Act).

File No.: 08/1225-02:JK.

Schedule

On closing, the title for the land in Lot 1, DP 1145645 remains vested in the State of New South Wales as Crown Land.

Description

*Parishes – Yarralaw and Bungonia; County – Argyle;
Land District – Goulburn; L.G.A. – Goulburn Mulwaree*

Lot 1, DP 1150502 (not being land under the Real Property Act).

File No.: GB05 H 278:JK.

Schedule

On closing, the title for the land in Lot 1, DP 1150502 remains vested in the State of New South Wales as Crown Land.

GRAFTON OFFICE
76 Victoria Street (PO Box 272), Grafton NSW 2460
Phone: (02) 6640 3400 Fax: (02) 6642 5375

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. 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

Description

Land District – Casino; L.G.A. – Richmond Valley
 Road Closed: Lot 4, DP 1148150 at Casino, Parish South Casino, County Richmond.

File No.: 08/10690.

Schedule

On closing, the land within Lot 4, DP 1148150 remains vested in the State of New South Wales as Crown Land.

Description

Land District – Grafton; L.G.A. – Clarence Valley
 Road Closed: Lot 1, DP 1150635 at Copmanhurst, Parish Copmanhurst, County Clarence.

File No.: GF05 H 726.

Schedule

On closing, the land within Lot 1, DP 1150635 remains vested in the State of New South Wales as Crown Land.

HAY OFFICE
126 Lachlan Street (PO Box 182), Hay NSW 2711
Phone: (02) 6990 1800 Fax: (02) 6993 1135

AUTHORISATION OF ADDITIONAL PURPOSE

IT is hereby notified pursuant to section 121A of the Crown Lands Act 1989, that the additional purpose specified in Column 1 of the Schedule hereunder, is applied to the whole of the reserve specified opposite thereto in Column 2 of the Schedule.

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Rural Services.	Reserve No.: 64309. Public Purpose: Public recreation. Notified: 15 December 1933. Parish: Wallanthery. County: Nicholson. Shire: Carrathool. Land District: Hillston. File No.: HY80 R 152.

MAITLAND OFFICE
Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323
Phone: (02) 4937 9306 Fax: (02) 4934 8417

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

Description

*Parish – Merriwa; County – Brisbane;
Land District – Scone; L.G.A. – Upper Hunter*

Road Closed: Lots 2, 3 and 4, DP 1141805 subject to Right of Access created in Deposited Plan 1141805 (not being land under the Real Property Act).

File No.: MD05 H 352.

Schedule

On closing, the land within Lots 2, 3 and 4, DP 1141805 remains vested in the State of New South Wales as Crown Land.

Description

*Parishes – Barford and Wallarobba; County – Durham;
Land District – Dungog; L.G.A. – Dungog*

Road Closed: Lots 1-8, DP 1152315 (not being land under the Real Property Act).

File No.: 07/4469.

Schedule

On closing, the land within Lots 1-8, DP 1152315 remains vested in the State of New South Wales as Crown Land.

MOREE OFFICE**Frome Street (PO Box 388), Moree NSW 2400****Phone: (02) 6750 6400 Fax: (02) 6752 1707****NOTIFICATION OF CLOSING OF ROADS**

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder described are 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 roads is extinguished. On road closing, title to the land comprising the former public roads vest in the body specified in the Schedule hereunder.

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

Description

*Land District – Warialda; Council – Inverell Shire;
Parishes – Barden and Holdfast; County – Arrawatta*

Roads Closed: Lot 1 in DP 1154379.

File No.: ME05 H 249.

Schedule

On closing, title to the land within Lot 1 in DP 1154379 remains vested in the State of New South Wales as Crown Land.

Description

*Land District – Narrabri; Council – Narrabri;
Parish – Narrabri; County – Nandewar*

Road Closed: Lot 1 in DP 1144483.

File No.: ME07 H 162.

Schedule

On closing, title to the land within Lot 1 in DP 1144483 remains vested in the State of New South Wales as Crown Land.

Description

*Land District – Narrabri;
Council – Moree Plains and Narrabri;
Parishes – Gehan and Manamoi; County – Jamison*

Roads Closed: Lots 1, 2 and 3 in DP 1154375.

File No.: ME05 H 504.

Schedule

On closing, title to the land within Lots 1, 2 and 3 in DP 1154375 remains vested in the State of New South Wales as Crown Land.

Description

*Land District – Moree; Shire – Moree Plains;
Parish – Greenbah; County – Courallie*

Roads Closed: Lot 1 in DP 1154373.

File No.: ME03 H 254.

Schedule

On closing, title to the land within Lots 1, 2 and 3 in DP 1154373 remains vested in the State of NSW as Crown Land.

Description

*Land District – Bingara; Council – Gwydir;
Parish – Delingera; County – Murchison*

Roads Closed: Lot 1 in DP 1154377.

File No.: ME06 H 163.

Schedule

On closing, title to the land within Lot 1 in DP 1154377 remains vested in the State of New South Wales as Crown Land.

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

Description

*Parish – Nowra; County – St Vincent;
Land District – Nowra;
Local Government Area – Shoalhaven*

Road Closed: Lot 100, DP 1152460 at Nowra.

File No.: NA05 H 342.

Schedule

On closing, the land within Lot 100, DP 1152460 remains vested in Shoalhaven City Council as Operational Land.

Description

*Parish – Murrabrine; County – Dampier;
Land District – Bega;
Local Government Area – Bega Valley*

Road Closed: Lot 1, DP 1148723 at Verona.

File No.: 08/8356.

Schedule

On closing, the land within Lot 1, DP 1148723 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Mumbulla; County – Auckland;
Land District – Bega;
Local Government Area – Bega Valley*

Road Closed: Lots 2-3, DP 1139322 at Brogo.

File Nos: 10/00547 and 10/00548.

Schedule

On closing, the land within Lots 2-3, DP 1139322 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – South Wagga Wagga; County – Wynyard;
Land District – Wagga Wagga;
Local Government Area – Wagga Wagga*

Road Closed: Lot 1, DP 1152868 at East Wagga Wagga.

File No.: 09/15598.

Schedule

On closing, the land within Lot 1, DP 1152868 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Murrumbucca; County – Beresford;
Land District – Cooma;
Local Government Area – Cooma-Monaro*

Road Closed: Lot 1, DP 1152796 at Murrumbucca.

File No.: GB05 H 460.

Schedule

On closing, the land within Lot 1, DP 1152796 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Terragong; County – Camden;
Land District – Kiama;
Local Government Area – Shellharbour*

Road Closed: Lot 11, DP 1138141 at Oak Flats.

File No.: NA04 H 137.

Schedule

On closing, the land within Lot 11, DP 1138141 remains vested in Shellharbour City Council as "Operational land".

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

ASSIGNMENT OF NAME TO A RESERVE TRUST

PURSUANT to Clause 4(3) of Schedule 8 of the Crown Lands Act 1989, the name specified in Column 1 of the Schedule hereunder, is assigned to the reserve trust constituted as trustee of the reserve specified opposite thereto in Column 2 of the Schedule

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

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Gordon Falls (R52069) Reserve Trust.	Reserve No. 52069. Public Purpose: Public recreation. Notified: 9 March 1917. File No.: MN01 R 37.

NOTIFICATION OF CLOSING OF ROAD

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

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

Description

Land District – Picton; L.G.A. – Campbelltown City
 Lot 10, DP 1153487 at Campbelltown, Parish St Peter, County Cumberland.
 File No.: 08/7985.

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

Description

Land District - Metropolitan; L.G.A. – North Sydney
 Lot 10, DP 1151027 at Milsons Point, Parish Willoughby, County Cumberland.
 File No.: 09/03191.

Note: On closing, title for the land in Lot 10 remains vested in North Sydney Council as operational land

Description

Land District - Metropolitan; L.G.A. – Pittwater
 Lot 1, DP 1151265 at Warriewood, Parish Narrabeen, County Cumberland.
 File No.: MN99 H 29.

Notes: (1) On closing, title for the land in Lot 1 remains vested in Pittwater Council as operational land.

(2) The road is closed subject to the easement to drain water 10m wide; the public positive covenant and the easement for electricity and other purposes 2m wide and variable as shown in DP 1151265.

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

Description

Land District – Gunnedah; L.G.A. – Gunnedah

Road Closed: Lot 1, DP 1152388 at Carroll, Parish Carroll, County Buckland.

File No.: 08/1531.

Schedule

On closing, the land within Lot 1, DP 1152388 remains vested in the State of New South Wales as Crown Land.

Description

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

Road Closed: Lot 1, DP 1148644 at Bundella, Parish Moredevil, County Pottinger.

File No.: 07/0680.

Schedule

On closing, the land within Lot 1, DP 1148644 remains vested in the State of New South Wales as Crown Land.

Description

Land District – Gunnedah; L.G.A. – Warraumbungle

Road Closed: Lots 1 and 2, DP 1150842 at Bomera, Parishes Saltwater and Bomera, County Pottinger.

File No.: 07/1575.

Schedule

On closing, the land within Lots 1 and 2, DP 1150842 remains vested in the State of New South Wales as Crown Land.

ERRATUM

THE notice appearing in the *New South Wales Government Gazette* No. 79 on 18 June 2010, Folio 2439, under the heading "Notification of Closing of a Road" and in the "Note" section under the subheading "Description" the following words should be substituted.

Note: On closing, title to the land comprised in Lots 1-2 will be vested in Tamworth Regional Council as Operational Land.

File No.: 08/9158.

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

NOTIFICATION OF CLOSING OF A ROAD

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

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

Description

Locality – Ghoolendaadi; Land District – Gunnedah; L.G.A. – Gunnedah Shire Council

Roads Closed: Lot 1 in Deposited Plan 1149570, Parish of Denison, County of Pottinger.

File No.: TH05 H 35.

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

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

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. 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

Description

Land District – Taree; L.G.A. – Greater Taree

Road Closed: Lot 5, DP 1151303 at Marlee, Parish Marlee,
County Macquarie.

File No.: 09/03747.

Schedule

On closing, the land within Lot 5, DP 1151303 remains
vested in the State of New South Wales as Crown Land.

Description

Land District – Taree; L.G.A. – Greater Taree

Road Closed: Lot 1, DP 1148631 at Bobin, Parish Bulga,
County Macquarie.

File No.: 07/2710.

Schedule

On closing, the land within Lot 1, DP 1148631 remains
vested in the State of New South Wales as Crown Land.

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

GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of Section 28A of the Western Lands Act 1901, the Western Lands Leases of the lands specified in the following Schedule have been granted to the undermentioned persons.

The leases are subject to the provisions of the Western Lands Act 1901 and the Regulations thereunder.

The land is to be used only for the purpose of Residence.

Initial rent will be \$100.00 per annum and re-assessed thereafter annually on 1st April of each year.

The Conditions and Reservations annexed to such leases are those Conditions published in the Government Gazette of 20 March, 2009, Folios 1416 – 1418.

All amounts due and payable to the Crown must be paid to the Land & Property Management Authority by the due date.

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

Administrative District – Walgett North;
Shire – Walgett;
Parish – Wallangulla/Mebea;
County – Finch

WLL No.	Name of Lessee	File No.	Folio identifier	Area m2	Term of Lease	
					From	To
WLL 16324	Victor ASCIAK	09/04951	35/1120765	1978	1-Jul-2010	30-Jun-2030
WLL 16273	William DUDLEY	08/11489	55/1120765	2528	1-Jul-2010	30-Jun-2030
WLL 16256	Ross Arthur SMEE	08/11065	17/1066289	2938	1-Jul-2010	30-Jun-2030
WLL 15111	Brett Arthur HAWKINS	10/05667	37/1063047	1507	1-Jul-2010	30-Jun-2030
WLL 14413	William Ross CLARE	WLL 14413	10/1057617	1668	7-Jul-2010	6-Jul-2030

ESTABLISHMENT OF RESERVE TRUST

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

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

SCHEDULE

<p><i>Column 1</i></p> <p>Pooncarie Cemetery Reserve Trust</p>	<p><i>Column 2</i></p> <p>Reserve No. 35698 Public Purpose: Cemetery Notified: 25 April 1903 File Reference: WL88R15</p>
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APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST

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

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

SCHEDULE

<p><i>Column 1</i></p> <p>Wentworth Shire Council</p>	<p><i>Column 2</i></p> <p>Pooncarie Cemetery Reserve Trust</p>	<p><i>Column 3</i></p> <p>Reserve No. 35698 Public Purpose: Cemetery Notified: 25 April 1903 File Reference: WL88R15</p>
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For a term commencing the date of this notice

Department of Planning

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

State Environmental Planning Policy (Major Development) 2005

NOTICE

I, the Minister for Planning, pursuant to clause 8 (1A) of State Environmental Planning Policy (Major Development) 2005 (Major Development SEPP), hereby give notice that I have received a proposal that Schedule 3 of the Major Development SEPP be amended to add the site described in Schedule 1 of this Notice.

The Hon. TONY KELLY, M.L.C.,
Minister for Planning

Sydney, 7 June 2010.

SCHEDULE 1

The site known as Gosford Waterfront Site, Gosford as generally shown edged heavy black on the map marked Gosford Waterfront Site, Gosford – Cadastre, within the Gosford Local Government Area.

Gosford Waterfront Site, Gosford – Cadastre



HERITAGE ACT 1977

Direction Pursuant to Section 34 (1) (a) to List an Item on the State Heritage Register

Warangesda Aboriginal Mission and Station

SHR No. 1810

IN pursuance of section 34 (1) (a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B".

Sydney, 31st day of January 2009.

The Hon TONY KELLY, M.L.C.,
Minister for Planning

SCHEDULE "A"

The item known as Warangesda Aboriginal Mission and Station, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Part of Lot 275 (Including Reserve for Graves), DP 750908 in Parish of Waddi, County of Boyd, shown on the plan catalogued HC 2303 in the office of the Heritage Council of New South Wales.

Roads and Traffic Authority

ROAD TRANSPORT (GENERAL) ACT 2005

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

NARROMINE SHIRE COUNCIL, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which Road Train Vehicles may be used.

Dated: 22 June 2010.

GREG LAMONT,
General Manager,
Narromine Shire Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as the Narromine Shire Council Road Train Route Repeal Notice No. 1/2010.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Amendment

The General Notice for the Operation of Road Trains 2005 is amended by omitting the following from that Notice:

<i>Type</i>	<i>Road</i>	<i>Starting Point</i>	<i>Finishing Point</i>
RT.	McGrane Way (MR354).	Derribong Street, Narromine (MR89).	Pioneer Hi Bred at 323 Tullamore Road.
RT.	McGrane Way (MR354).	Pioneer Hi Bred at 323 Tullamore Road.	130 metres north of the Bogan River.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

Dated: 22 June 2010.

GREG LAMONT,
General Manager,
Narromine Shire Council
(by delegation from the Minister for Roads)

SCHEDULE

1. Citation

This Notice may be cited as Narromine Shire Council Road Train Vehicle Route Notice No. 2/2010.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those Road Train 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>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
RT.	354.	McGrane Way, Narromine Shire.	Derribong Street, Narromine (MR89).	Parkes Shire Boundary.

ROAD TRANSPORT (GENERAL) ACT 2005

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

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

Dated: 6 July 2010.

B. R. MORTOMORE,
General Manager,
Cessnock City Council
(by delegation from the Minister for Roads)

SCHEDULE
1. Citation

This Notice may be cited as Cessnock Council 25 Metre B-Double Route Notice No. 1/2010.

2. Commencement

This Notice takes effect on the date of gazettal.

3. Effect

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

4. Application

This Notice applies to those 25 metre B-Double 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>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Start Point</i>	<i>Finish Point</i>
25.	453.	Elderslie Road, East Branxton.	New England Highway (HW9).	Cessnock/Singleton LGA Boundary.

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Dural and Middle Dural in the Hornsby Shire Council area

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

K J Durie
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Hornsby Shire Council area, Parishes of Nelson and North Colah and County of Cumberland, shown as:

<u>Description</u>	<u>Title Particulars</u>
Lot 1 Deposited Plan 226406	Deed of Conveyance Book 3280 No. 752
Lot 7 Deposited Plan 239012	Deed of Conveyance Book 3003 No. 822
Lot 8 Deposited Plan 239012	Deed of Conveyance Book 3023 No. 886
Lot 9 Deposited Plan 239012	Deed of Conveyance Book 3063 No. 104

Please Note: The Title Particulars referred to above are available at Land and Property Management Authority of New South Wales

(RTA Papers: 10M1501 Vol 3; RO 201.12079)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Castle Hill and Glenhaven in the Hornsby Shire Council area

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

K J Durie
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Hornsby Shire Council area, Parishes of Castle Hill and South Colah and County of Cumberland, shown as:

<u>Description</u>	<u>Title Particulars</u>
The area of 2 ¼ perches shown on RTA Plan 0160 201 SS 0117, being the whole of the land conveyed to the Commissioner for Main Roads by Deed of Conveyance Book 2175 No. 341	Deed of Conveyance Book 2175 No. 341
Lot 15 Deposited Plan 216620	Certificate of Title Volume 5832 Folio 174
Lot 1 Deposited Plan 241310	Certificate of Title Volume 5832 Folio 174
Lot 17 Deposited Plan 216620	Certificate of Title Volume 9712 Folio 151
Lot 18 Deposited Plan 216620	Certificate of Title Volume 9712 Folio 151
Lot 3 Deposited Plan 241310	Certificate of Title Volume 9712 Folio 151
Lot 4 Deposited Plan 241310	Certificate of Title Volume 9712 Folio 151
Lot 19 Deposited Plan 216620	Certificate of Title Volume 4714 Folio 1
Lot 20 Deposited Plan 216620	Certificate of Title Volume 4714 Folio 1
Lot 21 Deposited Plan 216620	Certificate of Title Volume 4714 Folio 1
Lot 5 Deposited Plan 241310	Certificate of Title Volume 4714 Folio 1
Lot 28 Deposited Plan 216329	Certificate of Title Volume 8309 Folio 218

Please Note: The Title Particulars referred to above are available at Land and Property Management Authority of New South Wales and the RTA Plan referred to above is available from the RTA of New South Wales

(RTA Papers: 10M1501 Vol 3; RO 201.12079)

ROADS ACT 1993

Notice of Dedication of Land as Public Road at Cherrybrook in the Hornsby Shire Council area

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

K J Durie
Manager, Compulsory Acquisition & Road Dedication
Roads and Traffic Authority of New South Wales

SCHEDULE

ALL those pieces or parcels of land situated in the Hornsby Shire Council area, Parish of South Colah and County of Cumberland, shown as:

Description	Title Particulars
Lot 1 Deposited Plan 109690	Old System Conveyance Book 2365 No. 880
Lot 3 Deposited Plan 109690	Certificates of Title: Volume 6303 Folio 185 Volume 6303 Folio 186
Lot 4 Deposited Plan 109690	Certificate of Title Volume 3707 Folio 45
Lot 5 Deposited Plan 109690	Certificate of Title Volume 3623 Folio 209
Lot 6 Deposited Plan 109690	Certificate of Title Volume 3707 Folio 44
Lot 7 Deposited Plan 109690	Certificate of Title Volume 3707 Folio 44
Lot 8 Deposited Plan 109690	Certificate of Title Volume 3707 Folio 44
Lot 9 Deposited Plan 109690	Certificate of Title Volume 4948 Folio 72
Lot 12 Deposited Plan 109690	Certificate of Title Volume 4948 Folio 72
Lot 11 Deposited Plan 109690	Certificate of Title Volume 4616 Folio 191
Lot 13 Deposited Plan 109690	Certificate of Title Volume 4954 Folio 207
The area of ¼ perch shown on Deposited Plan 109690, being part of Lot A Deposited Plan 337530, which was part of the land resumed and vested in the Commissioner for Main Roads by notification in Government Gazette No 140 dated 3 September 1954, pages 2693 and 2694, being also part of the land referred to in Notice of Resumption Dealing G248279	Certificate of Title Volume 4962 Folio 161
Lot 15 Deposited Plan 109690	Certificates of Title: Volume 5670 Folio 212 Volume 5670 Folio 213
Lot 16 Deposited Plan 109690	Certificate of Title Volume 3081 Folio 236
Lot 17 Deposited Plan 109690	Certificate of Title Volume 1731 Folio 169
Lot 21 Deposited Plan 109690	Government Gazette No 140 dated 3 September 1954, pages 2693 and 2694
Lot 23 Deposited Plan 109690	
Lot 24 Deposited Plan 109690	
Lot 25 Deposited Plan 109690	Certificate of Title Volume 1081 Folio 109
Lot 20 Deposited Plan 109690	Certificate of Title Volume 6204 Folio 214

Please Note: The Notice of Resumption Dealing and Title Particulars referred to above are available at Land and Property Management Authority of New South Wales.

(RTA Papers: 10M1501 Vol 3; RO 201.12079)

Other Notices

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 76

TAKE notice that the incorporation of the following associations is cancelled by this notice pursuant to section 76 of the Associations Incorporation Act 2009.

Cancellation is effective as at the date of gazettal.

International Life Sciences Institute – Australasia
Incorporated – Y0475033

Rural Inventors Association of Australia Incorporated
– Inc9879965

The Havies Help Incorporated – Inc9882855

Working German Shepherd Dog Club of Australia Inc
– Inc9882748

Dated: 1 July 2010.

ANTHONY DONOVAN,
A/Manager, Financial Analysis,
Registry of Co-operatives and Associations,
Office of Fair Trading,
Department of Services, Technology
and Administration

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association pursuant to
Section 84

The incorporation of ILLAWARRA KIWI CLUB INCORPORATED (Y1864504), cancelled on 1 April 2010, is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated: 5th day of July 2010.

ANTHONY DONOVAN,
A/Manager, Financial Analysis,
Registry of Co-operatives and Associations,
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Reinstatement of Cancelled Association pursuant to
Section 84

THE incorporation of THE ANGEL CLOSE HOME OWNERS ASSOCIATION INC (Y0269231), cancelled on 11 April 2008, is reinstated pursuant to section 84 of the Associations Incorporation Act 2009.

Dated: 6th day of July 2010.

ANTHONY DONOVAN,
A/Manager Financial Analysis,
Registry of Co-operatives and Associations,
NSW Fair Trading

CO-OPERATIVES ACT 1992

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

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

Bhiamie Dreaming Co-operative Limited

Dated this seventh day of July 2010.

A. DONOVAN,
Delegate of the Registrar of Co-operatives

CRIMES (CRIMINAL ORGANISATIONS CONTROL) ACT 2009

Notice under Section 7 of the Crimes (Criminal Organisations Control) Act 2009

Take notice that:

1. An application has been made on 6 July 2010 by the Acting Commissioner of the NSW Police Force for a declaration under Part 2 of the Act in respect of an organisation being the Hells Angels Motorcycle Club in the State of NSW, also known as the Hells Angels.
2. If a declaration is made under the Act by an eligible Judge in respect of the organisation and the Supreme Court makes an interim control order under section 14 of the Act in relation to such organisation, the consequences are prescribed by Division 3 (sections 26-27) of Part 3 of the Act.

Section 26 (1) provides that, subject to certain exceptions, a controlled member of a declared organisation who associates with another controlled member of the declared organisation is guilty of an offence. Maximum penalty:

- (a) for a first offence—imprisonment for 2 years, and
- (b) for a second or subsequent offence—imprisonment for 5 years.

Section 26 (1A) provides that a controlled member of a declared organisation who, at any time within a period of 3 months, associates with another controlled member of the declared organisation on 3 or more occasions is guilty of an offence. Maximum penalty: Imprisonment for 3 years.

Section 26 (7A) provides that a police officer who has reasonable cause to suspect that a person is a controlled member of a declared organisation who is associating with another controlled member of the declared organisation may request the person to disclose his or her identity.

Note. It is an offence for a person to fail or refuse without reasonable excuse to comply with a request to disclose his or her identity or to give false or misleading information about his or her identity – see section 35A.

Section 26A provides that a controlled member of a declared organisation who recruits another person to become a member of the organisation is guilty of an offence. Maximum penalty: Imprisonment for 5 years.

Section 27 provides that any authorisation (defined to include the licensing, registration, approval, certification

or any other form of authorisation of a person required by or under legislation for the carrying on of an occupation or activity) to carry on a prescribed activity (defined in section 27 (6)) that is held by a controlled member of a declared organisation, is automatically suspended on the taking effect of an interim control order in relation to the person, that is, on the day on which notice of the order is served personally on the person.

3. Members of the organisation or other persons who may be directly affected (whether or not adversely) by the outcome of the Application, are invited to make submissions to the eligible Judge at a hearing to be first held on 23 July 2010 at the Law Courts Building, Queens Square Sydney and such later date as the eligible Judge may determine.

Detective Superintendent MALCOLM LANYON,
Delegate of the Commissioner of Police

- (2) The amount of the annual contribution to be paid by a distribution network service provider is as set out in column 2 of Schedule 1.
6. Time for payment

The annual contribution is to be paid by quarterly instalments (each being equal to one-fourth of the annual contribution payable) on or before the first day of August 2010, November 2010, February 2011 and May 2011.

Schedule 1	
<i>Column 1</i>	<i>Column 2</i>
<i>Distribution network service provider</i>	<i>Annual contribution</i>
EnergyAustralia	\$70,996,779
Integral Energy	\$44,678,536
Country Energy	\$34,774,301

ENERGY AND UTILITIES ADMINISTRATION (ENERGY CONTRIBUTIONS) ORDER 2010

I, The Hon FRANK SARTOR, M.P., Minister for Climate Change and the Environment, with the concurrence of The Hon Paul Lynch, M.P., Minister for Energy, and The Hon Eric Roozendaal, M.L.C., Treasurer, make the following Order under section 34J of the Energy and Utilities Administration Act 1987.

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

Dated at Sydney, this 30th day of June 2010.

FRANK SARTOR, M.P.,
Minister for Climate Change and the Environment

Explanatory note

Section 34J of the Energy and Utilities Administration Act 1987 provides that the Minister may, by order published in the Gazette, require any one or more distribution network service providers to make an annual contribution for a specified financial year to the Climate Change Fund. The purpose of this Order is to require defined distribution network service providers to make an annual contribution to the Climate Change Fund for the financial year commencing 1 July 2010.

1. Name of Order

This Order is the Energy and Utilities Administration (Energy Contributions) Order 2010.

2. Commencement

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

3. Interpretation

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

4. Definitions

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

5. Annual contribution

- (1) A distribution network service provider is required to make an annual contribution to the Climate Change Fund for the financial year commencing 1 July 2010.

NATIONAL PARKS AND WILDLIFE ACT 1974

Notice of Reservation of an Aboriginal Area

I, Professor Marie Bashir, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the land described in the Schedule below, and assign to that land the name Ti-Tree Lake Aboriginal Area under the provisions of section 30A (1) and section 30A (2) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 2nd day of June 2010.

MARIE BASHIR,
Governor

By Her Excellency's Command,

FRANK SARTOR,
Minister for Climate Change and the Environment

GOD SAVE THE QUEEN!

SCHEDULE

*Land District – Lismore;
LGA – Byron*

County Rous, Parish Byron, 10.44 hectares, being Lot 4, DP 830202; excluding the area east of Lot 50, DP 838451. Papers: FIL09/3883

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. LAGUNA STREET PUBLIC SCHOOL

VERITY FIRTH, M.P.,
Minister for Education and Training

**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. PEAKHURST SOUTH PUBLIC SCHOOL

VERITY FIRTH, M.P.,
Minister for Education and Training

WATSON, MPO 13094 of 8A/44 Carrington Street, Lismore NSW 2480, prohibiting him until further notice, as a medical practitioner from supplying or having possession of drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 77 of the Regulation.

This order is to take effect on and from 9 July 2010.

Dated: Sydney 6 July 2010.

Professor DEBORA PICONE, A.M.,
Director-General
Department of Health, New South Wales

POISONS & THERAPEUTIC GOODS ACT 1966

Order Under Clause 175(1),

Poisons and Therapeutic Goods Regulation 2008

Withdrawal of Drug Authority

IN accordance with the provisions of clause 175(1) of the Poisons and Therapeutic Goods Regulation 2008 an Order has been made on Dr George Edmund Kershaw Watson, MPO 130941 of 8A/44 Carrington Street, Lismore 2480, prohibiting him until further notice, as a medical practitioner from supplying or having possession of drugs of addiction as authorised by clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by clause 77 of the Regulation.

This order is to take effect on and from 9 July 2010.

Dated: Sydney 6 July 2010.

Professor DEBORA PICONE, A.M.,
Director-General
Department of Health, New South Wales

SPECIAL SUPPLEMENT

Erratum

THE Special Supplement No. 89 published on the 1 July 2010 folios 3137 to 3146 contained an incorrect date in the headers.

The date in the header shows

“30 July 2010”

this should read

“1 July 2010”

Notices affected include:

Water Management Act 2000 – Lachlan Regulated River Water Source

Water Act 1912 –

Belubula River
Brogo River

Road Transport (General) Act 2005

Workers Compensation (Public Hospital Rates) Order 2010

This erratum now amends that error with the gazettal date remaining 1 July 2010.

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 175 (1)

Poisons and Therapeutic Goods Regulation 2009

Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171 (1) of the Poisons and Therapeutic Goods Regulation 2008 an Order has been made on ANDREW ROBERT METCALFE, RN1336376 of 37/217 Chalmers Street, Redfern NSW 2016 prohibiting him, 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 5 July 2010.

Dated: Sydney 2 July 2010.

Professor DEBORA PICONE, A.M.,
Director-General
Department of Health, New South Wales

SUBORDINATE LEGISLATION ACT 1989

Communities NSW

NOTICE is given, in accordance with section 5 (2) of the above Act, of the intention to make the following principal statutory rules:

Parramatta Stadium Trust Act 1988

The Parramatta Stadium Trust By-law 2010 will replace the Parramatta Stadium Trust By-law 2005, which is due to sunset on 31 August 2010. The By-law regulates the entry of persons onto Trust Land and conditions for remaining thereon.

Mount Panorama Motor Racing Act 1989

The Mount Panorama Motor Racing Regulation 2010 will replace the Mount Panorama Motor Racing Regulation 2005, which is due to sunset on 31 August 2010. The Regulation makes provision with respect to the Mount Panorama Advisory Committee, regulates conduct within and admission to the Mount Panorama Circuit in connection with race meetings.

Motor Vehicle Sports (Public Safety) Act 1985

The Motor Vehicle Sports (Public Safety) Regulation 2010 will replace the Motor Vehicle (Public Safety)

POISONS AND THERAPEUTIC GOODS ACT 1966

Order Under Clause 175 (1)

Poisons and Therapeutic Goods Regulation 2008

Withdrawal of Drug Authority

IN accordance with the provisions of clause 175 (1) of the Poisons and Therapeutic Goods Regulation 2008 an Order has been made on Dr GEORGE EDMUND KERSHAW

Regulation 2005, which is due to sunset on 31 August 2010. The Regulation deals with matters relating to the issuing of licenses and motor vehicle racing grounds, the composition and functions of the advisory committee and the contravention of licences.

Copies of the Regulatory Impact Statements and/or drafts of the proposed By-law/Regulations may be inspected or obtained by contacting Mr P. Brady, Communities NSW, Sport and Recreation, 6 Figtree Drive, Sydney Olympic Park NSW 2127, telephone (02) 9006 3700.

Comments or submissions on the proposed statutory rules are invited and should be received at the above address no later than 3 August 2010.

CAROL MILLS,
Director-General

SUBORDINATE LEGISLATION ACT 1989

Proposed Draft Valuers Regulation 2010

Invitation to Comment

THE Subordinate Legislation Act 1989, generally provides for the automatic repeal of statutory rules (regulations) after they have been in force for five years. The Valuers Regulation 2005 is due for repeal on 1 September 2010. In order to ensure that the requirements of the Act can continue to apply it is proposed that the Regulation be remade without amendment. A proposed draft Valuers Regulation 2010 is being released for public comment along with a Regulatory Impact Statement which discusses the costs and benefits of the proposed draft Regulation.

The primary objective of the proposed draft Regulation is to ensure that the Valuers Act 2003, continues to place certain obligations on valuers, provide for the granting of valuers' registrations and the keeping of the register.

Copies of the Regulatory Impact Statement and proposed draft Regulation can be obtained from the Fair Trading website on www.fairtrading.nsw.gov.au or by telephoning NSW Fair Trading on (02) 9895 0791.

Comments and submissions can be emailed (preferred), mailed or faxed by 30 July 2010 to:

Email: policy@services.nsw.gov.au

Valuers Regulation 2010
Fair Trading Policy Division
NSW Fair Trading
PO Box 972
Parramatta NSW 2124
Fax: (02) 9338 8990

SUBORDINATE LEGISLATION ACT 1989

Workers Compensation Regulation 2010

Invitation to comment

NOTICE is given, in accordance with section 5 of the Subordinate Legislation Act 1989, of the release of the draft Workers Compensation Regulation 2010 and Regulatory Impact Statement for public comment.

The Workers Compensation Regulation 2003 is due to be automatically repealed, as required by section 10 (2) of the Subordinate Legislation Act 1989, on 1 September 2010.

It is proposed to remake the current Regulation with minor changes. The remade Regulation, the Workers Compensation Regulation 2010, will commence operation from 1 September 2010.

The objective of the proposed Regulation is to continue to give effect to the Workers Compensation Act 1987 and the Workplace Injury Management and Workers Compensation Act 1998. The proposed Regulation will be a necessary component of the workers compensation regulatory framework in NSW.

A draft of the proposed Workers Compensation Regulation 2010 and a Regulatory Impact Statement have been prepared. All interested parties are encouraged to consider the documents and provide their comments for WorkCover's consideration.

Copies of the draft Regulation and Regulatory Impact Statement can be accessed on WorkCover's website (www.workcover.nsw.gov.au/lawpolicy/regulations/wcreg2010) or by contacting WorkCover on (02)4321 5227.

Written comments and submissions can be made to:

Workers Compensation Regulation,
Business Analysis and Strategy,
Workers Compensation Division,
WorkCover NSW,
Locked Bag 2906,
Lisarow NSW 2252

or by email to: regulation.workerscomp@workcover.nsw.gov.au

The closing date for comments and submissions is 5pm on Friday, 6 August 2010.

SUBORDINATE LEGISLATION ACT 1989

Proposed Strata Schemes Management Regulation 2010

Invitation to comment

THE Subordinate Legislation Act 1989 generally provides for the automatic repeal of statutory rules (regulations) after they have been in force for five years. The Strata Schemes Management Regulation 2005 is due for repeal on 1 September 2010. To ensure the requirements of the Strata Schemes Management Act 1996 can continue to apply, it is proposed to make a replacement Regulation with a number of amendments to reduce red tape for strata owners. A draft Strata Schemes Management Regulation 2010 is available for public comment along with a Regulatory Impact Statement discussing the costs and benefits of the proposed Regulation.

The Regulatory Impact Statement and draft Regulation can be obtained from NSW Fair Trading by telephone on (02) 9895 0791 or by downloading from the Fair Trading website at www.fairtrading.nsw.gov.au.

Comments and submissions can be emailed (preferred), mailed or faxed by 4 August 2010 to:

Email: policy@services.nsw.gov.au
Strata Schemes Management
Regulation 2010
Fair Trading Policy
PO Box 972
Parramatta NSW 2124
Fax: (02) 9338 8990

**THREATENED SPECIES CONSERVATION
ACT 1995**

Notice of Preliminary Determinations

THE Scientific Committee has made Preliminary Determinations proposing that the following be listed in the relevant Schedules of the Threatened Species Conservation Act 1995.

Endangered Ecological Community (Part 3 of Schedule 1)
Tablelands Frost Hollow Grassy Woodlands in the South Eastern Highlands, Sydney Basin, South East Corner and NSW South western Slopes Bioregions

Critically Endangered Species (Part 1 of Schedule 1A)
Lepidorrhachis mooreana (F. Muell.) O.F.Cook, a palm

Any person may make a written submission regarding these Preliminary Determinations. Send submissions to Suzanne Chate, NSW Scientific Committee, PO Box 1967, Hurstville BC 1481. Submissions close 3rd September 2010.

Notice of Final Determination

The Scientific Committee, established by the Threatened Species Conservation Act has made a Final Determination to REJECT a proposal to list the White-browed Woodswallow *Artamus superciliosus* (Gould, 1837) as a VULNERABLE SPECIES in Part 1 of Schedule 2 of the Act.

Copies of these Determinations, which contain the reasons for the determinations, may be obtained free of charge on the Internet www.environment.nsw.gov.au, by contacting the Scientific Committee Unit, PO Box 1967, Hurstville BC 1481. Tel: (02) 9585 6940 or Fax (02) 9585 6989 or in person at the Department of Environment, Climate Change and Water Information Centre, Level 14, 59-61 Goulburn Street, Sydney. Copies of the determinations may also be obtained from National Parks and Wildlife Service Area Offices and Visitor Centres, subject to availability.

Dr RICHARD MAJOR,
Chairperson



Independent Pricing and Regulatory Tribunal

Review of bulk water charges for State Water Corporation

From 1 July 2010 to 30 June 2014

Water — Determination
June 2010

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2 Interpretation	20

Preliminary

- (g) In investigating and reporting on the pricing of the Corporation's Monopoly Services, IPART has had regard to a broad range of matters, including the criteria set out in section 15(1) of the IPART Act.
- (h) In accordance with section 13A(1) of the IPART Act, IPART has fixed the maximum price for the Corporation's Monopoly Services and/or established a methodology for fixing the maximum price.
- (i) Under section 18(2) of the IPART Act, the Corporation may not fix a price for Monopoly Services below that determined by IPART without the approval of the Treasurer.

2 Application of this determination

- (a) This determination sets out the maximum prices (and/or sets a methodology for fixing those maximum prices) that may be charged for the Corporation's Monopoly Services specified in this determination.
- (b) This determination does not apply to the following services provided by the Corporation:
 - (1) management services provided by the Corporation to the Lowbidgee Flood Control and Irrigation District Trust established to manage floodplain, wetlands and irrigation works in the Lowbidgee Flood Control and Irrigation District; and
 - (2) the rights granted by the Corporation to hydropower operators to install their facilities on the Corporation's dams and use water in the Corporation's storages for power generation, or the maintenance and emergency response services provided by the Corporation to these operators.
- (c) This determination commences on the later of 1 July 2010 and the date that it is published in the NSW Government Gazette (**Commencement Date**).
- (d) The maximum prices in this determination apply from the Commencement Date to 30 June 2014. The maximum prices in this determination prevailing at 30 June 2014 continue to apply beyond 30 June 2014 until this determination is replaced.

3 Replacement of Determination No. 4 of 2006

- (a) This determination replaces Determination No. 4 of 2006 from the Commencement Date.
- (b) The replacement does not affect anything done or omitted to be done, or rights or obligations accrued, under that determination prior to its replacement.

4 Monitoring

IPART may monitor the performance of the Corporation for the purposes of:

- (a) establishing and reporting on the level of compliance by the Corporation with this determination; and
- (b) preparing a periodic review of pricing policies in respect of the Monopoly Services supplied by the Corporation.

5 Schedules

- (a) Schedule 1 and the tables in that schedule set out the maximum prices that the Corporation may charge for the Monopoly Services relating to Regulated Rivers.
- (b) Schedule 2 and the tables in that schedule set out the maximum prices that the Corporation may charge for the Monopoly Services relating to the Fish River Water Supply Scheme.
- (c) Schedule 3 sets out a worked example of the conversion factors used to determine entitlement charges where WA Licences in a river valley are converted to WMA Licences.
- (d) Schedule 4 sets out the definitions and interpretation provisions.

Schedule 1 Regulated Rivers

1 Application

This schedule sets the maximum prices that may be charged for the Corporation's Monopoly Services under a Water Licence that authorises the extraction of water from a Regulated River.

2 Maximum charges

2.1 Subject to clauses 4, 5, 6 and 7 of this schedule, the maximum charges that may be levied for the Corporation's Monopoly Services under a Water Licence referred to in clause 1 of this schedule is the sum of the following:

(a) an entitlement charge calculated as follows:

(1) **in the case of a WMA Licence holder whose licence is converted from a WA Licence after the Commencement Date:**

$$EC \times E \times CF$$

where:

- (A) **EC** is an entitlement charge expressed in dollars per megalitre of Entitlement or in dollars per unit share in Table 1 for the relevant river valley and relevant year;
- (B) **E** is a licence holder's Entitlement or unit share for that year; and
- (C) **CF** is the conversion factor determined in accordance with clause 3 of this schedule; or

(2) **in any other case:**

$$EC \times E$$

where:

- (A) **EC** is an entitlement charge expressed in dollars per megalitre of Entitlement or in dollars per unit share in Table 1 for the relevant river valley and relevant year; and
- (B) **E** is a licence holder's Entitlement or unit share for that year; and

(b) subject to clause 2.2 of this schedule, a usage charge (being a charge expressed in dollars per megalitre of water used) in Table 2 for:

- (1) **in the case of Tagged Water Entitlement:** the relevant river valley as set out in the Licence Register and the relevant year, multiplied by a licence holder's usage for that year; and
- (2) **in any other case:** the relevant river valley from which the water is used and the relevant year, multiplied by a licence holder's usage for that year; and
- (c) any additional charges or levies applicable as set out in this schedule.
- 2.2 Despite clause 2.1 of this schedule, only a usage charge may be levied by the Corporation for:
- (a) a High Flow Licence; or
- (b) a Supplementary Water Access Licence.
- 2.3 The Corporation must not recover more than one usage charge in respect of any water used.

3 Conversion factor

- 3.1 If WA Licences in a river valley are converted to WMA Licences after the Commencement Date and those WMA Licences are expressed as a specified number of unit shares then the following conversion factor is to be applied to the entitlement charges for that river valley in Table 1:

$$CF = \frac{A}{S}$$

where:

- (a) **CF** is the conversion factor for a river valley;
- (b) **A** is the Valley Entitlement Volume of water (expressed in megalitres) at the conversion of the WA Licences to WMA Licences; and
- (c) **S** is the number of unit shares allocated to licence holders in a river valley immediately after those WMA Licences are issued.
- 3.2 A worked example of the application of this clause is set out in Schedule 3.

Note: One of the consequences of the introduction of the Water Management Act is that for some licence holders their entitlement is no longer defined in the licence as a volumetric allowance (in megalitres) but a 'unit share' of the available water for that valley (as defined by the relevant Water Sharing Plan for the valley in question).

For the purposes of setting prices, IPART has assumed that one 'unit share' is equivalent to one megalitre of entitlement. If a "unit share" represents less than 1ML of water, then the conversion factor ensures that the price per ML of water is that determined by IPART. This provides customers with some protection in situations where entitlement volumes have been reduced.

4 Rebate on total bill for entitlement and usage charges

A licence holder in Table 3 will receive the rebate (listed for that licence holder in Table 3) on that licence holder's total bill for entitlement and/or usage charges.

5 Yanco Columbo System

5.1 In addition to the charges set out in clause 2, a licence holder who is an Irrigator in respect of the Yanco Columbo System may be charged a levy of \$0.90 per megalitre of Entitlement or per unit share.

5.2 Clauses 3 and 4 of this schedule do not apply to these charges.

6 Metering service charge

6.1 The holder of a Water Supply Work Approval for a Water Supply Work with a Corporation Meter installed may be charged the relevant metering service charge set out in Table 4 (being a charge expressed in dollars per Corporation Meter per annum) for each Corporation Meter installed.

6.2 Clauses 3 and 4 of this schedule do not apply to this charge.

7 User initiated projects

In addition to the charges set out in clause 2, if a group of Irrigators (**Group of Irrigators**) requests the Corporation to undertake a project to improve water use and environmental outcomes, the Corporation may determine the appropriate levy to charge the Group of Irrigators to undertake that project only if all the following conditions are satisfied:

- (a) there is substantial support from the Group of Irrigators for that project;
- (b) there is substantial agreement from the Group of Irrigators that the Corporation is to charge a levy for that project; and
- (c) the Corporation has provided evidence satisfactory to IPART that paragraphs (a) and (b) above have been complied with.

Tables 1, 2, 3 and 4

Table 1 Entitlement Charges for Regulated Rivers

River valley	Commencement Date to 30 June 2011		1 July 2011 to 30 June 2012		1 July 2012 to 30 June 2013		1 July 2013 to 30 June 2014	
	High security (\$/ML of Entitlement or \$/unit share)	General security (\$/ML of Entitlement or \$/unit share)	High security (\$/ML of Entitlement or \$/unit share)	General security (\$/ML of Entitlement or \$/unit share)	High security (\$/ML of Entitlement or \$/unit share)	General security (\$/ML of Entitlement or \$/unit share)	High security (\$/ML of Entitlement or \$/unit share)	General security (\$/ML of Entitlement or \$/unit share)
Border	6.49	3.59	8.10 × (1+ΔCPI ₁)	3.37 × (1+ΔCPI ₁)	9.47 × (1+ΔCPI ₂)	3.17 × (1+ΔCPI ₂)	10.64 × (1+ΔCPI ₃)	2.98 × (1+ΔCPI ₃)
Gwydir	9.48	4.12	12.11 × (1+ΔCPI ₁)	4.00 × (1+ΔCPI ₁)	12.49 × (1+ΔCPI ₂)	3.88 × (1+ΔCPI ₂)	13.52 × (1+ΔCPI ₃)	3.77 × (1+ΔCPI ₃)
Namoi	11.59	8.84	13.13 × (1+ΔCPI ₁)	8.71 × (1+ΔCPI ₁)	14.38 × (1+ΔCPI ₂)	8.58 × (1+ΔCPI ₂)	15.07 × (1+ΔCPI ₃)	8.45 × (1+ΔCPI ₃)
Peel	14.16	1.93	16.83 × (1+ΔCPI ₁)	2.13 × (1+ΔCPI ₁)	19.90 × (1+ΔCPI ₂)	2.34 × (1+ΔCPI ₂)	23.41 × (1+ΔCPI ₃)	2.57 × (1+ΔCPI ₃)
Lachlan	8.83	3.96	9.69 × (1+ΔCPI ₁)	4.01 × (1+ΔCPI ₁)	10.58 × (1+ΔCPI ₂)	4.05 × (1+ΔCPI ₂)	11.49 × (1+ΔCPI ₃)	4.11 × (1+ΔCPI ₃)
Macquarie	7.02	3.74	8.17 × (1+ΔCPI ₁)	3.80 × (1+ΔCPI ₁)	9.37 × (1+ΔCPI ₂)	3.87 × (1+ΔCPI ₂)	10.61 × (1+ΔCPI ₃)	3.94 × (1+ΔCPI ₃)
Murray	2.68	2.28	2.76 × (1+ΔCPI ₁)	2.25 × (1+ΔCPI ₁)	2.84 × (1+ΔCPI ₂)	2.21 × (1+ΔCPI ₂)	2.92 × (1+ΔCPI ₃)	2.17 × (1+ΔCPI ₃)
Murrumbidgee	2.50	1.59	2.60 × (1+ΔCPI ₁)	1.55 × (1+ΔCPI ₁)	2.68 × (1+ΔCPI ₂)	1.52 × (1+ΔCPI ₂)	2.77 × (1+ΔCPI ₃)	1.48 × (1+ΔCPI ₃)
North Coast	6.41	5.06	7.15 × (1+ΔCPI ₁)	5.57 × (1+ΔCPI ₁)	7.96 × (1+ΔCPI ₂)	6.13 × (1+ΔCPI ₂)	8.87 × (1+ΔCPI ₃)	6.74 × (1+ΔCPI ₃)
Hunter	24.99	8.69	24.72 × (1+ΔCPI ₁)	8.54 × (1+ΔCPI ₁)	24.46 × (1+ΔCPI ₂)	8.38 × (1+ΔCPI ₂)	24.19 × (1+ΔCPI ₃)	8.23 × (1+ΔCPI ₃)
South Coast	12.67	7.05	14.70 × (1+ΔCPI ₁)	7.75 × (1+ΔCPI ₁)	17.01 × (1+ΔCPI ₂)	8.53 × (1+ΔCPI ₂)	19.63 × (1+ΔCPI ₃)	9.38 × (1+ΔCPI ₃)

Tables 1, 2, 3 and 4

Table 2 Usage Charges for Regulated Rivers

River valley	Commencement Date to 30 June 2011 (\$/ML)	1 July 2011 to 30 June 2012 (\$/ML)	1 July 2012 to 30 June 2013 (\$/ML)	1 July 2013 to 30 June 2014 (\$/ML)
Border	8.06	$8.36 \times (1+\Delta\text{CPI}_1)$	$8.68 \times (1+\Delta\text{CPI}_2)$	$8.76 \times (1+\Delta\text{CPI}_3)$
Gwydir	12.17	$12.13 \times (1+\Delta\text{CPI}_1)$	$12.09 \times (1+\Delta\text{CPI}_2)$	$12.05 \times (1+\Delta\text{CPI}_3)$
Namoi	19.11	$18.93 \times (1+\Delta\text{CPI}_1)$	$18.75 \times (1+\Delta\text{CPI}_2)$	$18.57 \times (1+\Delta\text{CPI}_3)$
Peel	29.05	$31.96 \times (1+\Delta\text{CPI}_1)$	$35.16 \times (1+\Delta\text{CPI}_2)$	$38.67 \times (1+\Delta\text{CPI}_3)$
Lachlan	15.29	$15.77 \times (1+\Delta\text{CPI}_1)$	$16.26 \times (1+\Delta\text{CPI}_2)$	$16.77 \times (1+\Delta\text{CPI}_3)$
Macquarie	11.60	$12.05 \times (1+\Delta\text{CPI}_1)$	$12.51 \times (1+\Delta\text{CPI}_2)$	$12.99 \times (1+\Delta\text{CPI}_3)$
Murray	4.78	$4.73 \times (1+\Delta\text{CPI}_1)$	$4.67 \times (1+\Delta\text{CPI}_2)$	$4.62 \times (1+\Delta\text{CPI}_3)$
Murrumbidgee	3.61	$3.58 \times (1+\Delta\text{CPI}_1)$	$3.54 \times (1+\Delta\text{CPI}_2)$	$3.51 \times (1+\Delta\text{CPI}_3)$
North Coast	31.45	$34.60 \times (1+\Delta\text{CPI}_1)$	$38.05 \times (1+\Delta\text{CPI}_2)$	$41.86 \times (1+\Delta\text{CPI}_3)$
Hunter	14.32	$14.12 \times (1+\Delta\text{CPI}_1)$	$13.92 \times (1+\Delta\text{CPI}_2)$	$13.73 \times (1+\Delta\text{CPI}_3)$
South Coast	28.19	$31.01 \times (1+\Delta\text{CPI}_1)$	$34.11 \times (1+\Delta\text{CPI}_2)$	$37.53 \times (1+\Delta\text{CPI}_3)$

Table 3 Rebate on total bill for entitlement charges and usage charges for Regulated Rivers

Licence holder	Commencement Date to 30 June 2011 (\$'000)	1 July 2011 to 30 June 2012 (\$'000)	1 July 2012 to 30 June 2013 (\$'000)	1 July 2013 to 30 June 2014 (\$'000)
Murray Irrigation Limited	966	$951 \times (1+\Delta\text{CPI}_1)$	$935 \times (1+\Delta\text{CPI}_2)$	$920 \times (1+\Delta\text{CPI}_3)$
Western Murray Irrigation Limited	40	$39 \times (1+\Delta\text{CPI}_1)$	$38 \times (1+\Delta\text{CPI}_2)$	$38 \times (1+\Delta\text{CPI}_3)$
West Corugan	52	$51 \times (1+\Delta\text{CPI}_1)$	$51 \times (1+\Delta\text{CPI}_2)$	$50 \times (1+\Delta\text{CPI}_3)$
Moira Irrigation Scheme	25	$25 \times (1+\Delta\text{CPI}_1)$	$25 \times (1+\Delta\text{CPI}_2)$	$24 \times (1+\Delta\text{CPI}_3)$
Eagle Creek Scheme	11	$11 \times (1+\Delta\text{CPI}_1)$	$11 \times (1+\Delta\text{CPI}_2)$	$11 \times (1+\Delta\text{CPI}_3)$
Murrumbidgee Irrigation Limited	822	$822 \times (1+\Delta\text{CPI}_1)$	$808 \times (1+\Delta\text{CPI}_2)$	$793 \times (1+\Delta\text{CPI}_3)$
Coleambally Irrigation Limited	364	$364 \times (1+\Delta\text{CPI}_1)$	$358 \times (1+\Delta\text{CPI}_2)$	$351 \times (1+\Delta\text{CPI}_3)$
Jemalong Irrigation Limited	91	$90 \times (1+\Delta\text{CPI}_1)$	$87 \times (1+\Delta\text{CPI}_2)$	$86 \times (1+\Delta\text{CPI}_3)$

Table 4 Metering service charge for Regulated Rivers where Corporation Meter installed

Type of Corporation Meter	Metering service charge (\$ per meter per annum)
Electromagnetic meter without mobile phone or satellite telemetry coverage	219.78
Electromagnetic meter with mobile phone telemetry coverage	296.80
Electromagnetic meter with satellite telemetry coverage	620.31
Channel meter with mobile phone telemetry coverage	620.31
Channel meter with satellite telemetry coverage	620.31

Schedule 2 Fish River Water Supply Scheme

1 Application

This schedule sets the maximum prices that may be charged for the Corporation's Monopoly Services to customers in the Fish River Water Supply Scheme.

2 Maximum charges

- 2.1 The MAQ for a relevant customer is the minimum annual quantity for that relevant customer in Table 5.
- 2.2 The maximum charge that may be levied for the Corporation's Monopoly Services under the Fish River Water Supply Scheme is the sum of the following charges:
- (a) for bulk raw water:
 - (1) an access charge (being a charge expressed in dollars per kilolitre of MAQ) in Table 6 for the relevant customer and relevant year in that table, multiplied by that customer's MAQ; and
 - (2) a use rate charge (being a charge expressed in dollars per kilolitre of water used) calculated as follows:
 - (A) **for each kilolitre of water used up to and including the relevant MAQ for the relevant customer** – the first tier use rate charge in Table 6 for the relevant year, multiplied by that customer's usage, up to and including the relevant MAQ; and
 - (B) **for each kilolitre of water used in excess of the relevant MAQ for the relevant customer** – the second tier use rate charge in Table 6 for the relevant year, multiplied by that customer's usage which is in excess of the relevant MAQ;
 - (b) for bulk filtered water:
 - (1) an access charge (being a charge expressed in dollars per kilolitre of MAQ) in Table 7 for the relevant customer and relevant year in that table, multiplied by that customer's MAQ; and
 - (2) a use rate charge (being a charge expressed in dollars per kilolitre of water used) calculated as follows:
 - (A) **for each kilolitre of water used up to and including the relevant MAQ for the relevant customer** – the first tier use rate charge in Table 7 for the relevant year, multiplied by that customer's usage, up to and including the relevant MAQ; and

- (B) **for each kilolitre of water used in excess of the relevant MAQ for the relevant customer** – the second tier use rate charge in Table 7 for the relevant year, multiplied by that customer’s usage which is in excess of the relevant MAQ.

Tables 5, 6 and 7

Table 5 Fish River Water Supply Scheme – Minimum Annual Quantity

	Bulk Raw Water (ML/year)	Bulk Filtered Water (ML/year)
Delta Electricity	8,184	0
Sydney Catchment Authority	3,650	0
Oberon Council	750	0
Individual Minor Customers	41	13
Lithgow Council	0	2,092

Table 6 Fish River Water Supply Scheme – Bulk Raw Water

	Commencement Date to 30 June 2011 (\$/kL)	1 July 2011 to 30 June 2012 (\$/kL)	1 July 2012 to 30 June 2013 (\$/kL)	1 July 2013 to 30 June 2014 (\$/kL)
Access charge				
- Delta Electricity	0.27	0.30 × (1+ΔCPI ₁)	0.32 × (1+ΔCPI ₂)	0.35 × (1+ΔCPI ₃)
- Sydney Catchment Authority	0.27	0.30 × (1+ΔCPI ₁)	0.32 × (1+ΔCPI ₂)	0.35 × (1+ΔCPI ₃)
- Oberon Council	0.27	0.30 × (1+ΔCPI ₁)	0.32 × (1+ΔCPI ₂)	0.35 × (1+ΔCPI ₃)
- Individual Minor Customers	0.34	0.37 × (1+ΔCPI ₁)	0.40 × (1+ΔCPI ₂)	0.44 × (1+ΔCPI ₃)
First tier use rate charge				
- Delta Electricity	0.30	0.33 × (1+ΔCPI ₁)	0.36 × (1+ΔCPI ₂)	0.40 × (1+ΔCPI ₃)
- Sydney Catchment Authority	0.30	0.33 × (1+ΔCPI ₁)	0.36 × (1+ΔCPI ₂)	0.40 × (1+ΔCPI ₃)
- Oberon Council	0.30	0.33 × (1+ΔCPI ₁)	0.36 × (1+ΔCPI ₂)	0.40 × (1+ΔCPI ₃)
- Individual Minor Customers	0.61	0.66 × (1+ΔCPI ₁)	0.73 × (1+ΔCPI ₂)	0.79 × (1+ΔCPI ₃)
Second tier use rate charge				
- Delta Electricity	0.57	0.63 × (1+ΔCPI ₁)	0.69 × (1+ΔCPI ₂)	0.75 × (1+ΔCPI ₃)
- Sydney Catchment Authority	0.57	0.63 × (1+ΔCPI ₁)	0.69 × (1+ΔCPI ₂)	0.75 × (1+ΔCPI ₃)
- Oberon Council	0.57	0.63 × (1+ΔCPI ₁)	0.69 × (1+ΔCPI ₂)	0.75 × (1+ΔCPI ₃)
- Individual Minor Customers	0.94	1.03 × (1+ΔCPI ₁)	1.13 × (1+ΔCPI ₂)	1.24 × (1+ΔCPI ₃)

Table 7 Fish River Water Supply Scheme – Bulk Filtered Water

	Commencement Date to 30 June 2011 (\$/kL)	1 July 2011 to 30 June 2012 (\$/kL)	1 July 2012 to 30 June 2013 (\$/kL)	1 July 2013 to 30 June 2014 (\$/kL)
Access charge				
- Lithgow Council	0.40	0.44 × (1+ΔCPI ₁)	0.48 × (1+ΔCPI ₂)	0.53 × (1+ΔCPI ₃)
- Individual Minor Customers	0.47	0.52 × (1+ΔCPI ₁)	0.56 × (1+ΔCPI ₂)	0.62 × (1+ΔCPI ₃)
First tier use rate charge				
- Lithgow Council	0.44	0.48 × (1+ΔCPI ₁)	0.52 × (1+ΔCPI ₂)	0.57 × (1+ΔCPI ₃)
- Individual Minor Customers	0.74	0.81 × (1+ΔCPI ₁)	0.89 × (1+ΔCPI ₂)	0.97 × (1+ΔCPI ₃)
Second tier use rate charge				
- Lithgow Council	0.84	0.92 × (1+ΔCPI ₁)	1.01 × (1+ΔCPI ₂)	1.10 × (1+ΔCPI ₃)
- Individual Minor Customers	1.21	1.33 × (1+ΔCPI ₁)	1.45 × (1+ΔCPI ₂)	1.59 × (1+ΔCPI ₃)

Schedule 3 Worked Example

Clause 3 Schedule 1

Assuming that:

- ▼ the Valley Entitlement Volume of water (expressed in megalitres) at the conversion of the WA Licences to WMA Licences is 80000 ML (A)
- ▼ the number of unit shares allocated to licence holders in a river valley immediately after the WMA Licences are issued is 100000 unit shares (S)
- ▼ a licence holder's Entitlement (expressed in megalitres) immediately before those WMA Licences are issued is 1000 ML
- ▼ a licence holder's Entitlement (expressed in megalitres) immediately after those WMA Licences are issued is 800 ML
- ▼ the number of unit shares allocated to licence holders in a river valley immediately after the WMA Licences are issued is 1000 unit shares

The following conversion factor is to be applied to the entitlement charge in Table 1:

$$CF = \frac{A}{S}$$

$$CF = \frac{80000}{100000}$$

$$CF = 0.8$$

For example – assuming that the licence holder is a general security licence holder in the Peel Valley, that licence holder will be paying in the relevant year the following entitlement charges:

- ▼ Before conversion - \$1,930.00 (being \$1.93/ML of Entitlement × 1000 ML).
- ▼ After conversion but before the application of the conversion factor - \$1,930.00 (being \$1.93/unit share × 1000 unit shares).
- ▼ After conversion and after the application of the conversion factor - \$1,544.00 (being \$1.93/unit share × 1000 unit shares × 0.8 or \$1.544/unit share × 1000 unit shares).

Explanation of the conversion factor based on the above example:

- ▼ The aim of the conversion factor is to provide customers with some protection in situations where Entitlement Volumes under their WMA Licence have been reduced by maintaining the effective price of entitlement to water.
- ▼ A licence holder in the Peel Valley whose WA licence was converted into a WMA Licence now has a 1000 unit shares which entitles the licence holder to use 800 ML of water a year (as opposed to 1000ML under the WA Licence).
- ▼ If the conversion factor were not applied to the entitlement charge in Table 1, the entitlement charge payable by the licence holder would be \$1,930.00 for 800 ML of Entitlement Volume (this is the same amount payable by the licence holder under his WA Licence which entitled him to use 1000ML of water).
- ▼ If the conversion factor were applied to the entitlement charge in Table 1, the entitlement charge payable by the licence holder would be \$1,544.00 for 800 ML of Entitlement Volume.
- ▼ The effective price of water after conversion would be \$1.93 (\$1,544.00 divided by 800 ML). The effective price of \$1.93 per ML of Entitlement to water is therefore maintained.

Schedule 4 Definitions and Interpretation

1 Definitions

1.1 General definitions

In this determination:

Commencement Date is defined in clause (c) of section 2 (**Application of this determination**) of this determination.

Corporation is defined in clause (b) of section 1 (**Background**) of this determination.

Corporation Meter means an electromagnetic meter or channel meter that is owned by the Corporation or WAMC.

Conveyance Licence means a regulated river (conveyance) access licences issued under section 57(1)(c) of the Water Management Act.

Entitlement means the right, conferred by means of a Water Licence, to take and use a specified quantity of water.

Fish River Water Supply Scheme has the meaning given to that term in the SWC Act.

General Security Licence means:

- (a) a WMA Licence of any of the following types (within the meaning of section 57 of the Water Management Act and the regulations made under that Act):
 - (1) Supplementary Water Access Licence;
 - (2) the following conveyance access licences:
 - (A) regulated river (conveyance) access licence;
 - (B) Murrumbidgee Irrigation (conveyance) access licence;
 - (C) Coleambally Irrigation (conveyance) access licence; or
 - (3) any other access licence that is not a High Security Licence; or
- (b) a WA Licence issued by WAMC as a Low Security licence.

High Flow Licence means a WA Licence issued by WAMC as a high flow licence.

High Security Licence means:

- (a) a WMA Licence of any of the following types (within the meaning of section 57 of the Water Management Act and the regulations made under that Act):
 - (1) local water utility access licence;
 - (2) major utility access licence;
 - (3) domestic and stock access licence; or
 - (4) regulated river (high security) access licence; or
- (b) a WA Licence issued by WAMC as a High Security Licence.

IPART means the Independent Pricing and Regulatory Tribunal of New South Wales, established under the IPART Act.

IPART Act is defined in clause (a) of section 1 (**Background**) of this determination.

Irrigation Corporation has the meaning given to that term under the Water Management Act.

Irrigator means a person who irrigates pursuant to a relevant approval, and includes an Irrigation Corporation.

kL means kilolitre or one thousand litres.

Licence Register means the Water Licence register and/or water accounting register maintained by the Corporation.

MAQ is defined in clause 2.1 of Schedule 2 (**Fish River Supply Scheme**) of this determination.

Minister means the Minister administering the Water Management Act (or, where relevant, the Water Act).

ML means megalitre or one million litres.

Monopoly Service is defined in clause (f) of section 1 (**Background**) of this determination.

Regulated River has the meaning given to that term under the Water Management Act.

SWC Act is defined in clause (b) of section 1 (**Background**) of this determination.

Supplementary Water Access Licence means an access licence that falls within section 57(1) of the Water Management Act.

Tagged Water Entitlement means the water entitlement which was sold permanently by a licence holder in a river valley or state to another licence holder in another river valley or state.

Valley Entitlement Volume means the volume of water attaching to the sum of the Entitlements in a river valley.

WAMC means the Water Administration Ministerial Corporation, being the corporation established under section 371 of the Water Management Act, and which is a continuation of, and the same legal entity as, the corporation of that name constituted by the *Water Administration Act 1986* (by virtue of clause 17 of Schedule 9 of the Water Management Act).

WA Licence means any licence, permit or authority under Part 2 or Part 9 of the Water Act, to the extent that it authorises the extraction of water.

Water Act means the *Water Act 1912*.

Water Licence means:

- (a) a WMA Licence; or
- (b) a WA Licence.

Water Management Act means the *Water Management Act 2000*.

Water Sharing Plan means the water sharing provisions of a management plan for a water management area or water source under the Water Management Act.

Water Supply Work Approval has the meaning given to that term in section 90 of the Water Management Act.

Water Supply Work has the meaning given to that term in the Water Management Act.

WMA Licence means an access licence referred to in section 56 of the Water Management Act, of any the following categories (as referred to in section 57 of that Act and the regulations made under that Act):

- (a) regulated river (high security) access licence;
- (b) regulated river (general security) access licence;
- (c) regulated river (conveyance) access licence;
- (d) supplementary water access licence;
- (e) major utility access licence;
- (f) local water utility access licence;
- (g) domestic and stock access licence;

- (h) Murrumbidgee Irrigation (conveyance) access licence;
- (i) Coleambally Irrigation (conveyance) access licence;
- (j) floodplain harvesting access licence; or
- (k) any other category of access licence that authorises the extraction of water from a regulated river.

Yanco Columbo System is a regulated stream of the Murrumbidgee river system.

1.2 Consumer Price Index

- (a) CPI means the consumer price index All Groups index number for the, weighted average of eight capital cities, published by the Australian Bureau of Statistics, or if the Australian Bureau of Statistics does not or ceases to publish the index, then CPI will mean an index determined by IPART.

$$(b) \Delta CPI_1 = \left(\frac{CPI_{Mar2011}}{CPI_{Mar2010}} \right) - 1$$

$$\Delta CPI_2 = \left(\frac{CPI_{Mar2012}}{CPI_{Mar2010}} \right) - 1$$

$$\Delta CPI_3 = \left(\frac{CPI_{Mar2013}}{CPI_{Mar2010}} \right) - 1$$

each as calculated and notified by IPART.

- (c) The subtext (for example $CPI_{Mar 2010}$) when used in relation to paragraph (b) above means the CPI for the March quarter in year 2010.

2 Interpretation

2.1 General provisions

In this determination:

- (a) headings are for convenience only and do not affect the interpretation of this determination;
- (b) a reference to a schedule, annexure, clause or table is a reference to a schedule, annexure, clause or table to this determination;
- (c) words importing the singular include the plural and vice versa;
- (d) a reference to a law or statute includes all amendments or replacements of that law or statute;
- (e) a reference to a licence holder's usage includes use, extraction, trade, sale or gift by that licence holder;
- (f) a reference to a person includes a company, partnership, joint venture, association, corporation, other body corporate or government agency;
- (g) a reference to an officer includes a reference to the officer who replaces him or her, or who substantially succeeds to his or her powers or functions; and
- (h) a reference to a body, whether statutory or not:
 - (1) which ceases to exist; or
 - (2) whose powers or functions are transferred to another body,

is a reference to the body which replaces it or which substantially succeeds to its powers or functions.

2.2 Explanatory notes, examples and clarification notice

- (a) Explanatory notes and examples do not form part of this determination, but in the case of uncertainty may be relied on for interpretation purposes.
- (b) IPART may publish a clarification notice in the NSW Government Gazette to correct any manifest error in this determination as if that clarification notice formed part of this determination.

2.3 Prices exclusive of GST

Prices or charges specified in this determination do not include GST.

2.4 Billing cycle

For the avoidance of doubt nothing in this determination affects when a bill may be issued to a customer for prices or charges under this determination.

2.5 Annual charges

- (a) The annual charges in this determination apply to each financial year (1 July to 30 June inclusive).
- (b) In respect of any period after the Commencement Date that is less than a full financial year, the annual charges in this determination (other than those calculated by reference to usage) will be pro-rated for that period, based on the proportion that the number of days in that period bears to the number of days in the financial year.

Note: This clause is not intended to prohibit the Corporation from issuing a bill for any period before the Commencement Date. Please refer to clause 3 of section 1 (**Replacement of Determination No 4 of 2006**) of this determination for further information.

2.6 Billing on behalf of WAMC

Nothing in this determination prevents the Corporation from billing on behalf of WAMC for services provided by WAMC.

2.7 Entitlement charges

- (a) A reference to an entitlement charge is a reference to an entitlement charge specified in a Water Licence without regard to any part of the Entitlement that may be carried over from a previous year.
- (b) A reference to an entitlement charge:
 - (1) expressed in dollars per megalitre of Entitlement is a reference to a charge expressed in dollars per megalitre of water which a WA Licence or a WMA Licence confers on the licence holder in a year; and
 - (2) expressed in dollars per unit share is a reference to a charge so expressed under a WMA Licence whose share component is expressed in unit shares.

2.8 Metering of usage charges for Irrigation Corporations

The metering of usage charges for the supply of water to an Irrigation Corporation from a Regulated River is to be determined at the point or points of off-take from the Regulated River or as set out in that Irrigation Corporation's works licence conditions.

Schedule 4 Definitions and Interpretation

2.9 River valleys

- (a) In this determination, a reference to a river valley is a reference to the relevant valley more fully described in the following table:

River Valley	Description
Regulated Rivers	
Border	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Border Rivers including the Severn, the Macintyre and Dumaresq rivers down to Mungindi.
Gwydir	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Gwydir River and Gwydir Wetlands, Mehi river, Gil Gil Creek and Moomin Creek to the junction with the Barwon River.
Namoi	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Namoi River to Peel River and Pian Creek to Barwon River.
Peel	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Peel River to junction with Namoi River.
Lachlan	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Lachlan and Belubula River to the Murrumbidgee River junction.
Macquarie	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Macquarie River, the Cudgegong and Bogen rivers to junction with Darling River.
Murray	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Murray River including the Darling River below Menindee.
Murrumbidgee	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Murrumbidgee River to junction with Murray River, including Yanco, Colombo and Billabong Creeks and Tumut River.
North Coast	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Regulated flows for Iron Pot and Eden Creeks.
Hunter	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Hunter River, including Patterson River and Glennies Creek.
South Coast	If a water sharing plan under the Water Management Act is in place, then the water sources as defined in that plan. In any other case: Brogo and Bega River Catchments.

- (b) A reference in this determination to the 'relevant river valley' (other than in the case of the usage component of a licence) is a reference to the river valley for a licence holder as set out in the Licence Register. In the case of the usage component of a licence, the 'relevant river valley' is the river valley from which water is used unless the usage component relates to Tagged Water Entitlement.

PRIVATE ADVERTISEMENTS

COUNCIL NOTICES

CANTERBURY CITY COUNCIL

THE Council of the City of Canterbury gives notice that the lands referred to in the attached Schedule are vested in the Council pursuant to the provisions of section 50, Local Government Act 1993. J. MONTAGUE, General Manager, PO Box 77, Campsie NSW 2194.

SCHEDULE

Lot 1, Deposited Plan 1125889, Local Government Area Canterbury, Parish St George, County Cumberland. [5340]

LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 10

Dedication of land as Public Road

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

SCHEDULE

Lot 1 in Deposited Plan 1067833. [5341]

LAKE MACQUARIE CITY COUNCIL

Naming of Roads

LAKE MACQUARIE CITY COUNCIL advises that in accordance with section 162.1 of the Roads Act 1993 and Part 2 Division 2 Clause 9 Roads Regulations 2008 it has named the following roads:

<i>Location</i>	<i>Name</i>
Proposed subdivision of Lots 465, 466 and 468, DP 774186 at Booragul	Expectation Way
	Surprise Way
	Optimism Way
	Anticipation Close
	Faith Way
	Aspiration Way
	Ambition Way

No objections to the proposed names were received within the advertising period. BRIAN BELL, General Manager, Lake Macquarie City Council, Box 1906, Hunter Region, Mail Centre NSW 2310. [5342]

LISMORE CITY COUNCIL

Roads Act 1993, Section 10 (1)

Notice of Dedication of Land as Public Road

NOTICE is hereby given by Lismore City Council that in pursuance of section 10 (1), Division 1 of Part 2 of the Roads Act 1993, the lands described in the Schedule below are hereby dedicated as public road. Dated at Lismore, 30 June 2010. P. G. O'SULLIVAN, General Manager, Lismore City Council, PO Box 23A, Lismore NSW 2480.

SCHEDULE

Lot 159, DP 755729 and Lot 160, DP 755729. [5343]

MAITLAND CITY COUNCIL

Naming of Public Roads

NOTICE is hereby given that Maitland City Council, in pursuance of section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, has approved the following new road name/s for gazettal:

<i>Deposited Plan/Location</i>	<i>Road Name</i>
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Thorncliffe Avenue.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Tallington Street.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Maidford Street.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Parkham Street.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Cambridge Street.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Ridgmont Circuit.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Sandridge Street.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Rennington Street.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Brookland Promenade.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Kingham Circuit.
DP 835968 and DP 788219, off Raymond Terrace Road and Government Road, Thornton.	Darlaston Avenue.

The above road names have been advertised and notified. No objections to the proposed name/s have been received during the prescribed 28 day period. DAVID EVANS, General Manager, Maitland City Council, High Street (PO Box 220), Maitland NSW 2320. [5344]

NAMBUCCA SHIRE COUNCIL

Roads Regulation 2008

Naming of Private Right of Carriageway

IN accordance with the Roads (General) Regulation 1994, to the Roads Act 1993, Council resolved to name the under mentioned private Right of Carriageway as follows:

<i>Location</i>	<i>New Name</i>
Off Scotts Head Road Way Way	Landy Drive

MICHAEL COULTER, General Manager, Nambucca Shire Council, PO Box 177, Macksville NSW 2447, web: www.nambucca.nsw.gov.au. [5345]

PORT STEPHENS COUNCIL

NOTICE is given that Port Stephens Council adopted a new Tree Preservation Order (TPO) on 29 June 2010 which comes into force on 12 July 2010. The TPO is made in accordance with Clause 50 as adopted by the Port Stephens LEP 2000. This Order replaces all previous TPOs, this note does not form part of the TPO. The TPO is set out below.

TREE PRESERVATION ORDER

1. OBJECTIVES

To protect and preserve trees throughout the Council area in order to maximise the benefits they provide, particularly in regard to:

- (a) sustaining the biodiversity of our ecosystems;
- (b) limiting the effects of pollution and adverse changes in global atmospheric gases;
- (c) provide economic benefit;
- (d) control of sunlight, shade, winds and beautification of urban/commercial areas;
- (e) maintenance of ground water levels and water quality;
- (f) soil enrichment and protection from erosion; and
- (g) retention and enhancement of natural beauty and scenic values.

2. POLICY STATEMENT

This Tree Preservation Order prohibits the ringbarking, cutting down, topping, lopping, pruning, removing, injuring or wilful destruction of any tree or trees specified below, except with the consent of Council, and any such consent may be given subject to conditions as the Council thinks fit.

The Tree Preservation Order applies to:

- I. All species of trees and shrubs (other than those referred to in the exemptions) where:
 - (a) the girth of the tree or shrub exceeds 300mm when measured one (1) metre above the ground; and/or
 - (b) the height of the tree or shrub exceeds three (3) metres;
- II. Mangroves (all species), NSW Christmas Bush, and Cabbage Tree Palm (all species), regardless of their height or girth; and
- III. All trees or groups of trees which have been listed in Council's Register of Significant Trees regardless of their height or girth,

on all land in the Council area of Port Stephens.

Exemptions

The Tree Preservation Order does not apply to:

- I. Trees or shrubs in a State Forest or on land reserved as a timber reserve within the meaning of the Forestry Act 1916;
- II. Trees or shrubs required to be pruned in accordance with Regulation 38 or 39 of the Overhead Line Construction and Maintenance Regulation 1962;
- III. Any trees or shrubs within six (6) metres of an external boundary fence or any trees or shrubs within three (3) metres of a permanent internal stock fence on lands zoned Rural 1a.
- IV. The removal of trees which is necessary to carry out works in accordance with an approved construction certificate a building approval or development consent (where construction certificate building approval is not required). These may include:
 - (a) Trees situated within the physical perimeter of any building for which a construction certificate or building approval has been issued and/or within three (3) metres of the perimeter of such building (measured to the outside trunk of the tree);
 - (b) Trees which need to be removed in order to carry out an approved development not including building (eg. sand extraction), except as provided for by any condition of the approval or consent.
- V. Trees or shrubs removed to protect human life, building or other property from imminent danger from a bush fire burning in the vicinity;
- VI. Trees which have been the subject of an approval to construct an asset protection zone or clearing permitted by a bush fire hazard reduction certificate under the Rural Fires Act 1997;
- VII. The removal of plants of any species which have been declared as noxious plants under the Noxious Weeds Act 1993;
- VIII. Any tree within three (3) metres of the wall of a building measured from the wall to outside trunk of the tree. (It is recommended that pruning of trees covered by this exemption be undertaken by a qualified arborist in a manner consistent with the Australian Standard for the Pruning of Amenity Trees – AS 4373)
- IX. Any tree harbouring fruit fly or grown for its edible fruit;
- X. The removal of any of the following species irrespective of height or girth:
 - Cotoneaster – All species within the genus *Cotoneaster*
 - Coral trees – All species within the genus *Erythrina*
 - Camphor Laurel (except those having important historical significance) *Cinnamomum camphora*
 - Oleander – *Nerium oleander*
 - Privet – *Ligustrum spp.*
 - Radiata Pine – *Pinus radiata*, *Pinus elliotii*
 - Rubber Tree – *Ficus elastica*
 - Rhus Tree – *Toxicodendron secedaneum*

- Cocus Palm – *Syagrus romanzoffianum*
 - Tree of Heaven – *Ailanthus altissima*
 - Umbrella trees – All species within the genus *Schefflera*
 - Willow – All species within the genus *Salix*
- XI. The removal of any tree which is dead, dying or dangerous. The onus of proof in this regard is on the landholder;
- XII. Trees removed or pruned by, or with written authority of, Council or other relevant statutory authorities for maintenance works in parks and reserves;
- XIII. Trees removed or pruned by, or with written authority of, Council or other statutory authorities in accordance with section 88 of the Roads Act 1993;
- XIV. Regular maintenance of trees and shrubs where less than either twelve months' growth or ten percent of the foliage is pruned in accordance with the Australian Standard for the Pruning of Amenity Trees – AS 4373 – 1996.

3. OFFENCE

Any person who contravenes or causes or permits to be contravened this Tree Preservation Order shall be guilty of an offence.

This Tree Preservation Order is made in accordance with Clause 50 as adopted by Port Stephens Local Environmental Plan 2000.

P. GESLING, General Manager, Port Stephens Council,
PO Box 42, Raymond Terrace NSW 2324. [5346]

RICHMOND VALLEY COUNCIL

Erratum

RICHMOND VALLEY COUNCIL does hereby withdraw the acquisition notice that was published in the *New South Wales Government Gazette* No. 69 on 28 May 2010. Dated this 1st day of July 2010. BRIAN WILKINSON, General Manager, Richmond Valley Council, Locked Bag 10, Casino NSW 2470. [5347]

WAGGA WAGGA CITY COUNCIL

Sale of Land for Overdue Rates and Charges

Local Government Act 1993 Section 713

NOTICE is hereby given to the persons named hereunder, that the Wagga Wagga City Council has resolved, in pursuance of section 713 of Local Government Act 1993, to sell the land described hereunder of which the persons named are known to the Council to be the owners or to have an interest in the land on which the amount of rates stated in each case, as at 28 June 2010, is due:

<i>Owners or persons having interest in land</i>	<i>Description of land</i>	<i>Amount of rates (including extra charges) overdue for more than five (5) years</i>	<i>Amount of all other rates (including extra charges) payable and unpaid</i>	<i>Total</i>
<i>(a)</i> <i>Name</i>	<i>(b)</i> <i>Lot, DP, Parish</i>	<i>(c)</i> <i>\$</i>	<i>(d)</i> <i>\$</i>	<i>(e)</i> <i>\$</i>
Kathleen M. Pollard, John Matthew Wilkinson	41 Hillary Street, North Wagga Wagga (Lot B, DP 159331)	8,307.36	5,347.57	13,654.93
Abrowin Pty Ltd, G E Personal Finance Pty Ltd	22 Kenneally Street, Koorinal (Lot 1, DP 847576)	4,511.49	7,330.79	11,842.28
Abrowin Pty Ltd, G E Personal Finance Pty Ltd	16 Kenneally Street, Koorinal (Lot 4, DP 847576)	4,589.49	7,330.79	11,920.28
Abrowin Pty Ltd, G E Personal Finance Pty Ltd	21 Kenneally Street, Koorinal (Lot 5, DP 847576)	5,018.31	7,330.79	12,349.10
William Davis and John McFarland	Brotherhood Street, North Wagga Wagga (Lot 3, 4, 5, Sec 5, DP 758791)	1,246.50	3,341.54	4,588.04
Ronald Victor Wilson	110 Tumbarumba Street, Humula (Lot 11, Sec 4, DP 758529 and Lot 12, Sec 4, DP 758529)	2,044.49	1,897.09	3,941.58
John Swaysland	Wagga Wagga Street Oura (Lot 8, 9, 10, Sec 18, DP 758819)	3,665.29	3,848.82	7,514.11

<i>Owners or persons having interest in land</i>	<i>Description of land</i>	<i>Amount of rates (including extra charges) overdue for more than five (5) years</i>	<i>Amount of all other rates (including extra charges) payable and unpaid</i>	<i>Total</i>
<i>(a)</i> <i>Name</i>	<i>(b)</i> <i>Lot, DP, Parish</i>	<i>(c)</i> \$	<i>(d)</i> \$	<i>(e)</i> \$
Kathleen Mary Rochford	4476 Holbrook Road, Mangoplah (Lot 3, Sec 2, DP 758642)	256.84	1,342.87	1,599.71
Matilda I. Nugent	47 Mate Street Humula (Lot 4, Sec 2, DP 758529)	167.00	1,305.88	1,472.88
William H. Lee & Colleen R. Lee, Daniel Peter Juratowitch	5 Mumford Street Ashmont (Lot 75, DP 242742)	2,599.28	5,485.44	8,084.72
Guisepe Vozzo	Minnie Street Currawarna (Lot 1, DP 651683)	404.07	1,402.92	1,806.99
William J. Kohlhagen, Commonwealth Bank of Australia	2021 Old Narrandera Road, Euberta (Lots 22, 110, 137, DP 750832 and Lots 1 and 2, DP 134479)	7,199.15	24,709.49	31,908.64

In default of payment to the Council of the amount stated in column (e) above and any other rates (including extra charges) becoming due and payable after 28 June 2010 or any arrangements satisfactory to the Council for payment of all such rates being entered into by the rateable person before the time fixed for the sale, the said land will be offered for sale by public auction, at the Wagga Wagga Civic Centre, cnr Baylis and Morrow Streets, Wagga Wagga on Thursday, 28 October at 11.00am. PHIL PINYON, General Manager, Wagga Wagga City Council, PO Box 20, Wagga Wagga NSW 2650.

[5348]

ESTATE NOTICES

NOTICE of intended distribution of estate. – Any person having any claim upon the estate of LORNA BERYL BOSSON, late of Randwick, in the State of New South Wales, retired dressmaker, who died on 25 April 2010, must send particulars of the claim to the executor, Glenn Robert Thompson, care of Newnhams Solicitors, 233 Castlereagh Street, Sydney, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 28 June 2010. NEWNHAMS SOLICITORS, 233 Castlereagh Street, Sydney NSW 2000 (PO Box 21087, World Square NSW 2002), (DX 11495, Sydney Downtown), tel.: (02) 9264 7788.

[5349]

COMPANY NOTICES

NOTICE of voluntary liquidation. – BARDA CONSULTING PTY. LIMITED, (in voluntary liquidation) ACN 002 814 726. – Notice is hereby given in accordance with section 509 (2) of the Corporations Act 2001 that a General Meeting of the abovenamed company will be held at Suite 4, Level 2, 11 Albany Street, St Leonards NSW 2065, on 9 August 2010, at 10:00 a.m. for the purpose of having laid before it by the liquidator an account showing how the winding up has been conducted and the property of the company disposed of and hearing an explanation of the account by the liquidator. Dated 7 July 2010. JOHN FRIEDLAND, Liquidator, Heman Friedland & Associates, Chartered Accountants, Suite 4, Level 2, 11 Albany Street, St Leonards NSW 2065, tel.: 9436 0137.

[5350]

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