

# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

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## OFFICIAL NOTICES

### Appointments

#### CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence  
from Duty of the Premier, Minister for Infrastructure,  
and Minister for Western Sydney

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable T W Grant MP to act for and on behalf of the Premier, Minister for Infrastructure, and Minister for Western Sydney for the period from 30 December 2014 to 7 January 2015, inclusive.

Dated: 18 December 2014

MIKE BAIRD, MP  
Premier

#### CONSTITUTION ACT 1902

Ministerial Arrangements for the Minister for Police and  
Emergency Services, Minister for Sport and Recreation,  
and Minister Assisting the Premier on Western Sydney

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable V M Dominello MP to act for and on behalf of the Minister for Police and Emergency Services, Minister for Sport and Recreation, and Minister Assisting the Premier on Western Sydney for the period from 24 December 2014 to 8 January 2015 inclusive.

Dated: 17 December 2014

MIKE BAIRD, MP  
Premier

#### CONSTITUTION ACT 1902

Ministerial Arrangements During the Absence  
from Duty of the Premier, Minister for Infrastructure,  
and Minister for Western Sydney

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable T W Grant MP to act for and on behalf of the Premier, Minister for Infrastructure, and Minister for Western Sydney for the period from 9 January 2015 to 14 January 2015, inclusive.

Dated: 18 December 2014

MIKE BAIRD, MP  
Premier

#### CONSTITUTION ACT 1902

Ministerial Arrangements for the Minister for Justice

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable J G Ajaka MLC to act for and on behalf of the Minister for Justice for the period from 20 December 2014 to 9 January 2015 inclusive.

Dated: 17 December 2014

MIKE BAIRD, MP  
Premier

**CONSTITUTION ACT 1902**

Ministerial Arrangements for the Minister  
for Primary Industries

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable K J Humphries MP to act for and on behalf of the Minister for Primary Industries for the period from 22 December to 24 December 2014 and from 29 December 2014 to 11 January 2015.

Dated: 17 December 2014

MIKE BAIRD, MP  
Premier

**CONSTITUTION ACT 1902**

Ministerial Arrangements for the Minister for  
Family and Community Services

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Hon J G Ajaka MLC to act for and on behalf of the Minister for Family and Community Services for the period from 27 December 2014 to 9 January 2015 inclusive.

MIKE BAIRD, MP  
Premier

**BOARD OF STUDIES, TEACHING AND  
EDUCATIONAL STANDARDS ACT 2013**

Notification of an Appointment to the Board of Studies,  
Teaching and Educational Standards

I, ADRIAN PICCOLI Minister for Education in pursuance of section 5 (2) (k) of the *Board of Studies, Teaching and Educational Standards Act 2013*, appoint DR MICHAEL BEZZINA as a member of the Board of Studies, Teaching and Educational Standards being a person having, in my opinion, the qualifications or experience to enable them to make a valuable contribution to primary or secondary education in New South Wales, for a term commencing on and from 1 January 2015 until 31 December 2017.

ADRIAN PICCOLI, MP  
Minister for Education

**PARENTS AND CITIZENS ASSOCIATIONS  
INCORPORATION ACT 1976**

Notification of Appointment of an Administrator

I, ADRIAN PICCOLI, Minister for Education, in pursuance of clause 3 (1) of Schedule 2 of the *Parents and Citizens Associations Incorporation Act 1976* appoint Mr GARRY PAYNE as the administrator of the Federation of Parents and Citizens Associations of New South Wales on and from 20 December 2014 until 23 January 2015.

The Hon ADRIAN PICCOLI, MP  
Minister for Education

# Department of Planning and Environment

## BUILDING PROFESSIONALS ACT 2005

### Notice

Under section 4 of the *Building Professionals Act 2005* the amendments to the Building Professionals Board Accreditation Scheme which are set out in the attached Schedule are adopted.

The amendments are to commence upon the publication of this Notice in the *Government Gazette*.

The Hon ROBERT STOKES MP  
Assistant Minister for Planning

Sydney, 4 December 2014

## Building Professionals Board Accreditation Scheme

### Schedule of Amendments

#### Part B Accreditation

- Insert at the bottom of Table 1: Categories of accreditation: “E1 Accredited certifier-swimming pool certification”
- Delete clause 9.1, and replace with: “9.1 All applicants, other than applicants for accreditation in Category E1, must satisfy the core performance criteria specified in Schedule 1.”
- Delete the following from the beginning of clause 9.2: “Except as provided in 9.3,”
- Insert in clause 9.2 after “performance criteria”: “, if any,”
- Insert after clause 9.2: “(Note: There are no speciality performance criteria for category A4 and category E1 accreditation.)”
- Delete clause 9.3
- Delete from clause 10.1: “9.3” and replace with: “10.2”
- Insert in clause 10.1(a) after “specialty”, “or other”
- Insert after clause 10.1: “10.2 Applicants for accreditation in category A4 must have a qualification specified in the accreditation statement, except where a Pathway in the accreditation statement does not require the applicant to hold any qualification.”
- Insert in clause 11.1 after the word “experience”: “, if any,”
- Insert in clause 13.1(a) after the word “criteria”: “, except where the application is for accreditation in category E1.”
- Insert in clause 13.1(b) after the words “Category A4”: “or category E1.”
- Insert in clause 13.1(e) after the word “experience”: “, if any,”

#### Part C Accredited certifiers’ obligations

Insert in clause 28.1 after the words “Accredited certifiers”: “ other than category E1 certifiers,”

## Schedule 2 Accreditation Statements

Insert the following Accreditation Statement after Accreditation Statement-Category D1:

### Accreditation Statement-Category E1

#### Accredited certifier-swimming pool certification

##### Authorities conferred

- Carrying out of inspections under s.22C *Swimming Pools Act 1992*
- Issue certificates of compliance under the *Swimming Pools Act 1992*
- Issue notices under s.22E under the *Swimming Pools Act 1992*

##### Experience and qualification requirements

Applicants must satisfy the requirements of one of the following Pathways:

#### Pathway 1 – Qualified

##### 1. Qualification Requirement

Holds one of the following:

- Certificate of accreditation-Category A4-unconditional.
- Endorsed Contractors Licence issued under the *Home Building Act 1989* which authorises, or includes the authority, for the holder to construct a swimming pool or to construct structural landscaping.
- Qualified Supervisors Certificate issued under the *Home Building Act 1989* which authorises, or includes the authority, for the holder to construct a swimming pool or construct structural landscaping.

##### 2. Additional qualification

Applicants must also hold a certificate of satisfactory completion of the course or courses which are notified on the Building Professionals Board website covering the topics of swimming pool safety barriers and of the certification responsibilities of category E1 certifiers.

#### Pathway 2 – Experience and completion of E1 course

Applicants must satisfy the following experience and qualification requirements.

##### 1. Experience requirement

Two years recent practical experience working for a local council carrying out the inspection and certification of swimming pools and child resistant barriers for compliance with the *Swimming Pools Act 1992*, the *Swimming Pools Regulation 2008* and the relevant Australian Standards for swimming pool safety. This experience must include the inspection of not less than 20 different swimming pools and associated child resistant barriers for compliance with Part 2 of the *Swimming Pools Act 1992*.

##### 2. Specialty qualification

Applicants must also hold a certificate of satisfactory completion of the course or courses which are notified on the Building Professionals Board website covering the topics of swimming pool safety barriers and of the certification responsibilities of category E1 certifiers.

**HERITAGE ACT 1977**

Notice of Listing on the State Heritage Register Under  
Section 37 (1) (b)

Shubra Hall including Stables and Garden  
Presbyterian Ladies College, Boundary Street, Croydon

SHR No 1930

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 2 December 2014 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

Heritage Council of New South Wales

SCHEDULE "A"

The item known as Shubra Hall including Stables and Garden, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Part of Lot 14 of Deposited Plan 1066193, Parish of Concord, County of Cumberland, shown on the plan catalogued HC 2613 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

Notice of Listing on the State Heritage Register Under  
Section 37 (1) (b)

Lyons House  
733 Port Hacking Road, Port Hacking

SHR No 1930

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage made on 16 June 2014 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

Heritage Council of New South Wales

SCHEDULE "A"

The item known as the Lyons House, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 1, DP 650205 in Parish of Sutherland, County of Cumberland shown on the plan catalogued HC 2613 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

Notice of Listing on the State Heritage  
Register Under Section 37 (1) (b)

Maitland Lodge of Unity Masonic Hall and Lodge  
5 Victoria Street, Maitland

SHR No 1937

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

Heritage Council of New South Wales

SCHEDULE "A"

The item known as the Maitland Lodge of Unity Masonic Hall and Lodge, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 41 of Deposited Plan 192248 and Lot 1 of DP 315026 in Parish of Maitland, County of Northumberland shown on the plan catalogued HC 2617 in the office of the Heritage Council of New South Wales.

**HERITAGE ACT 1977**

Order Under Section 57 (2) to Grant Site Specific  
Exemptions from Approval

Lyons House

SHR No 1930

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the [owner, mortgagee or lessee of the land] described in Schedule "B" on the item described in Schedule "A".

Sydney, 16th Day of June 2014

The Hon ROB STOKES, MP  
Minister for Heritage

SCHEDULE "A"

The item known as the Lyons House, situated on the land described in Schedule "B".

SCHEDULE "B"

All those pieces or parcels of land known as Lot 1, DP 650205 in Parish of Sutherland, County of Cumberland shown on the plan catalogued HC 1930 in the office of the Heritage Council of New South Wales.

## SCHEDULE "C"

1. All Standard Exemptions
  2. Replacement of fabric
    - a) Replacement of building fabric, like for like, where the original fabric has already been replaced by the same or similar fabric in keeping with the original design intention.
    - b) Replacement of matchstick blinds on interior windows where the replacement blinds are the same fabric, colour and shape as previously used.
  3. Landscaping
    - a) Removal of any plants which are not specified in the Bruce Mackenzie landscape design drawing no 746-1, dated December 1967.
    - b) Replacement or reinstatement of any plants, like-for-like, that are specified in the Bruce Mackenzie landscape design drawing no 746-1, dated December 1967.
  4. Conservation Management Plan
- All exemptions in a conservation management plan (CMP) which has been endorsed by the Heritage Council of NSW.

**HERITAGE ACT 1977**

Order Under Section 57 (2) to Grant Site Specific Exemptions from Approval

Collarenebri Aboriginal Cemetery

SHR No 1934

I, the Minister for Heritage, on the recommendation of the Heritage Council of New South Wales, in pursuance of section 57 (2) of the *Heritage Act 1977*, do, by this my order, grant an exemption from section 57 (1) of that Act in respect of the engaging in or carrying out of any activities described in Schedule "C" by the owner of the land, described in Schedule "B" on the item described in Schedule "A".

Sydney, 7th day of October 2014

The Hon ROB STOKES, MP  
Minister for Heritage

## SCHEDULE "A"

The item known as the Collarenebri Aboriginal Cemetery, situated on the land described in Schedule "B".

## SCHEDULE "B"

All those pieces or parcels of land known Lot 100, DP 1162159 and Lots 63, 64 and 65 in DP 46643 in Parish of Collarenebri, County of Finch shown on the plan catalogued HC 2605 in the office of the Heritage Council of New South Wales.

## SCHEDULE "C"

1. Works and activities associated with the ongoing use of the site as a cemetery including the decoration of the graves using 'crystalled' glass, visitation and ceremonies.

2. Works and Activities associated with the ongoing maintenance of the site including:
  - a) Manual clearing of paths and weeding of grave plots;
  - b) Poisoning of weeds by careful spot application of a herbicide (eg. Roundup or Zero) not affecting ornamental or symbolic plantings of remnant native vegetation;
  - c) removal of dead, dying or dangerous trees;
  - d) Sympathetic repair and maintenance of existing roads, paths, and signs;
  - e) Continued use of existing family graves; new interments, including placement of ashes, where no new memorial is required, except for memorials as described below;
  - f) Erection of memorials for new graves provided memorials are in keeping with those existing;
  - g) maintenance/addition of inscriptions or plaques to existing monuments.
3. Works and activities associated with the manufacture of the 'crystalled' glass decoration for the graves.
4. Works and activities associated with the upgrading, resurfacing and widening of Bell's Way.
5. Works and activities associated with planting and future maintenance of trees and shrubs in the area adjacent to the proposed amenities block and along Bell's Way.

**HERITAGE ACT 1977**

Notice of Listing on the State Heritage Register Under Section 37 (1) (b)

Collarenebri Aboriginal Cemetery  
Gundabloui Road, Collarenebri

SHR No 01934

In pursuance of section 37 (1) (b) of the *Heritage Act 1977* (NSW), the Heritage Council gives notice that the item of environmental heritage specified in Schedule "A" has been listed on the State Heritage Register in accordance with the decision of the Minister for Heritage to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule "B".

Heritage Council of  
New South Wales

## SCHEDULE "A"

The item known as the Collarenebri Aboriginal Cemetery, situated on the land described in Schedule "B".

## SCHEDULE "B"

All those pieces or parcels of land known as Lot 100, DP 1162159 and Lots 63, 64 and 65 in DP 46643 in Parish of Collarenebri, County of Finch shown on the plan catalogued HC 2605 in the office of the Heritage Council of New South Wales.

**NSW DANGEROUS GOODS (ROAD & RAIL  
TRANSPORT) ACT 2008**

## Exemption: Attachment of Licence Labels

In accordance with section 42 of the NSW *Dangerous Goods (Road & Rail Transport) Act 2008*, an exemption is hereby granted from certain clauses of the NSW *Dangerous Goods (Road & Rail Transport) Regulation 2014* as set out below:

This exemption:

- 1 Is an exemption from the following clauses of the Regulation
  - clause 214 (2) as it applies to Drivers
  - clause 214 (3) as it applies to Prime Contractors
- 2 Applies to vehicles licensed to transport dangerous goods by the NSW EPA, or by the Competent Authority of the Northern Territory or of Western Australia
- 3 Is valid until the 7th edition of the ADG Code ceases to have effect in NSW unless sooner revoked, withdrawn or amended by the EPA

The reference number for this exemption is NSW DG1423.

This exemption allows the transport of dangerous goods in a vehicle without an attached licence label, where the vehicle is licensed by NSW, or by NT or WA (which also do not require licence labels).

Date: 11 December 2014

TONY HODGSON  
Manager  
Hazardous Materials Chemicals and Radiation  
Environment Protection Authority  
(by delegation)

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## Voluntary Land Acquisition and Mitigation Policy

For State Significant Mining, Petroleum and Extractive Industry  
Developments

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*15 DECEMBER 2014*



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## PRELIMINARY

### Purpose

This document describes the NSW Government's policy for voluntary mitigation and land acquisition to address noise and dust (particulate matter) impacts from State significant mining, petroleum and extractive industry developments.

### Application

This policy is to be applied by consent authorities when assessing and determining development applications and modification applications for mining, petroleum and extractive industry developments subject to the State significant development provisions of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

This policy only applies to privately owned land (see Definitions), with the exception of the section headed "Use of acquired land".

### Commencement

This policy commences from the date it is gazetted, and applies to new applications as well as existing applications that were not yet determined when the policy commenced.

### Review of this policy

This policy documents current NSW Government practice. Any revisions or updates to this policy will be considered subsequent to:

- Review of the NSW Industrial Noise Policy (EPA 2000);
- Review of standards for particulate matter under the National Environment Protection (Ambient Air Quality) Measure (NEPC 1998);
- Review of the Approved Methods for the Modelling and Assessment of Air Pollutants in NSW (EPA 2005); and
- Revision of The Health Effects of Environmental Noise (enHealth 2004).

These reviews are anticipated to be completed in 2015.

### Regulatory responsibilities

There are two key regulators of noise and particulate matter impacts from State significant mining, petroleum and extractive industry developments in NSW:

- The Department of Planning and Environment (DPE) is responsible for assessing development applications and enforcing development consents for State significant developments under the EP&A Act on behalf of the Minister for Planning<sup>1</sup>; and
- The Environment Protection Authority (EPA) is responsible for issuing and enforcing Environment Protection Licences under the *Protection of the Environment Operations Act 1997* (POEO Act).

<sup>1</sup> The Planning Assessment Commission is responsible for the determination of development applications when those matters are delegated to it by the Minister, and the provision of independent expert advice to the Minister on a range of planning and development matters.



## Background

### *Importance of the mining and extractive industries*

NSW has a long history of mining and extractive industry activity. Mining is a major contributor to the NSW economy, providing direct employment for around 33,000 people, as well as 130,000 people indirectly. Mining is also the State's largest export industry. In 2013-14, NSW mining exports generated \$19 billion in revenue and contributed 30% of the State's total exports. The State received \$1.3 billion in royalties in 2013/14 which is used to fund infrastructure and services.

The wealth generated by the minerals and extractive industries in NSW is derived from some 56 coal mines, 17 large metallic mineral mines, many smaller metallic and mineral mines, and numerous construction material operations.

Despite the importance of these industries to NSW, mining, petroleum and extractive industry developments can have significant noise and dust impacts on surrounding communities which warrant comprehensive mitigation and management, including the application of voluntary land acquisition rights to landowners in some circumstances.

### *Noise impacts on the community*

In assessing and approving developments, the Government aims to protect health, preserve amenity and control intrusive noise.

Noise can interfere with daily activities including conversation, entertainment and studying and can result in increased annoyance and stress. Studies have shown that excessive noise can lead to sleep disturbance and other health impacts. As noise levels rise, health impacts can become more serious.

### *Dust impacts on the community*

Concerns about amenity often relate to visible dust and are usually associated with particles larger than 10 micrometers ( $\mu\text{m}$ ) in diameter. Amenity impacts include dust depositing on fabrics (e.g. washing) or on house roofs, and the transport of dust from roofs to water tanks during rain.

Particulate matter (PM) is the term used to describe airborne particles. Both long term (over years) and short term (hours or days) exposure to particulate matter has been linked to health problems.

### *Policy rationale*

The Government has established a range of policies and guidelines to guide the assessment of the potential impacts of mining, petroleum and extractive industry developments in NSW. These policies and guidelines include assessment criteria to protect the amenity, health and safety of people. They typically require applicants to implement all reasonable and feasible avoidance and/or mitigation measures to minimise the impacts of a development.

In some circumstances however, it may not be possible to comply with these assessment criteria even with the implementation of all reasonable and feasible avoidance and/or mitigation measures. This can occur with large resource projects – such as large open cut mines - where the resources are fixed, and there is limited scope for avoiding and/or mitigating impacts.



- However, it is important to recognise that: Not all exceedances of the relevant assessment criteria equate to unacceptable impacts;
- Consent authorities may decide that it is in the public interest to allow the development to proceed, even though there would be exceedances of the relevant assessment criteria, because of the broader social and economic benefits of the development; and
- Some landowners may be prepared to accept higher impacts on their land, subject to entering into suitable negotiated agreements with applicants, which may include the payment of compensation.

Consequently, the assessment process can lead to a range of possible outcomes.

#### *Approach to decision-making*

There are five essential steps in the application of this policy:

1. The applicant must clearly demonstrate that all viable project alternatives have been considered, and all reasonable and feasible avoidance and mitigation measures have been incorporated into the project design to minimise environmental and social impacts and comply with the relevant assessment criteria. Adequate consultation must have occurred with potentially affected community members to identify and respond to potential social and environmental impacts during the preparation of the environmental impact statement.
2. If the applicant cannot comply with the relevant assessment criteria, or the acquisition or mitigation criteria are likely to be exceeded, then the applicant should consider a negotiated agreement with the affected landowner or acquisition of the affected land. If the applicant acquires the land, or enters into a negotiated agreement with the landowner, then that land is not subject to the assessment, mitigation or acquisition criteria set out in this policy, with the exception of the provisions contained under the heading "Use of acquired land".
3. If the applicant has not acquired the land or entered into a negotiated agreement with the landowner, then it is up to the consent authority to weigh up the relevant economic, social and environmental impacts of the development, in accordance with the requirements of section 79C of the *Environmental Planning & Assessment Act 1979*, and to decide whether the development should be approved or not.
4. If the consent authority decides to approve the development, then appropriate conditions need to be imposed on the approval, including the application of voluntary mitigation and land acquisition rights to some landowners as required<sup>2</sup>.
5. The applicant must comply with the terms of any negotiated agreement and the conditions of approval.

These steps are outlined in Figure 1 below.

<sup>2</sup> The application of voluntary acquisition rights through a development consent should be seen as a mitigation measure of last resort to ensure landowners have the option to avoid noise or particulate matter impacts without personally incurring financial costs.

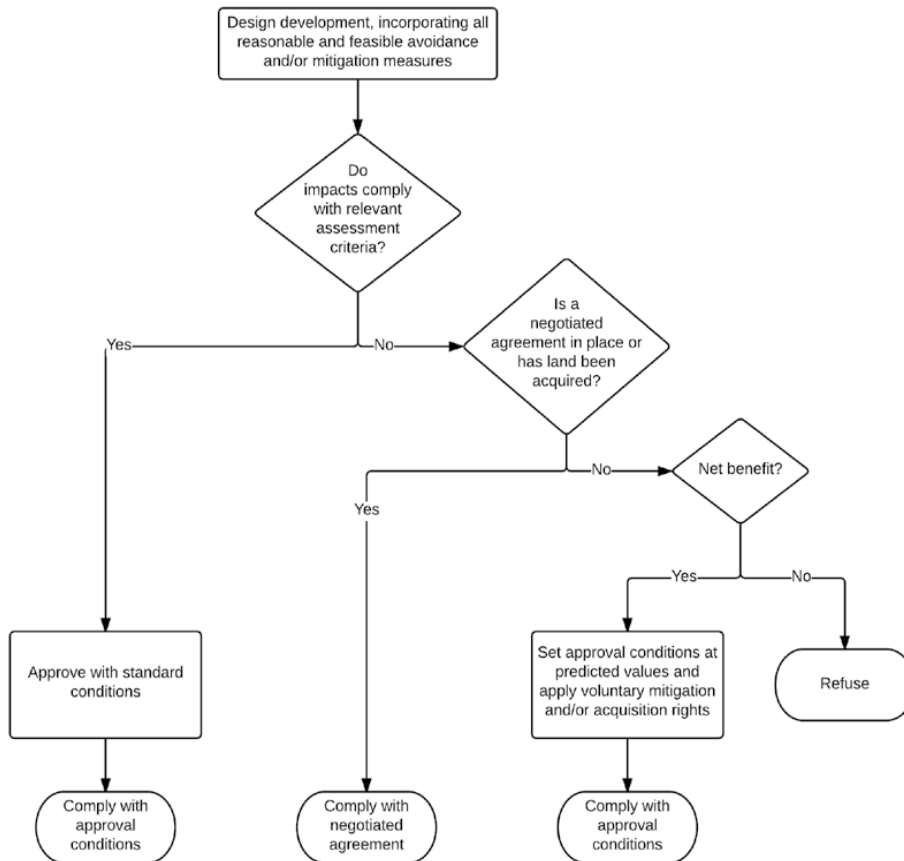


Figure 1 – General approach to decision-making during the assessment process.



## POLICY

### GENERAL

This section explains the general concepts covered in this policy.

#### Negotiated agreements

Negotiated agreements between applicants and landowners are the preferred mechanism for managing any exceedances of the relevant assessment criteria, as they:

- Can be specifically tailored to the individual circumstances of the landowner; and
- Provide for the implementation of a broader suite of measures, such as financial compensation for impacts, acoustic treatments to buildings and the provision of alternative accommodation (particularly when the exceedances would only occur over short periods).

Applicants must ensure that landowners are properly informed of the implications of entering into such agreements, and have a good understanding of:

- The scale and nature of the predicted impacts, through the provision of relevant air quality and noise impact predictions; and
- The health risks, if any, of being exposed to such impacts<sup>3</sup>.

To ensure these agreements are effective, it is also important to ensure that they comply with certain minimum standards. Negotiated agreements must:

- Be enforceable in a court of law;
- Remain in force for at least the duration of any predicted exceedance of the relevant assessment criteria;
- Provide for the transfer of obligations to any new owner of the mining development if the mining development is subsequently sold;
- Provide for the transfer of obligations to any new landowner if the subject property is subsequently sold;
- Clearly identify the scope of any impacts which are the subject of the agreement;
- Provide for ongoing monitoring (if required); and
- Provide for a means of resolving disputes.

Finally, the applicant should bear all reasonable costs associated with entering into the agreement. This may include the costs associated with:

- Providing expert advice to landowners to enable them to make informed choices about whether to enter into an agreement;
- Drafting any agreement; and
- Making any agreement.

<sup>3</sup> For example, for particulate matter impacts, through the provision of the latest version of the NSW Health Fact Sheet - Mine Dust and You.



In determining a development application, consent authorities should not apply the noise or particulate matter assessment criteria to land which is subject to a negotiated agreement. Likewise, the conditions of any approval should provide that land subject to a negotiated agreement is not subject to the mitigation or acquisition criteria contained in this policy with the exception of the provisions contained under the heading "Use of acquired land".

### **Voluntary mitigation**

Mitigation works can only be carried out by applicants on private land when requested by the landowner.

Voluntary mitigation rights should be applied to affected landowners when:

- The impacts of the development are predicted to exceed the relevant voluntary mitigation criteria, even with the implementation of all reasonable and feasible avoidance and/or mitigation measures at the source; and
- The consent authority is satisfied that the development is still in the public interest and should be approved.

These mitigation measures must be:

- Proportionate to the predicted impact;
- Available for at least the duration of the predicted exceedence of the relevant voluntary mitigation criteria;
- Agreed to by both the applicant and the landowner (or consistent with any ruling of the Secretary if there is a dispute between the applicant and landowner);
- Reasonable and feasible; and
- Directed towards reducing the impacts of the development.

Because the application of voluntary mitigation rights are intended to protect human health and amenity, those rights should not be applied to vacant land.

The process for obtaining these mitigation measures is summarised in Figure 2 below and should be set out in the conditions of any approval.

Finally, the applicant must bear all reasonable costs associated with the provision of the voluntary mitigation measures. This may include the costs of:

- Obtaining independent expert advice to determine the reasonable and feasible mitigation measures that should be implemented;
- Installing the measures;
- Operating the measures for at least the duration of the predicted exceedence of the relevant voluntary mitigation criteria; and
- Any dispute resolution.

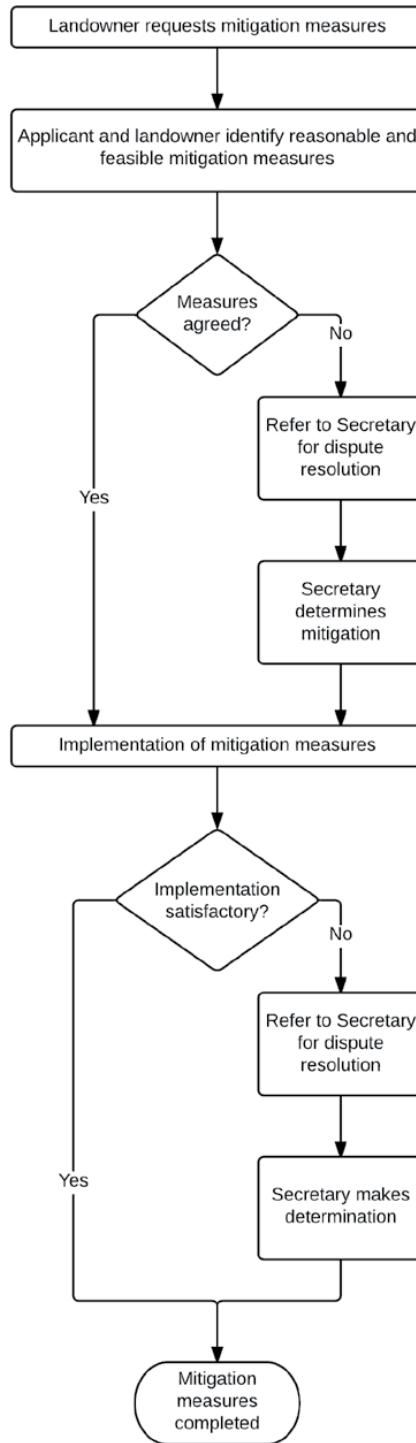


Figure 2 – Process for obtaining voluntary mitigation measures.



### Voluntary acquisition

Voluntary land acquisition rights should be applied to affected landowners when:

- The impacts of the development are predicted to exceed the relevant voluntary land acquisition criteria, even with the implementation of all reasonable and feasible avoidance and/or mitigation measures; and
- The consent authority is satisfied that the development is still in the public interest and should be approved.

The conditions of any approval should specify:

- The terms of any acquisition;
- The period during which the voluntary land acquisition rights are available<sup>4</sup>; and
- The process for securing acquisition.

Under these conditions, applicants will generally be required to acquire the relevant land where the voluntary acquisition criteria are exceeded and any contiguous lots owned by the same landowner at the date of the approval.

The acquisition price must, as a minimum, include:

- A sale price no less favourable than market value calculated in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991* as if the land was unaffected by the development; and
- An amount no less favourable than an amount calculated with respect to the matters referred to in section 55 of the *Land Acquisition (Just Terms Compensation) Act 1991* other than market value.

However, the cost of installing voluntary mitigation measures may be excluded from the acquisition price if the installation of these measures has increased the market value of the land.

Because the application of voluntary acquisition rights is intended to protect human health and amenity, those rights should not be applied to vacant land other than in the circumstances specifically identified in this policy.

The process for securing acquisition is summarised in Figure 3 below.

<sup>4</sup> The period during which the voluntary land acquisition rights are available should be determined taking into account the periods during which the voluntary land acquisition criteria are predicted to be exceeded.



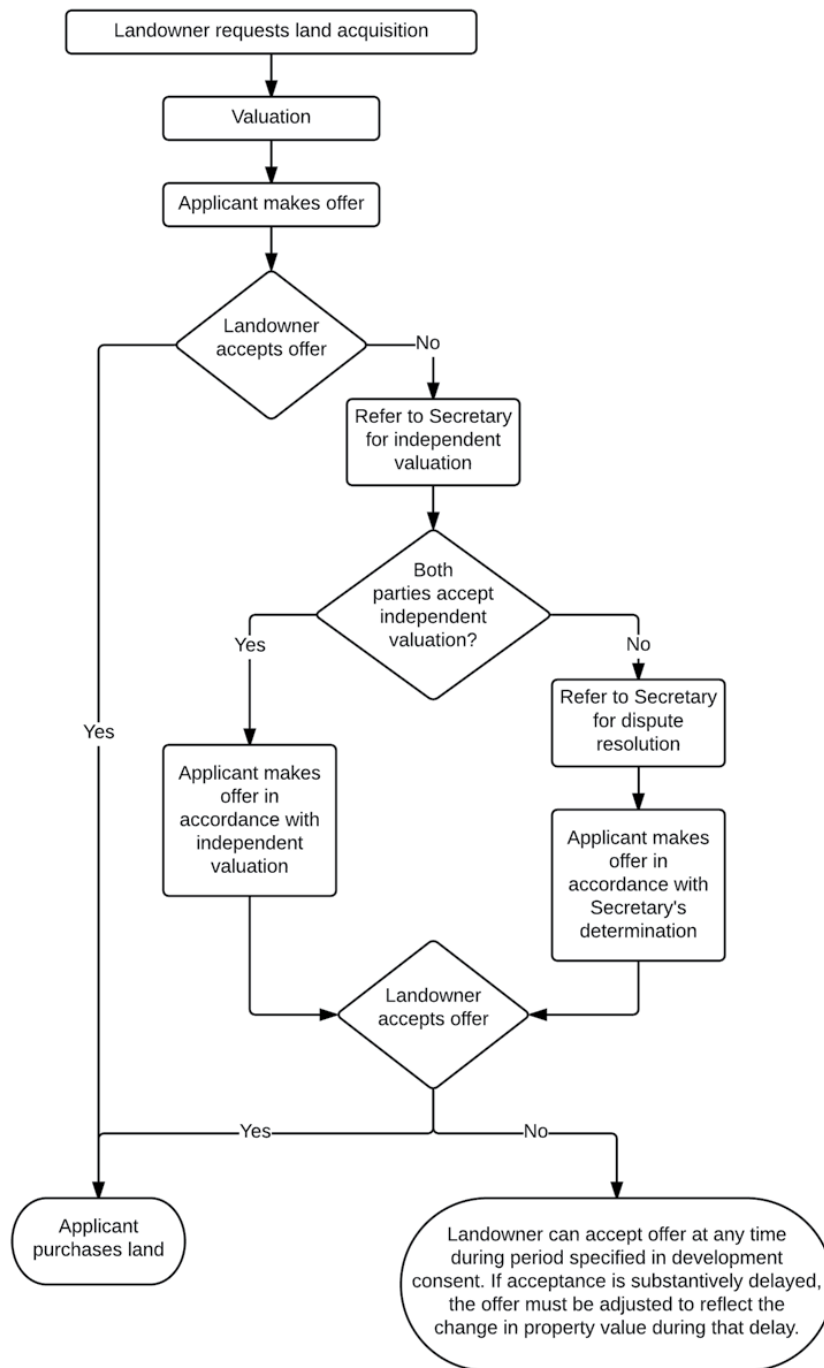


Figure 3 – Voluntary land acquisition process.



### Use of acquired land

Land acquired by the applicant to mitigate the impacts of a development could have existing tenants or be leased to new tenants.

In circumstances where relevant mitigation or acquisition criteria are likely to be exceeded on land acquired by the applicant to mitigate the impacts of a development, applicants must ensure:

- Existing, prospective and/or new tenants are properly informed of:
  - the scale and nature of the predicted impacts, through the provision of relevant air quality and noise impact predictions; and
  - the health risks, if any, of being exposed to such impacts<sup>5</sup>.
- Tenants can terminate their lease agreement without penalty at any time during the development if the noise or particulate matter impacts are exceeding the relevant mitigation or acquisition criteria; and
- In the case where an existing tenant<sup>6</sup> decides to move to avoid the impacts of the development, pay the reasonable costs associated with that tenant moving to alternative accommodation.

In areas with intensive mining development, there may be an overlap between the mitigation or acquisition zone of one mining company and another. In such circumstances, each mining company should be responsible for managing the impacts of any mining development on its land.

### NOISE

This section details how the policy applies to noise impacts.

#### Assessment criteria

Applicants are required to assess the impacts of the development in accordance with the:

- NSW Industrial Noise Policy (EPA 2000) (INP);
- Rail Infrastructure Noise Guideline (EPA 2013) (RING);
- Road Noise Policy (DECCW 2011) (RNP); and the
- Interim Construction Noise Guideline (DECC 2009) (ICNG).

These policies and guidelines seek to strike an appropriate balance between supporting the economic development of NSW and protecting the amenity and wellbeing of the community. They recommend standards for regulating the construction, operational, road and rail noise impacts of a development, and require applicants to implement all reasonable and feasible avoidance and mitigation measures.

These standards are generally conservative, and it does not automatically follow that exceedances of the relevant criteria will result in unacceptable impacts.

<sup>5</sup> For example, for particulate matter impacts, through the provision of the latest version of the NSW Health Fact Sheet - Mine Dust and You.

<sup>6</sup> "Existing tenant" means a tenant who occupied the land prior to the approval of the subject mining development.



#### **Mitigation and acquisition criteria**

A consent authority can apply voluntary mitigation and voluntary land acquisition rights to reduce:

- Operational noise impacts of a development on privately owned land; and
- Rail noise impacts of a development on privately owned land near non-network rail lines (private rail lines), on or exclusively servicing industrial sites (see Appendix 3 of the RING);

But not:

- Construction noise impacts, as these impacts are shorter term and can be controlled;
- Noise impacts on the public road or rail network; or
- Modifications of existing developments with legacy noise issues, where the modification would have beneficial or negligible noise impacts. In such cases, these legacy noise issues should be addressed through site-specific pollution reduction programs under the *Protection of the Environment Operations Act 1997*.

#### **Process for decision-making on noise impacts**

The decision-making process which should be applied by a consent authority under this policy is summarised in Figure 4 below.

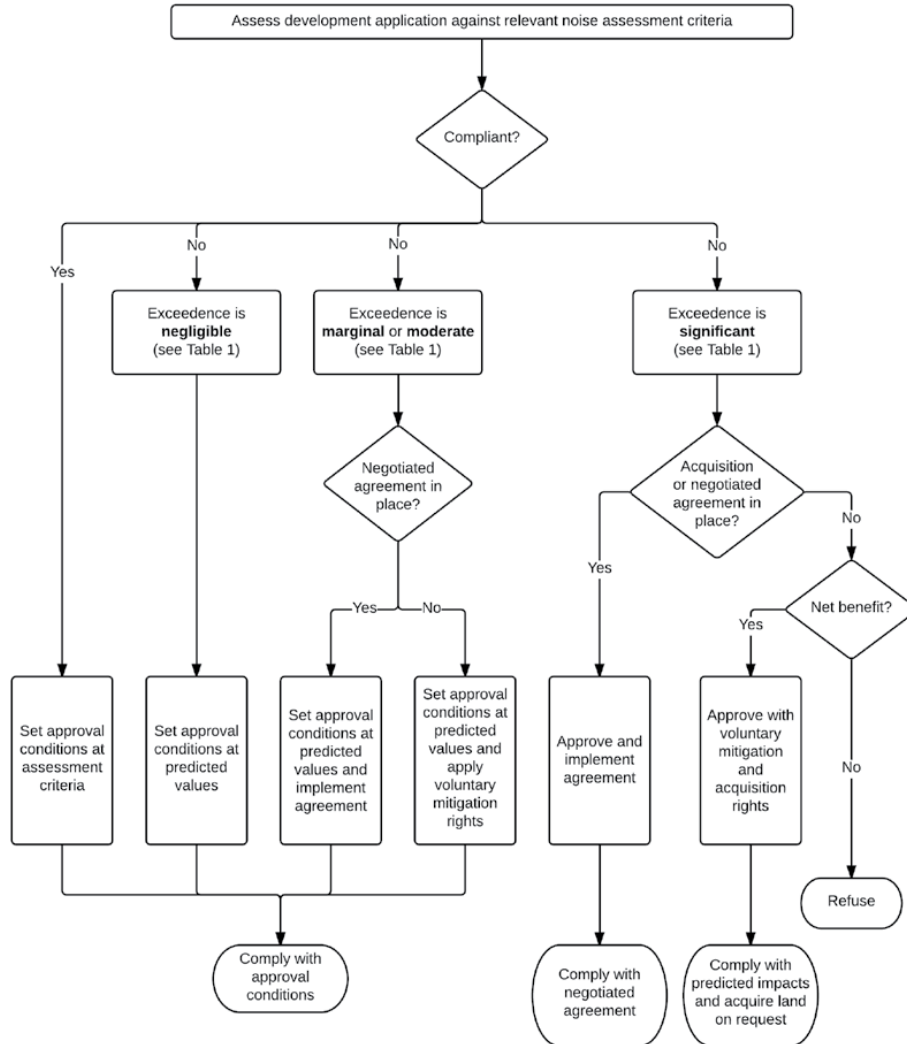


Figure 4 – Decision-making process for noise impacts.



Table 1 below summarises the NSW Government's interpretation of the significance of any potential exceedances of the relevant noise assessment criteria, and identifies potential treatments for these exceedances.

**Table 1 - Characterisation of noise impacts & potential treatments**

Residual noise exceeds INP criteria by	Characterisation of impacts	Potential treatment
0-2dB(A) above the project specific noise level (PSNL)	Impacts are considered to be <b>negligible</b>	The exceedances would not be discernable by the average listener and therefore would not warrant receiver based treatments or controls
3-5dB(A) above the PSNL in the INP <u>but</u> the development would contribute less than 1dB to the total industrial noise level	Impacts are considered to be <b>marginal</b>	Provide mechanical ventilation / comfort condition systems to enable windows to be closed without compromising internal air quality / amenity.
3-5dB(A) above the PSNL in the INP <u>and</u> the development would contribute more than 1dB to the total industrial noise level	Impacts are considered to be <b>moderate</b>	As for marginal impacts but also upgraded façade elements like windows, doors, roof insulation etc. to further increase the ability of the building façade to reduce noise levels.
>5dB(A) above the PSNL in the INP	Impacts are considered to be <b>significant</b>	Provide mitigation as for moderate impacts and see voluntary land acquisition provisions below.

#### *Voluntary mitigation rights*

A consent authority should only apply voluntary mitigation rights where, even with the implementation of best practice management:

- The noise generated by the development would be equal to or greater than 3dB(A) above the INP project specific noise level at any residence on privately owned land; or
- The development would increase the total industrial noise level at any residence on privately owned land by more than 1dB(A) and noise levels at the residence are already above the recommended amenity criteria in Table 2.1 of the INP; or
- The development includes a private rail line and the use of that private rail line would cause exceedances of the recommended acceptable levels in Table 6 of Appendix 3 of the RING (see Appendix B) by greater than or equal to 3dB(A) at any residence on privately owned land.

All noise levels must be calculated in accordance with the INP or RING (as applicable).

The selection of mitigation measures should be guided by the potential treatments identified in Table 1 above.



### *Voluntary land acquisition rights*

A consent authority should only apply voluntary land acquisition rights where, even with the implementation of best practice management:

- The noise generated by the development would be more than 5dB(A) above the project specific noise level at any residence on privately owned land; or
- The noise generated by the development would contribute to exceedances of the recommended maximum noise levels in Table 2.1 of the INP on more than 25% of any privately owned land where there is an existing dwelling or where a dwelling could be built under existing planning controls<sup>7</sup>; or
- The development includes a private rail line and the use of that private rail line would cause exceedances of the recommended maximum criteria in Table 6 of Appendix 3 of the RING at any residence on privately owned land.

All noise levels must be calculated in accordance with the INP or RING (as applicable).

## **PARTICULATE MATTER**

This section details how the policy applies to particulate matter impacts.

### *Assessment criteria*

Applicants are required to assess the impacts of the development in accordance with the Approved Methods for the Modelling and Assessment of Air Pollutants in NSW (EPA 2005) (Approved Methods).

While exceedances of these criteria will increase the human health risks of a development, the consent authority may determine the additional risk to be acceptable, particularly when the broader social and economic benefits of the development are taken into consideration.

### *Mitigation and acquisition criteria*

#### *Process for decision-making on air quality impacts*

The decision-making process which should be applied by a consent authority under this policy is summarised in Figure 5 below.

<sup>7</sup> Voluntary land acquisition rights should not be applied to address noise levels on vacant land other than to vacant land specifically meeting these criteria.

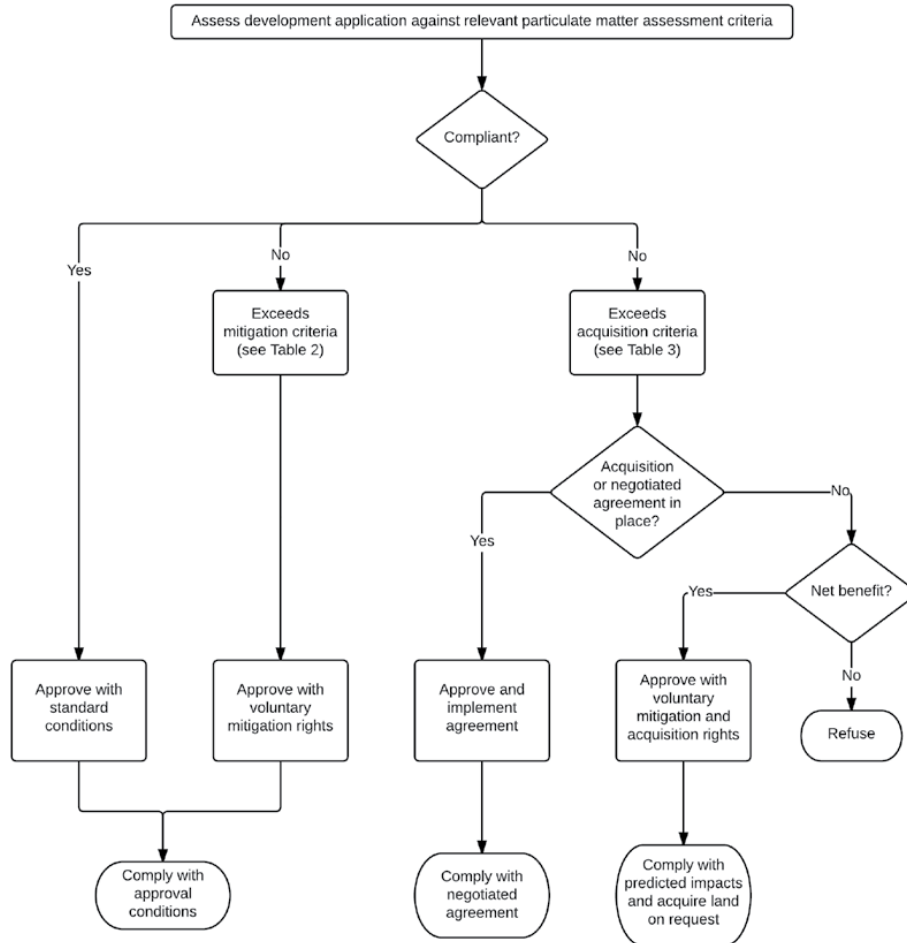


Figure 5 - Decision-making process for particulate matter impacts.



### *Voluntary mitigation rights*

A consent authority should only apply voluntary mitigation rights where, even with the implementation of best practice management, the development contributes to exceedences of the mitigation criteria set out in Table 2:

- At any residence on privately owned land; or
- At any workplace on privately owned land where the consequences of those exceedences in the opinion of the consent authority are unreasonably deleterious to worker health or the carrying out of business at that workplace, including consideration of the following factors:
  - the nature of the workplace;
  - the potential for exposure of workers to elevated levels of particulate matter;
  - the likely period of exposure; and
  - the health and safety measures already employed in that workplace.

**Table 2 - Particulate matter mitigation criteria<sup>8</sup>**

POLLUTANT	AVERAGING PERIOD	MITIGATION CRITERION		IMPACT TYPE
PM <sub>10</sub>	Annual	30 µg/m <sup>3*</sup>		Human health
PM <sub>10</sub>	24 hour	50 µg/m <sup>3**</sup>		Human health
Total suspended particulates (TSP)	Annual	90 µg/m <sup>3*</sup>		Amenity
Deposited dust	Annual	2 g/m <sup>2</sup> /month**	4 g/m <sup>2</sup> /month*	Amenity

\* Cumulative impact (i.e. increase in concentrations due to the development plus background concentrations due to all other sources).

\*\* Incremental impact (i.e. increase in concentrations due to the development alone), with zero allowable exceedences of the criteria over the life of the development.

Mitigation measures in these circumstances should be directed towards reducing the potential human health and amenity impacts of the development at a residence or at a workplace, and must be directly relevant to the mitigation of those impacts. These measures may include (for example):

- Air conditioning, including heating;
- Insulation;
- First flush water systems;
- Installation and regular replacement of water filters;
- Cleaning of rainwater tanks;
- Clothes dryers; and
- Regular cleaning of any residence and its related amenities, such as barbeque areas and swimming pools.

<sup>8</sup> Criteria are derived from Approved Methods for the Modelling and Assessment of Air Pollutants in NSW (EPA 2005).





### *Voluntary land acquisition rights*

A consent authority should only apply voluntary acquisition rights where, even with the implementation of best practice management, the development is predicted to contribute to exceedances of the acquisition criteria in Table 3:

- At any residence on privately owned land; or
- At any workplace on privately owned land where the consequences of those exceedances in the opinion of the consent authority are unreasonably deleterious to worker health or the carrying out of business at that workplace, including consideration of the following factors:
  - the nature of the workplace;
  - the potential for exposure of workers to elevated levels of particulate matter;
  - the likely period of exposure; and
  - the health and safety measures already employed in that workplace.
- On more than 25% of any privately owned land where there is an existing dwelling or where a dwelling could be built under existing planning controls<sup>9</sup>.

**Table 3: Particulate matter acquisition criteria**<sup>10</sup>

POLLUTANT	AVERAGING PERIOD	ACQUISITION CRITERION		IMPACT TYPE
PM <sub>10</sub>	Annual	30 µg/m <sup>3*</sup>		Human health
PM <sub>10</sub>	24 hour	50 µg/m <sup>3**</sup>		Human health
Total suspended particulates (TSP)	Annual	90 µg/m <sup>3*</sup>		Amenity
Deposited dust	Annual	2 g/m <sup>2</sup> /month**	4 g/m <sup>2</sup> /month*	Amenity

\* Cumulative impact (i.e. increase in concentrations due to the development plus background concentrations due to all other sources).

\*\* Incremental impact (i.e. increase in concentrations due to the development alone), with up to 5 allowable exceedances of the criteria over the life of the development.

All particulate matter levels must be calculated in accordance with Approved Methods.

<sup>9</sup> Voluntary land acquisition rights should not be applied to address particulate matter levels on vacant land other than to vacant land specifically meeting these criteria.

<sup>10</sup> Criteria are derived from Approved Methods for the Modelling and Assessment of Air Pollutants in NSW (EPA 2005).



## DEFINITIONS

<b>applicant</b>	means the person entitled to the benefit of the development consent that authorises a mining or extractive industry development.
<b>feasible</b>	relates to engineering considerations and what is practical to build or implement.
<b>land</b>	means the whole of a lot, including contiguous lots owned by the same landowner.
<b>negotiated agreement</b>	means an agreement involving the negotiation of a package of mitigation and/or compensatory benefits for landowners of affected land. The agreement is negotiated between the applicant and the landowner.
<b>privately owned land</b>	means land that is not owned by a public agency or a mining, petroleum or extractive industry company (or its subsidiary).
<b>reasonable</b>	relates to the application of judgment in arriving at a decision, taking into account: mitigation benefits, costs versus benefits provided and the nature and extent of potential improvements.
<b>Secretary</b>	means the Secretary of the Department of Planning and Environment or any person authorised to act on their behalf.
<b>workplace</b>	includes a lawfully operating office, industrial premises or intensive agricultural enterprise where employees are grouped together in a defined location, but does not include broad-acre agricultural land, heavy, hazardous or offensive industry or businesses intentionally located close to mining operations.

## Roads and Maritime Services

### ROADS ACT 1993

#### Order

I, Peter Duncan, Chief Executive of Roads and Maritime Services, pursuant to section 215 of the *Roads Act 1993* (NSW), make the following Order.

Dated: 10 December 2014

PETER DUNCAN  
Chief Executive  
Roads and Maritime Services

#### 1. Citation

This Order may be cited as the *Roads (Sydney Harbour Bridge Toll) Order 2015*.

#### 2. Commencement

This Order takes effect on 1 January 2015.

#### 3. Revocation

The *Roads (Sydney Harbour Bridge Toll) Order 2014* dated 16 December 2013 (published in Gazette No 177 of 20 December 2013 at pages 5800 to 5802) is revoked on and from 1 January 2015.

#### 4. Interpretation

Words and expressions used in this Order have the same meaning as in the *Roads Act 1993* (NSW) or the *Road Transport Act 2013* (NSW) as the context requires unless otherwise stated.

#### 5. Definitions

In this Order:

**Off-peak period** means on a weekday, the period between midnight and 6.30 am and between 7.00 pm and midnight and, on Saturday and Sunday or on a public holiday, the period between midnight and 8.00 am and between 8.00 pm and midnight.

**Peak period** means on a weekday, the period after 6.30 am and before 9.30 am and after 4.00 pm and before 7.00 pm.

**Penalty notice** means a notice referred to in section 243 of the *Roads Act 1993* (NSW).

**Public Holiday** means the public holidays declared for New South Wales within Part 2 of the *Public Holidays Act 2010* (NSW).

**Shoulder period** means on a weekday, the period between 9.30 am and 4.00 pm and, on Saturday and Sunday or on a public holiday, the period after 8.00 am and before 8.00 pm.

**Toll point** means the point designated by a toll operator (by signs or otherwise) as the point at which the liability to pay a toll is incurred for driving a motor vehicle on a tollway or a particular lane of the tollway.

**Weekday** means any day in the period commencing on a Monday and ending on Friday, including both those days, and that is not a public holiday.

**Note:** A reference to “between” or “period between” any two times is inclusive of both those times.

#### 6. Tolls

6.1 The toll payable for a motor vehicle used on the Sydney Harbour Bridge that passes the toll point when travelling in a southerly direction is the amount specified below:

<i>Period</i>	<i>Toll charge</i>
a) During an off-peak period	\$2.50
b) During a peak period	\$4.00
c) During a shoulder period	\$3.00

6.2 The toll charges set out in paragraph 6.1 apply as stated in that paragraph unless the vehicle is an exempt vehicle as set out in Schedule 1 to this Order.

#### 7. ERider periodic toll pass

7.1 Upon payment of the relevant charge for each period as set out in Schedule 2, Schedule 3, Schedule 4 or Schedule 5 of this Order, Roads and Maritime Services may issue an ERider periodic toll pass in respect of a motor bike.

7.2 An ERider periodic toll pass will cover the cost of travel across the Sydney Harbour Bridge using the motor bike to which the pass relates during the period of time that the pass remains valid.

7.3 The ERider periodic toll pass is valid on and from the day, month and year that the pass is purchased until it expires.

7.4 Column 1 of Schedule 2 to this Order indicates the dates on which passes that expire on 31 March 2015 may first be used and Column 2 of Schedule 2 indicates the respective charge for the ERider periodic toll pass.

7.5 Column 1 of Schedule 3 to this Order indicates the dates on which passes that expire on 30 June 2015 may first be used and Column 2 of Schedule 3 indicates the respective charge for the ERider periodic toll pass.

7.6 Column 1 of Schedule 4 to this Order indicates the dates on which passes that expire on 30 September 2015 may first be used and Column 2 of Schedule 4 indicates the respective charge for the ERider periodic toll pass.

7.7 Column 1 of Schedule 5 to this Order indicates the dates on which passes which expire on 31 December 2015 may first be used and Column 2 of Schedule 5 indicates the respective charge for the pass.

#### 8. Video image transactions – administrative charges

8.1 When a tag or pass cannot be detected on a motor vehicle which passes the toll point travelling on the Sydney Harbour Bridge in a southerly direction, an image of the motor vehicle’s number plate will be taken and either matched to a tag account or a toll notice paid by a tag account (matching exercise).

8.2 The administrative charge payable for the matching exercise is the amount set out below:

<i>Toll Road</i>	<i>Fee for number plate matching on a tag account</i>	<i>Fee for payment per toll notice with tag account</i>
Sydney Harbour Bridge	\$0.55	\$1.10

8.3 The administrative charges set out in paragraph 8.2 apply as stated in that paragraph unless the vehicle is an exempt vehicle as set out in Schedule 1 to this Order.

**9. Charges payable by owner of vehicle if toll not paid**

9.1 When the driver does not pay the toll, the following administrative charges are payable by the owner of a motor vehicle:

<i>Description</i>	<i>Administrative charge</i>
a) A first pre-penalty notice letter of demand is issued to the owner seeking payment of the toll and relevant administrative charge	\$10
b) A second pre-penalty notice letter of demand is issued to the owner seeking payment of the toll and the relevant administrative charge specified in sub-clause (a) of this clause together with an administrative charge additional to that amount	\$10

9.2 The administrative charges set out in paragraph 9.1 apply as stated in that paragraph unless the vehicle is an exempt vehicle as set out in Schedule 1 to this Order.

**SCHEDULE 1**

**Tolls**

<i>Class of vehicles</i>	<i>Toll</i>
1. Pursuant to clause 43 of the <i>Roads Regulation 2008</i> (NSW), the classes of vehicles in this Schedule 1 are exempt from paying a toll: <ul style="list-style-type: none"> <li>(a) a vehicle for which Roads and Maritime Services is the registered operator, and that is being used either for the purpose of maintenance work on the Sydney Harbour Bridge or for the purpose of removing vehicles from the Sydney Harbour Bridge;</li> <li>(b) a police vehicle;</li> <li>(c) a Fire and Rescue NSW vehicle;</li> <li>(d) an ambulance or rescue vehicle;</li> <li>(e) a vehicle for which the Australian Red Cross Blood Transfusion Service (Blood Bank) is the registered operator, and that is fitted with a roof mounted red flashing light and siren or similar warning device;</li> <li>(f) a vehicle where the driver has been issued with a disabled person's toll exemption pass or tag by Roads and Maritime Services, being a pass or tag that exempts the person from payment of tolls and charges in respect of travelling across the Sydney Harbour Bridge;</li> <li>(g) a vehicle carrying a person (including the driver) to whom an incapacitated ex-service person's toll exemption pass or tag has been issued by Roads and Maritime Services, being a pass or tag that exempts the person from payment of tolls and charges in respect of travelling across the Sydney Harbour Bridge;</li> <li>(h) a Defence Force vehicle; or</li> <li>(i) a vehicle driven by a person who produces evidence that they or a passenger within the vehicle they are driving is a member of the Diplomatic or Consular Corps.</li> </ul>	Nil
2. Any vehicle that is attached to, carried or drawn by, another vehicle.	Nil
3. Any motor bike in respect of which an ERider periodic toll pass is in force and displayed in accordance with any directions by Roads and Maritime Services.	Nil

## SCHEDULE 2

Charges Payable to RMS for an ERider Periodic Toll Pass or Tag Toll Pass or Tag Expiring on 31 March 2015

<i>Column 1</i>	<i>Column 2</i>
<i>Date pass may first be used</i>	<i>Charge</i>
1 January 2015	\$90.00
4 January 2015	\$87.00
10 January 2015	\$79.00
17 January 2015	\$72.00
24 January 2015	\$65.00
31 January 2015	\$58.00
7 February 2015	\$51.00
14 February 2015	\$44.00
21 February 2015	\$37.00
28 February 2015	\$30.00

## SCHEDULE 4

Charge Payable to RMS for an ERider Periodic Toll Pass or Tag Toll Pass or Tag Expiring on 30 September 2015

<i>Column 1</i>	<i>Column 2</i>
<i>Date pass may first be used</i>	<i>Charge</i>
1 July 2015	\$90.00
4 July 2015	\$87.00
11 July 2015	\$79.00
18 July 2015	\$72.00
25 July 2015	\$65.00
1 August 2015	\$58.00
8 August 2015	\$51.00
15 August 2015	\$44.00
22 August 2015	\$37.00
29 August 2015	\$30.00

## SCHEDULE 3

Charge Payable to RMS for an ERider Periodic Toll Pass or Tag Toll Pass or Tag Expiring on 30 June 2015

<i>Column 1</i>	<i>Column 2</i>
<i>Date Pass may first be used</i>	<i>Charge</i>
1 April 2015	\$90.00
4 April 2015	\$87.00
11 April 2015	\$79.00
18 April 2015	\$72.00
27 April 2015	\$65.00
2 May 2015	\$58.00
9 May 2015	\$51.00
16 May 2015	\$44.00
23 May 2015	\$37.00
30 May 2015	\$30.00

## SCHEDULE 5

Charge Payable to RMS for an ERider Periodic Toll Pass or Tag Toll Pass or Tag Expiring on 31 December 2015

<i>Column 1</i>	<i>Column 2</i>
<i>Date pass may first be used</i>	<i>Charge</i>
1 October 2015	\$90.00
4 October 2015	\$87.00
10 October 2015	\$79.00
17 October 2015	\$72.00
24 October 2015	\$65.00
31 October 2015	\$58.00
7 November 2015	\$51.00
14 November 2015	\$44.00
21 November 2015	\$37.00
28 November 2015	\$30.00

## SCHEDULE 6

Charge Payable to RMS for a Video Image Matching Transaction

<i>Toll Road</i>	<i>Fee for number plate matching on a tag account</i>	<i>Fee for payment per toll notice with tag account</i>
Sydney Harbour Bridge	\$0.55	\$1.10

**ROADS ACT 1993****LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at Corindi  
Beach in the Coffs Harbour City Council area

Roads and Maritime Services by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

A C North  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

**SCHEDULE**

ALL those pieces or parcels of land situated in the Coffs Harbour City Council area, Parish of Corindi and County of Fitzroy shown as:

Lot 26 Deposited Plan 1196296, being part of the land in Certificate of Title 3/806515 and said to be in the possession of William Richard Donald and Karyn Lenore Donald;

Lot 51 Deposited Plan 851056, being the whole of the land in Certificate of Title 51/851056 and said to be in the possession of Mark Andrew Taylor (registered proprietor), National Australia Bank Limited (mortgagee), Corindi School of Dance (lessee) and Elizabeth (Carol) Ford (reputed tenant); and

Lot 554 Deposited Plan 1181369, being part of the land in Certificate of Title 24/705683 and said to be in the possession of Sam Apokis (registered proprietor), ECHL Pty Limited (caveator) and Wyanga Holdings Pty Ltd and Rixa Quarries Pty Ltd (beneficiaries of a profit à prendre);

excluding any existing easements from the compulsory acquisition of the land listed above.

(RMS Papers: SF2014/16210)

**ROADS ACT 1993****LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of Land at  
Schofields in the Blacktown City Council area

Roads and Maritime Services by its delegate declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purposes of the Roads Act 1993.

A C North  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

**SCHEDULE**

ALL those pieces or parcels of land situated in the Blacktown City Council area, Parish of Gidley and County of Cumberland, shown as Lot 401 Deposited Plan 1195337 and Lot 216 Deposited Plan 1189773, being parts of the land in Certificate of Title Auto Consol 6167-95.

The land is said to be in the possession of Blacktown City Council.

(RMS Papers: SF2014/22212)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at  
Gocup in the Tumut Shire Council area

Roads and Maritime Services, by its delegate, dedicates the land described in the schedule below as public road under section 10 of the Roads Act 1993.

A C North  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

**SCHEDULE**

ALL those pieces or parcels of land situated in the Tumut Shire Council area, Parish of Minjary, County of Wynyard, shown as:

Lots 105 to 109 inclusive Deposited Plan 1183914; and

Lots 22 and 23 Deposited Plan 1186304.

(RMS Papers: SF2013/34007; RO SF2012/6903)

## Department of Trade and Investment, Regional Infrastructure and Services

### EXPLOSIVES ACT 2003

Appointment of Inspectors under Section 25

I, MARK I PATERSON, AO, Secretary, Department of Trade and Investment, Regional Infrastructure and Services, being the regulatory authority for coal workplaces and mining workplaces pursuant to clause 6 of the *Explosives Regulation 2005* and to section 25 of the *Explosives Act 2003* (*'the Act'*) hereby appoint as an inspector in relation to coal workplaces and mining workplaces each of the persons named in the Schedule below.

Dated this 4th day of December 2014.

MARK I PATERSON AO  
Secretary  
Department of Trade and Investment,  
Regional Infrastructure and Services

#### SCHEDULE

BROWN, Steven Alan  
WICKHAM, Paul Keith

Notice is given that the following application has been received:

### MINING ACT 1992

Section 367 Order

Revocation of a Reserve

(12/5564)

His Excellency General The Honourable DAVID HURLEY AC DSC (Retd), Governor of New South Wales

I, General The Honourable David Hurley AC DSC (Retd), Governor of New South Wales, with the advice of the Executive Council and pursuant to section 367 of the *Mining Act 1992*, do by this Order revoke in full Reserve No 3226 and Reserve No 3227 published in the *Government Gazette* on 12 July 1995.

Signed and sealed at Sydney this 10th day of December 2014.

By His Excellency's Command,  
ANTHONY ROBERTS, MP  
Minister for Resources and Energy  
GOD SAVE THE QUEEN!

Notice is given that the following applications have been received:

### EXPLORATION LICENCE APPLICATIONS

(T14-1171)

No 5121, GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863), area of 18 units, for Group 1, dated 10 December 2014 (Orange Mining Division).

(T14-1172)

No 5122, SANDFIRE RESOURCES NL (ACN 105 154 185), area of 15 units, for Group 1, dated 12 December 2014 (Orange Mining Division).

(T14-1173)

No 5123, BIG ISLAND MINING PTY LTD (ACN 112 787 470), area of 4 units, for Group 1, dated 15 December 2014 (Wagga Wagga Mining Division).

(T14-1174)

No 5124, SANDFIRE RESOURCES NL (ACN 105154185), area of 3 units, for Group 1, dated 15 December 2014 (Orange Mining Division).

(T14-1175)

No 5125, FIRST STATE PTY LIMITED (ACN 155 959 569), area of 93 units, for Group 6, dated 15 December 2014 (Inverell Mining Division).

(T14-1176)

No 5126, FIRST STATE PTY LIMITED (ACN 155 959 569), area of 111 units, for Group 6, dated 15 December 2014. (Inverell Mining Division).

(T14-1178)

No 5127, MACQUARIE HOLDINGS NO. 1 PTY LTD (ACN 168 346 110), area of 4 units, for Group 1, dated 16 December 2014. (Orange Mining Division).

### MINING LEASE APPLICATION

(T14-1177)

No 485, BORAL BRICKS PTY LTD (ACN 082 448 342), area of about 30.7 hectares, to mine for clay/shale, dated 16 December 2014 (Sydney Mining Division).

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

Notice is given that the following applications have been granted:

### EXPLORATION LICENCE APPLICATIONS

(T14-1116)

No 5065, now Exploration Licence N. 8327, RIGENT PTY. LIMITED (ACN 008 606 200), County of Cumberland, Map Sheet (9030), area of 4 units, for Group 5, dated 2 December 2014, for a term until 2 December 2017.

(T14-1117)

No 5066, now Exploration Licence No 8325, OCHRE RESOURCES PTY LTD (ACN 112 833 351), Counties of Argyle and Murray, Map Sheet (8728, 8827, 8828), area of 64 units, for Group 1 and Group 2, dated 2 December 2014, for a term until 2 December 2017.

(T14-1123)

No 5072, now Exploration Licence No 8326, PEEL MINING LIMITED (ACN 119 343 734), County of Inglis, Map Sheet (9036), area of 27 units, for Group 1 and Group 2, dated 2 December 2014, for a term until 2 December 2017. As a result of the grant of this title, Exploration Licence No 6884 has ceased to have effect.

(T14-1135)

No 5084, now Exploration Licence No 8321, LG CIVIL PTY LTD (ACN 158 021 142), County of Sturt, Map Sheet (8029), area of 9 units, for Group 2, dated 21 November 2014, for a term until 21 November 2017.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

Notice is given that the following application has been refused:

**EXPLORATION LICENCE APPLICATION**

(T14-1065)

No 5019, VOLCAN AUSTRALIA CORPORATION PTY LTD (ACN 131 553 341), County of Arrawatta, Map Sheet (9138). Refusal took effect on 11 December 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

Notice is given that the following applications have been withdrawn:

**EXPLORATION LICENCE APPLICATIONS**

(T14-1163)

No 5113, SANDFIRE RESOURCES NL (ACN 105 154 185), County of Ashburnham and County of Bathurst, Map Sheet (8630, 8631). Withdrawal took effect on 12 December 2014.

(T14-1164)

No 5114, SANDFIRE RESOURCES NL (ACN 105 154 185), County of Ashburnham, County of Kennedy and County of Narromine, Map Sheet (8531, 8532). Withdrawal took effect on 12 December 2014.

(T14-1165)

No 5115, SANDFIRE RESOURCES NL (ACN 105 154 185), County of Gordon and County of Wellington, Map Sheet (8632). Withdrawal took effect on 15 December 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

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

(12-5786)

Exploration Licence No 6363, VARISCAN MINES LIMITED (ACN 003 254 395) AND EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), area of 20 units. Application for renewal received 9 December 2014.

(14-3998)

Exploration Licence No. 7431, CENTENNIAL INGLENOOK PTY LIMITED (ACN 120 159 051), area of 2931 hectares. Application for renewal received 16 December 2014.

(14-3999)

Exploration Licence No 7432, CENTENNIAL INGLENOOK PTY LIMITED (ACN 120 159 051), area of 2736 hectares. Application for renewal received 16 December 2014.

(14-4000)

Exploration Licence No 7442, CENTENNIAL INGLENOOK PTY LIMITED (ACN 120 159 051), area of 1020 hectares. Application for renewal received 16 December 2014.

(T10-0133)

Exploration Licence No 7676, GOLD FIELDS AUSTRALASIA PTY LTD (ACN 087 624 600), area of 47 units. Application for renewal received 16 December 2014.

(T98-1716)

Mining Lease No 460 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 12.54 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 467 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 1.165 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 504 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 35.54 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 505 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 20.73 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 506 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 29.04 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 507 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 29.32 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 508 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 32.02 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 509 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 26.97 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 510 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 25.43 hectares. Application for renewal received 26 November 2014.



(T98-1716)

Mining Lease No 555 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2271 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mining Lease No 619 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 8154 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 5140 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2362 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 5698 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2403 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6084 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2403 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6085 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2362 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6088 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2428 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6089 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 1075 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6098 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 5.609 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No. 6135 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 7.987 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6140 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 20.5277 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6157 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 17.3 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6213 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 4.957 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mineral Lease No 6218 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2.916 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Purposes Lease No 112 (Act 1973), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 40.06 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Purposes Lease No 1297 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 7.987 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Purposes Lease No 1298 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2.023 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Mining Purposes Lease No 1300 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 20.53 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands (Mining Purposes) Lease No 1043 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 4.85 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands (Mining Purposes) Lease No 3210 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 3.31 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands (Mining Purposes) Lease No 3239 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 4.05 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands (Mining Purposes) Lease No 3240 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 4.9 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands (Mining Purposes) Lease No 3486 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 5.526 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 790 (Act 1924), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2.97 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 794 (Act 1924), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 3.18 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 970 (Act 1924), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 1.597 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 1290 (Act 1924), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 1.11 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 1310 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 5.666 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3223 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 3.653 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3224 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2.37 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3310 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 4.183 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3339 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 1.556 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3387 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 8991.7 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3403 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 21.27 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3414 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 3.27 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3487 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2.721 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3561 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 4.047 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3602 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 560.8 square metres. Application for renewal received 26 November 2014.

(T98-1716)

Private Lands Lease No 3772 (Act 1906), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 2.02 hectares. Application for renewal received 26 November 2014.

(T98-1716)

Special (Crown & Private Lands) Lease No 5 (Act 1969), EOE (NO.75) PTY LTD (ACN 006 829 787), area of 1922 square metres. Application for renewal received 26 November 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

Notice is given that the following authorities have been renewed:

#### RENEWAL OF CERTAIN AUTHORITIES

(T98-1075)

Exploration Licence No 5524, NEWCREST OPERATIONS LIMITED (ACN 009 221 505), Counties of Bland and Gipps, Map Sheet (8330, 8430), area of 42 units, for a further term until 15 September, 2015. Renewal effective on and from 4 December 2014.

(12-3983)

Exploration Licence No 5973, HILLGROVE MINES PTY LTD (ACN 102 660 506), County of Sandon, Map Sheet (9236), area of 29 units, for a further term until 18 August 2019. Renewal effective on and from 21 November 2014.

(06-0066)

Exploration Licence No 6627, NEO RESOURCES LIMITED (ACN 007 708 429), Counties of Roxburgh and Wellington, Map Sheet (8832), area of 7 units, for a further term until 5 September 2016. Renewal effective on and from 9 December 2014.

(12-5497)

Exploration Licence No 6656, MINCOR COPPER PTY LTD (ACN 120 024 777), County of Kennedy, Map Sheet (8333), area of 10 units, for a further term until 26 October 2017. Renewal effective on and from 16 December 2014.

(T07-0510)

Exploration Licence No 7162, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), County of Yancowinna, Map Sheet (7133), area of 3 units, for a further term until 23 June 2016. Renewal effective on and from 2 December 2014.

(T08-0106)

Exploration Licence No 7301, VOLCAN AUSTRALIA CORPORATION PTY LTD (ACN 131 553 341), Counties of Arrawatta and Gough, Map Sheet (9138), area of 84 units, for a further term until 23 February 2016. Renewal effective on and from 11 December 2014.

(T09-0121)

Exploration Licence No 7447, DEFIANCE RESOURCES PTY LTD (ACN 119 700 220), County of Mouramba, Map Sheet (8133, 8134), area of 50 units, for a further term until 2 February 2017. Renewal effective on and from 27 November 2014.

(14-1504)

Exploration Licence No 7548, NEO RESOURCES LIMITED (ACN 007 708 429), County of Roxburgh, Map Sheet (8831, 8832), area of 19 units, for a further term until 21 May 2016. Renewal effective on and from 4 December 2014.

(T09-0207)

Exploration Licence No 7550, NEO RESOURCES LIMITED (ACN 007 708 429), Counties of Phillip and Wellington, Map Sheet (8832), area of 21 units, for a further term until 21 May 2016. Renewal effective on and from 4 December 2014.

(T09-0264)

Exploration Licence No 7553, NEO RESOURCES LIMITED (ACN 007 708 429), County of Wellington, Map Sheet (8732, 8733), area of 18 units, for a further term until 21 May 2016. Renewal effective on and from 4 December 2014.

(T10-0213)

Exploration Licence No 7597, ABX1 PTY LTD (ACN 139 790 364), Counties of Bligh and Brisbane, Map Sheet (8834, 8933), area of 53 units, for a further term until 18 August 2017. Renewal effective on and from 5 December 2014.

(T10-0069)

Exploration Licence No 7617, ST BARBARA LIMITED (ACN 009 165 066), County of Oxley, Map Sheet (8434), area of 34 units, for a further term until 6 September 2016. Renewal effective on and from 8 December 2014.

(T11-0315)

Exploration Licence No 7950, ABX1 PTY LTD (ACN 139 790 364), County of Bligh, Map Sheet (8833), area of 36 units, for a further term until 21 June 2016. Renewal effective on and from 2 December 2014.

(T11-0259)

Exploration Licence No 7951, OCHRE RESOURCES PTY LTD (ACN 112 833 351), County of Canbelego, Map Sheet (8235), area of 42 units, for a further term until 26 June 2016. Renewal effective on and from 4 December 2014.

(T11-0245)

Exploration Licence No 7953, WESTLIME PTY LIMITED (ACN 090 152 828), County of Ashburnham, Map Sheet (8431), area of 6 units, for a further term until 27 June 2016. Renewal effective on and from 4 December 2014.

(T12-1046)

Exploration Licence No 7960, CGNM RESOURCES PTY LTD (ACN 139 443 137), County of Harden, Map Sheet (8528), area of 7 units, for a further term until 22 August 2017. Renewal effective on and from 5 December 2014.

(12-1173)

Coal Lease No 391 (Act 1973), THE WALLERAWANG COLLIERIES LIMITED (ACN 000 001 436), Parish of Ben Bullen, County of Roxburgh, Map Sheet (8931-3-N, 8931-4-S), area of 830.8 hectares, for a further term until 11 March 2030. Renewal effective on and from 18 November 2014.

(13-3522)

Mining Lease No 1336 (Act 1992), OCEANIC COAL AUSTRALIA PTY LIMITED (ACN 003 856 782), JFE MINERAL (AUSTRALIA) PTY. LTD. (ACN 007 294 117), MARUBENI COAL PTY. LTD. (ACN 009 932 236) AND OCAL MACQUARIE PTY LIMITED (ACN 054 532 884), Parish of Teralba, County of Northumberland, Map Sheet (9232-3-S), area of 1.92 hectares, for a further term until 2 November 2035. Renewal effective on and from 2 November 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

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

#### REFUSAL OF APPLICATION FOR RENEWAL

(09-7554)

Exploration Licence No 4459, CENTRAL WEST GOLD NL (ACN 003 078 591), County of Gough, Map Sheet (9239), area of 1 units. The authority ceased to have effect on 9 December 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

Notice is given that the following authority has been cancelled:

#### CANCELLATION OF AUTHORITY AT REQUEST OF HOLDER

(07-0354)

Exploration Licence No 6976, EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454), County of Yancowinna, Map Sheet (7233), area of 34 units. Cancellation took effect on 12 December 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

#### TRANSFERS

(14-3277)

Exploration Licence No 6155, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-3277)

Exploration Licence No 6302, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-3277)

Exploration Licence No 6482, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-3277)

Exploration Licence No 6623, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-3277)

Exploration Licence No 7345, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-3277)

Exploration Licence No 7515, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-3277)

Exploration Licence No 7516, formerly held by COBAR CONSOLIDATED RESOURCES LIMITED (ACN 118 684 576) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

(14-2378)

Mining Lease No 1659 (Act 1992), formerly held by SILVER CORPORATION OF AUSTRALIA PTY LTD (ACN 147 443 249) has been transferred to BLACK OAK MINERALS LIMITED (ACN 124 374 321). The transfer was registered on 16 December 2014.

The Hon ANTHONY ROBERTS, MP  
Minister for Resources and Energy

## PRIMARY INDUSTRIES

**DRUG MISUSE AND TRAFFICKING ACT 1985**

Instrument of Appointment to Give Certificate Evidence

I, MARK I PATERSON, AO, Secretary of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to section 43 (5) of the *Drug Misuse and Trafficking Act 1985* (“*the Act*”), hereby:

1. revoke all previous instruments of appointment made under section 43 (5) of the Act; and
2. appoint the persons named in the Schedule below, each of whom I consider to be suitably qualified persons, to give certificates in relation to the identification of cannabis plant or cannabis leaf for the purposes of section 43 of the Act.

Dated this 17th day of December 2014

MARK I PATERSON, AO  
Secretary  
Department of Trade and Investment,  
Regional Infrastructure and Services

## SCHEDULE

ANDREWS	Todd Sidney
ANNAND	Nicholas Osborne
BASTA	Kamal Habib
BEALE	Peter James
BLACKMORE	Philip John
BOWDEN	Philip Ian
BOWMAN	Robert Bruce
BOYCE	James Arthur
BRENNAN	Mark Andrew
BRILL	Rohan D
BROOKE	Gregory James
BROUWER	David Willem
CHARLES	Graham
COOPER	Daryl Francis
COX	Tony L
CRITTLE	Troy John
DALLISTON	Brett Roger
DAVIDSON	Robert Edgar
DEANE	David
ENSBY	Rodney Peter
FALIVENE	Steven Giuseppe
FOWLER	John Ralph
FREEBAIRN	Robert Douglas
GOODWORTH	Scott Edward
GOULDING	Katherine Allison
GRAHAM	Ricky W
GRIFFITHS	Neil William
HAIGH	Wayne Bruce
HEIMOANA	Viliani
HERTEL	Kathryn Allison
HOGARTH	Troy Kennedy

HOLTKAMP	Royce Hendrik
JOHNSON	Stephen Barry
KELLY	Annett Joyce
KERRUIISH	Brett Simon
KIDSTON	Jenene Margaret
KINGHAM	Lloyd James
KNOBEL	Adrian Shannon Stinson
LANDSDOWN	Vivien Patricia
LEECH	Fiona Joy
LEONARD	Genevieve Patricia
LITTLER	Brett James
LUKINS	Brian Stephen
MACGREGOR	Terry John
MATTHEWS	Peter William
McGOWEN	Ian James
McINTOSH	Graeme Thomas
McLEOD	Maxwell Brian
MEEK	Paul Douglas
MENZ	Ian D
MOULDS	Gregory A
MYER	Nicholas J
NAPIER	Anthony John
NORDEN	Wayne
NORRIS	Danny Allen
O'CONNOR	John William
POPE	Luke Christopher
POWELL	Wayne Travers
POWELLS	Joanna
RANKMORE	Michael Gordon
ROBERTS	Karen Jane
SAMARA	Ala
SENN	Ashley Arthur
SMITH	David Stewart
TAYLOR	Ross Ean
TAYLOR	Johanne Maree
THOMPSON	Michael L
TRELOAR	Peter Lionel
UPJOHN	Brett
WALDRON	Brent Raymond
WEBSTER	Anne
WHITEHEAD	Dean Hilary
YEATMAN	Elizabeth

**EXHIBITED ANIMALS PROTECTION ACT 1986**

Exhibited Animals Advisory Committee

Appointment of Member

I, KATRINA ANN HODGKINSON, MP, Minister for Primary Industries, pursuant to sections 6 (3) and 6 (4) (f) of the *Exhibited Animals Protection Act 1986*:

1. revoke the appointment of the person named in Schedule 1 as a member of the Exhibited Animals Advisory Committee; and
2. appoint the person named in Schedule 2 as a member of the Exhibited Animals Advisory Committee, for a period of three years commencing from the date of this appointment.

—————  
**SCHEDULE 1**  
**REVOKED APPOINTMENT**

Mr Rick Webb

—————  
**SCHEDULE 2**  
**NEW APPOINTMENT**

Ms Hayley Findlay.

Dated this 14th day of November 2014

KATRINA ANN HODGKINSON, MP  
 Minister for Primary Industries

**FISHERIES MANAGEMENT ACT 1994**

Fisheries Management (Aquaculture) Regulation 2012

Clause 33 (4) – Notice of Aquaculture Lease Renewal

The Minister has renewed the following class 1 Aquaculture Leases:

OL69/431 within the estuary of the Hawkesbury River, having an area of 2.0385 hectares to Peter O’SULLIVAN of Mooney Mooney, NSW, for a term of 15 years expiring on 6 August 2029.

OL69/378 within the estuary of Port Stephens, having an area of 0.4003 hectares to Stuart LYALL of North Arm Cove, NSW, for a term of 15 years expiring on 20 July 2029.

OL69/562 within the estuary of the Manning River, having an area of 0.2216 hectares to Peter MANSFIELD and Trevor MANSFIELD of Adamstown Heights, NSW, for a term of 15 years expiring on 10 September 2029.

OL83/113 within the estuary of the Wonboyn River, having an area of 1.9498 hectares to Ross, Margaret, Trevor and Andrew LOFTUS of Wonboyn Lake, NSW, for a term of 15 years expiring on 25 September 2029.

OL83/098 within the estuary of the Clyde River, having an area of 0.3405 hectares to Stefanos PASCHALIDIS of Batemans Bay, NSW, for a term of 15 years expiring on 5 September 2029.

OL97/021 within the estuary of Port Stephens, having an area of 4.2263 hectares to Andrew ALDIS, Dean & Stephen COLE, Richard & Troy FARLEY, Colin HOADE, Brian & Sandra HOLDOM, Dean JOHNSON, Michael O’CONNOR and Leon & Kim POST of Karuah, NSW, for a term of 15 years expiring on 09 June 2028.

OL83/306 within the estuary of Camden Haven, having an area of 0.8334 hectares to ROB ARMSTRONG PTY LTD AS TRUSTEE OF ROB ARMSTRONG SUPERANNUATION FUND, of Laurieton, NSW, for a term of 15 years expiring on 6 May 2029.

OL84/105 within the estuary of the Crookhaven River, having an area of 0.4638 hectares to James WILD of Greenwell Point, NSW, for a term of 15 years expiring on 23 July 2029.

OL82/007 within the estuary of the Manning River, having an area of 2.0113 hectares to Christopher & Graham RUPRECHT of Mitchells Island, NSW, for a term of 15 years expiring on 14 November 2029.

OL69/005 within the estuary of Port Stephens, having an area of 1.0860 hectares to Cary & Jennifer KLEIN of Shoal Bay, NSW, for a term of 15 years expiring on 30 November 2029.

OL83/026 within the estuary of Merimbula Lake, having an area of 2.2731 hectares to Jack COLE of Merimbula, NSW, for a term of 15 years expiring on 29 October 2029.

OL84/146 within the estuary of Merimbula Lake, having an area of 0.2317 hectares to Jack COLE of Merimbula, NSW, for a term of 15 years expiring on 22 September 2029.

OL68/325 within the estuary of Wallis Lake, having an area of 1.0833 hectares to Guisepe DEGIOIA of Tuncurry, NSW, for a term of 15 years expiring on 11 November 2029.

OL83/050 within the estuary of Port Stephens, having an area of 0.1886 hectares to Jeffrey KELLY and Bronwyn KELLY of Lemon Tree Passage, NSW, for a term of 15 years expiring on 24 October 2029.

OL85/205 within the estuary of the Clyde River, having an area of 0.7896 hectares to Constantinos YIANNAROS of Batemans Bay, NSW, for a term of 15 years expiring on 11 August 2029.

OL93/006 within the estuary of the Clyde River, having an area of 1.0385 hectares to Constantinos & Vlasia YIANNAROS of Batemans Bay, NSW, for a term of 15 years expiring on 28 August 2029.

OL83/065 within the estuary of Merimbula Lake, having an area of 1.3153 hectares to Darren Allan DEATH of Wallagoot, NSW, for a term of 15 years expiring on 27 November 2029.

OL69/618 within the estuary of Wapengo Lake, having an area of 0.4943 hectares to WOZLEE PTY LIMITED of Barragga Bay, NSW, for a term of 15 years expiring on 23 November 2029.

OL69/546 within the estuary of the Wonboyn River, having an area of 0.7094 hectares to OCEAN VIEW OYSTERS PTY LTD of Eden, NSW, for a term of 15 years expiring on 27 July 2029.

OL68/251 within the estuary of Wallis Lake, having an area of 2.6101 hectares to Ian BLOWS of Forster, NSW, for a term of 15 years expiring on 30 September 2029.

OL85/042 within the estuary of the Hastings River, having an area of 0.3918 hectares to PORT OYSTER COMPANY PTY LTD of Port Macquarie, NSW, for a term of 15 years expiring on 23 November 2029.

OL84/163 within the estuary of Wallis Lake, having an area of 0.2139 hectares to Laurence COOMBES of Forster, NSW, for a term of 15 years expiring on 5 October 2029.

OL80/263 within the estuary of Botany Bay, having an area of 0.5116 hectares to ENDEAVOUR OYSTERS PTY LTD of Illawong, NSW, for a term of 15 years expiring on 31 December 2029.

OL69/661 within the estuary of the Manning River, having an area of 1.1662 hectares to Gary RUPRECHT of Mitchells Island, NSW, for a term of 15 years expiring on 16 November 2029.

BILL TALBOT  
Director  
Aquaculture & Aquatic Environment  
Fisheries Division  
NSW Department of Primary Industries

**GAME AND FERAL ANIMAL CONTROL  
(SUSPENSION OF GAME HUNTING LICENCE  
CONDITIONS) ORDER 2014**

under the  
Game and Feral Animal Control Regulation 2012

I, TROY HOGARTH, Manager, Game Licensing Unit, with the delegated authority of the Regulatory Authority in pursuance of section 53A of the *Game and Feral Animal Control Act 2012*, and in pursuance of clause 18 of the *Game and Feral Animal Control Regulation 2012*, make the following Order.

Dated this 17 December 2015

TROY HOGARTH  
Acting Manager  
Game Licensing Unit  
Department of Primary Industries  
(an office within the Department of Trade and  
Investment, Regional Infrastructure and Services)

**1. Name of Order**

This Order is the *Game and Feral Animal Control (Suspension of Game Hunting Licence Conditions) Order 2014*.

**2. Commencement**

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

**3. Definitions**

In this Order:

**game animal** has the same meaning as in the Act.

**game hunting licence** has the same meaning as in the Act.

**Regulatory Authority** has the same meaning as in the Act.

**the Act** means the *Game and Feral Animal Control Act 2002*.

**the Regulation** means the *Game and Feral Animal Control Regulation 2012*.

**4. Suspension of certain conditions of game hunting licences**

Pursuant to clause 18 of the Regulation, the operation of clauses 5, 6, 8 and 10 of Schedule 1 to the Regulation, being prescribed conditions of game hunting licences, is suspended:

- (a) for the period 24 December 2014 to 23 December 2016 (both dates inclusive).
- (b) in relation to the land specified in Schedule 1, being the land that is the subject of a management plan dealing with the management or control of the species of game animals described in Schedule 2 on that land; and
- (c) on the condition that the operation of this suspension is limited to the control of the species of game animals described in Schedule 2 on that land.

Schedule 1 Land

(Clause 4(b))

The land consisting of Lot 2, Deposited Plan 1009316 located in New South Wales.

Schedule 2 Species of Game Animals

(Clause 4(b) and (c))

Fallow deer (*Dama dama*)

**PLANT DISEASES ACT 1924**

Appointment of Inspectors

I, DIANNA WATKINS, Director, Biosecurity Compliance, with the delegated authority of the Secretary of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to section 28C of the *Plant Diseases Act 1924* ("the Act") and pursuant to section 11 (1) of the Act, hereby appoint each of the persons named in the Schedule below, as an inspector for the purposes of the Act.

SCHEDULE

Ronald KOIA  
Alik KOWALEWICZ  
Amanda MULLANE  
Lisa Robyn MULLANE  
Aaron PAPPIN

Dated this 15th day of December 2014

D WATKINS  
Director  
Biosecurity Compliance  
Department of Primary Industries  
(an office within the Department of Trade and  
Investment, Regional Infrastructure and Services)

**PLANT DISEASES (DECLARATION OF  
PESTS, EMERGENCY DISEASES AND  
EMERGENCY PESTS) ORDER 2014**

under the  
Plant Diseases Act 1924

I, MICHAEL BULLEN, Acting Director General, Department of Primary Industries, with the delegated authority of the Minister for Primary Industries in pursuance of section 3A of the *Plant Diseases Act 1924*, and in pursuance of section 28B of that Act, make the following Order declaring certain organisms to be pests for the purposes of that Act and declaring certain diseases and pests to be emergency diseases and emergency pests for the purposes of that Act.

Dated this 18th day of December 2014

MICHAEL BULLEN  
Acting Director General  
Department of Primary Industries  
(an office within the Department of Trade and  
Investment, Regional Infrastructure and Services)

Note: The Department's reference is O-449.

**PLANT DISEASES (DECLARATION OF  
PESTS, EMERGENCY DISEASES AND  
EMERGENCY PESTS) ORDER 2014**

under the  
Plant Diseases Act 1924

**1 Name of Order**

This Order is the *Plant Diseases (Declaration of Pests, Emergency Diseases and Emergency Pests) Order 2014*.

**2 Commencement**

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

**3 Definitions**

*the Act* means the *Plant Diseases Act 1924*.

**Note:** In this Order, *disease*, *pest*, *emergency disease* and *emergency pest* all have the same meaning as in the Act.

**4 Revocation of Plant Diseases (Declaration of Pests, Emergency Diseases and Emergency Pests) Order 2012**

Pursuant to sections 28B and 3 (2) (a) of the Act, the *Plant Diseases (Declaration of Pests, Emergency Diseases and Emergency Pests) Order 2012* (having the Department's reference O-429) dated 25 October 2012 and published in NSW Government Gazette No 116 of 2 November 2012 at pages 4581 to 4582 is revoked, as is any Order revived as a result of this revocation.

**5 Declaration of pests**

Pursuant to section 28B (c) of the Act, the organisms specified in Schedule 1 are declared to be pests for the purposes of the Act.

**6 Declaration of emergency diseases**

Pursuant to section 28B (f) of the Act, the diseases specified in Schedule 2 are declared to be emergency diseases for the purposes of the Act.

**7 Declaration of emergency pests**

Pursuant to section 28B (g) of the Act, the pests specified in Schedule 3 are declared to be emergency pests for the purposes of the Act.

SCHEDULE 1 – Pests

<i>Column 1 – Scientific name</i>	<i>Column 2 – Common name</i>
<i>Acarapis woodi</i>	honeybee tracheal mite
<i>Aedes albopictus</i>	Asian tiger mosquito
<i>Anoplolepis gracilipes</i>	yellow crazy ant
<i>Apis cerana</i>	Asian honey bee
<i>Coptotermes formosanus</i>	Formosan subterranean termite
<i>Coptotermes gestroi</i>	Asian subterranean termite
<i>Cryptotermes brevis</i>	West Indian drywood termite
<i>Hylotrupes bajulus</i>	European house borer
<i>Incisitermes minor</i>	western drywood termite
<i>Lygyus africanus</i>	powder post beetle
<i>Pheidole magacephala</i>	African big headed ant
<i>Solenopsis geminata</i>	tropical fire ant
<i>Solenopsis invicta</i>	red imported fire ant
<i>Stromatium barbatum</i>	drywood longicorn beetle
<i>Tropilaelaps clareae</i>	Asian bee mite
<i>Varroa destructor</i>	varroa mite
<i>Varroa jacobsoni</i>	varroa mite
<i>Wasmannia auropunctata</i>	electric ant/little fire ant

SCHEDULE 2 – Emergency diseases

<i>Column 1 – Scientific name</i>	<i>Column 2 – Common name</i>
<i>Anisogramma anomala</i>	hazelnut blight
<i>Apiosporina morbosa</i>	black knot
Banana bract mosaic potyvirus	banana bract mosaic
Blood disease bacterium	blood disease
<i>Candidatus Liberibacter asiaticus</i>	huanglongbing/citrus greening
<i>Candidatus Liberibacter solanacearum</i>	zebra chip
<i>Ceratocystis ulmi</i>	Dutch elm disease
Cherry leaf roll nepovirus	blackline
<i>Ciborinia camelliae</i>	camellia petal blight
Citrus impietratura virus	citrus impietratura
<i>Clavibacter michiganensis</i> subsp. <i>sepedonicus</i>	bacterial ring rot
Cotton leaf curl begomovirus	cotton leaf curl
<i>Cryphonectria parasitica</i>	chestnut blight
Cucumber green mottle mosaic tobamovirus	cucumber green mottle mosaic virus



<i>Endocronartium harknessii</i>	western gall rust
<i>Erwinia amylovora</i>	fire blight
European stonefruit yellows phytoplasma	European stonefruit yellows
<i>Fusarium oxysporum</i> f. sp. <i>cubense</i>	Panama disease tropical race 4
<i>Guignardia bidwellii</i>	black rot
<i>Guignardia musae</i>	banana freckle
<i>Monilinia fructigena</i>	brown rot
<i>Mycosphaerella fijiensis</i>	black sigatoka
<i>Neonectria ditissima</i>	European canker
<i>Phakopsora euvtis</i>	grapevine leaf rust
<i>Phoma tracheiphila</i>	mal secco
<i>Phymatotrichopsis omnivora</i>	Texas root rot
<i>Phytophthora fragariae</i> var. <i>fragariae</i>	red steele root rot
<i>Phytophthora ramorum</i>	sudden oak death
Plum pox virus potyvirus	plum pox/sharka
Potato spindle tuber pospiviroidae	potato spindle tuber viroid
<i>Puccinia asparagi</i>	asparagus rust
<i>Puccinia graminis tritici</i> race Ug99	wheat stem rust
<i>Puccinia striiformis</i> f. sp. <i>hordei</i>	barley stripe rust
<i>Ralstonia solanacearum</i> race 2	moko
<i>Roesleria subterranean</i>	grape root rot
<i>Stagonospora sacchari</i>	leaf scorch
<i>Synchytrium endobioticum</i>	potato wart
<i>Tilletia barclayana</i>	kernel smut of rice
<i>Tilletia indica</i>	Karnal bunt
<i>Verticillium dahliae</i> (defoliating strain)	verticillium wilt
X disease phytoplasma	peach X disease
<i>Xanthomonas citri</i> subsp. <i>citri</i>	citrus canker
<i>Xanthomonas citri</i> subsp. <i>malvacearum</i>	bacterial blight angular leaf spot
<i>Xanthomonas fragariae</i>	strawberry angular leaf spot
<i>Xylella fastidiosa</i>	Pierce's disease/citrus variegated chlorosis

<i>Amyelois transitella</i>	navel orangeworm
<i>Anthonomus bisignifer</i>	strawberry bud weevil
<i>Anthonomus grandis</i>	boll weevil
<i>Bactericera cockerelli</i>	tomato-potato psyllid
<i>Bactrocera dorsalis</i>	oriental fruit fly
<i>Bactrocera papayae</i>	Asian papaya fruit fly
<i>Bactrocera philippinensis</i>	Philippine fruit fly
<i>Conotrachelus nenuphar</i>	plum curculio
<i>Diaphorina citri</i>	Asiatic or Asian citrus psyllid
<i>Diaphorina communis</i>	black psyllid
<i>Diuraphis noxia</i>	Russian wheat aphid
<i>Globodera pallida</i>	pale potato cyst nematode
<i>Globodera rostochiensis</i>	golden potato cyst nematode
<i>Homalodisca vitripennis</i>	glassy-winged sharp shooter
<i>Leptinotarsa decemlineata</i>	Colorado potato beetle
<i>Liriomyza sativae</i>	leaf miner
<i>Lissorhoptrus oryzophilus</i>	rice water weevil
<i>Lygus hesperus</i>	western plant bug
<i>Lymantria dispar</i>	Asian gypsy moth
<i>Lymantria monachal</i>	nun moth
<i>Mayetiola destructor</i>	hessian fly
<i>Mythimna unipuncta</i>	armyworm
<i>Orgyia thyellina</i>	white spotted tussock moth
<i>Otiorhynchus rugosostriatus</i>	rough strawberry weevil
<i>Pomacea canaliculata</i>	golden apple snail
<i>Scirtothrips aurantii</i>	South African citrus thrips
<i>Sternochetus frigidus</i>	mango pulp weevil
<i>Tetranychus piercei</i>	spider mite
<i>Thaumatotibia leucotreta</i>	false codling moth
<i>Trogoderma granarium</i>	khapra beetle
<i>Varroa destructor</i>	varroa mite
<i>Varroa jacobsoni</i>	varroa mite

SCHEDULE 3 – Emergency pests

Column 1 – Scientific name	Column 2 – Common name
<i>Achatina fulica</i>	giant African snail
<i>Acleris comariana</i>	strawberry tortrix
<i>Adoxophyes orana</i>	summer fruit tortrix
<i>Aleurolobus barodensis</i>	sugarcane whitefly

**PLANTATIONS AND  
REAFFORESTATION ACT 1999**

Instrument of Appointment of Authorised Officer

I, NICHOLAS MYER, Senior Plantations Officer, with the delegated authority of the Minister for Primary Industries, pursuant to section 67 of the *Plantations and Reafforestation Act 1999* (“the Act”) and pursuant to section 61 of the Act, hereby appoint Brendan GROOM as an authorised officer to investigate and report to the Minister on whether the Act and the Plantations and Reafforestation Code made under Part 3 of the Act are being complied with.

Dated this 14th day of November 2014

N MYER  
Senior Plantations Officer  
Department of Primary Industries  
(an office within the Department of Trade and  
Investment, Regional Infrastructure and Services)

**STOCK DISEASES ACT 1923**

Appointment of Inspectors

Notification No: 566

I, DIANNA WATKINS, Director Biosecurity Compliance, with the delegated authority of the Secretary of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to section 22C of the *Stock Diseases Act 1923* (“the Act”) and pursuant to section 6 (1) of the Act, hereby appoint the persons named in the Schedule below as inspectors for the purposes of the Act.

SCHEDULE

Timothy Bruce BIFFIN  
Suzanne Elizabeth HOLBERY  
Michael Keith SPINAZE

Dated this the 15th day of December 2014

D WATKINS  
Director  
Biosecurity Compliance  
Department of Primary Industries  
(an office within the Department of Trade and  
Investment, Regional Infrastructure and Services)

## LANDS

**ARMIDALE CROWN LANDS OFFICE**  
**108 Faulkner Street (PO Box 199A), Armidale NSW 2350**  
**Phone: (02) 6770 3100 Fax (02) 6771 5348**

**ERRATUM**

In the notification appearing in the *NSW Government Gazette* of 12 December 2014, Folio 4452, under the heading "Establishment of a Reserve Trust" Column 1 and Column 2 of the Schedule hereunder should have read:

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Inverell Community Nature (R95657) Reserve Trust	Reserve No 95657 Public Purpose: Future public requirements Notified: 6 November 1981 File Reference: 14/03806
KEVIN HUMPHRIES, MP Minister for Natural Resources, Lands and Water	

**ERRATUM**

In the notification appearing in the *NSW Government Gazette* of 12 December 2014, Folio 4452, under the heading "Appointment of Corporation to Manage Reserve Trust" Column 2 and Column 3 of the Schedule hereunder should have read:

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Inverell Shire Council	Inverell Community Nature (R95657) Reserve Trust	Reserve No 95657 Public Purpose: Future public requirements Notified: 6 November 1981 File Reference: 14/03806
KEVIN HUMPHRIES, MP Minister for Natural Resources, Lands and Water		

**APPOINTMENT OF TRUST BOARD MEMBERS**

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

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Peter Herbert CROFT (re-appointment) Timothy Arundel WRIGHT (re-appointment) Celia Margaret STRONG (re-appointment) Michael Craig RYALL (new member) For a term commencing 1 January 2015 and expiring 31 December 2019	Turkey Creek Agricultural Hall Trust	Reserve No 86546 Public Purpose: Agricultural hall Notified: 24 November 1967 File Reference: AE82R44-002

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Donna Maree THOM (new member) Jill DUNKLEY (re-appointment) Dianne MARLOW (re-appointment) Pamela Marie BENNETT (re-appointment) Han EBBELING (re-appointment) For a term commencing 1 January 2015 and expiring 31 December 2019	Gilgai Public Hall And Recreation Reserves Trust	Reserve No 89717 Public Purpose: Public recreation, public hall Notified: 30 January 1976 Reserve No 77683 Public Purpose: Public recreation Notified: 10 June 1955 Reserve No 37860 Public Purpose: Public recreation Notified: 25 June 1904 Dedication No 510039 Public Purpose: War memorial Notified: 15 September 1922 File Reference: AE80R84-004

**DUBBO CROWN LANDS OFFICE**  
**45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830**  
**Phone: (02) 6883 3300 Fax: (02) 6884 2067**

**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED PURPOSE PURSUANT  
TO SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A Licence – RI 539761) Access (Relevant Interest – S34A Licence – RI 539761)	Reserve No 89095 Public Purpose: Public recreation Notified: 30 November 1973 File Reference: 14/07471

**APPOINTMENT OF RESERVE TRUST  
AS TRUSTEE OF A RESERVE**

Pursuant to section 92 (1) of the *Crown Lands Act 1989*, the reserve trust specified in Column 1 of the Schedule hereunder is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Comobella Public Hall Trust	Reserve No 64350 Public Purpose: Public recreation Notified: 12 January 1934 File Reference: DB81R78-003/3

**DISSOLUTION OF RESERVE TRUST**

Pursuant to section 92 (3) of the *Crown Lands Act 1989*, the reserve trust specified in Column 1 of the Schedule hereunder, which was established in respect of the reserve specified opposite thereto in Column 2 of the Schedule, is dissolved.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Comobella Recreation (R64350) Reserve Trust	Reserve No 64350 Public Purpose: Public recreation Notified: 12 January 1934 File Reference: DB81R78-003/3

**GRAFTON OFFICE**  
**49-51 Victoria Street, Grafton NSW 2460**  
**(PO Box 2185, Dangar NSW 2309)**  
**Phone: 1300 886 235 Fax: (02) 6642 5375**

**ADDITION TO CROWN LAND DEDICATED  
FOR A PUBLIC PURPOSE**

Pursuant to section 81 of the *Crown Lands Act 1989*, the Crown land specified in Column 1 of the Schedule hereunder is added to the dedicated Crown land specified opposite thereto in Column 2 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Land District: Murwillumbah	Proclamation No 540095 Public Purpose: Public Park
Local Government Area: Tweed Shire Council	Notified: 3 October 1896
Locality: Murwillumbah Lot 7317, DP 1168115, Parish Murwillumbah, County Rous	Lot 9, Sec 14, DP 2087, Parish Murwillumbah, County Rous
Lot 7318, DP 1168115, Parish Murwillumbah, County Rous	Lot 8, Sec 14, DP 2087, Parish Murwillumbah, County Rous
Area: 5384m <sup>2</sup>	Lot 7, Sec 14, DP 2087, Parish Murwillumbah, County Rous
File Reference: 13/15472	Lot 6, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 5, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 4, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 32, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 31, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 30, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 3, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 29, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 28, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 27, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 26, Sec 14, DP 2087, Parish Murwillumbah, County Rous
	Lot 25, Sec 14, DP 2087, Parish Murwillumbah, County Rous

Lot 24, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 23, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 22, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 21, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 20, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 2, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 19, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 18, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 17, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 16, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 15, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 14, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 13, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 12, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 11, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 10, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 1, Sec 14, DP 2087,  
Parish Murwillumbah,  
County Rous

Lot 1, DP 1162740, Parish  
Murwillumbah, County Rous  
New Area: about 7.448ha

Note: The affected part of Reserve 755724 for the public purpose of Future Public Requirements notified 29 June 2007, is hereby revoked.

**ADDITION TO RESERVED CROWN LAND**

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

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Grafton	Reserve No 85724
LGA: Clarence Valley Council	Public Purpose: Public Recreation and Public Hall
Locality: Yamba	Notified: 1 April 1966
Lot 125, DP 751395, Parish Yamba, County Clarence	Lot 1A, Sec 1, DP 759130, Parish Yamba, County Clarence
Lot 180, DP 41513, Parish Yamba, County Clarence	Lot 7307, DP 1147276#, Parish Yamba, County Clarence
Lot 139, DP 751395, Parish Yamba, County Clarence	Lot 7031, DP 1128361#, Parish Yamba, County Clarence
Area: 1.956ha	Lot 1, Sec 1, DP 759130, Parish Yamba, County Clarence
File Reference: 13/12023	Lot 7308, DP 1147276#, Parish Yamba, County Clarence
	Lot 7323, DP 1192051#, Parish Yamba, County Clarence
	New Area: about 10.22 hectares

Notes: Reserve 93153 for Future Public Requirements, notified 18 July 1980, is hereby revoked by this notification.

The affected part of Reserve 1011748 for the public purpose of access and public requirements, rural services, tourism purposes and environmental and heritage conservation, notified 18 August 2006 is not affected by this notification.

Special Lease 8262 granted by NSW Trade & Investment, Crown Lands remains in place until 31 December 2014.

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

**REVOCATION OF RESERVATION OF CROWN LAND**

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

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Bellingen	The part being
LGA: Coffs Harbour City Council	Lot 21, DP 237672, Parish Coff, County Fitzroy
Locality: Coffs Harbour	Lot 22, DP 237672, Parish Coff, County Fitzroy
Reserve No 96132	of an area of 1520m <sup>2</sup>
Public Purpose: Homes for the aged	
Notified: 9 July 1982	
Lot 12, Sec 36, DP 758258, Parish Coff, County Fitzroy	
Lot 21, DP 237672, Parish Coff, County Fitzroy	
Lot 22, DP 237672, Parish Coff, County Fitzroy	
File Reference: 11/13554	
Notes: Sale	

**NOTICE OF PURPOSE OTHER THAN THE DECLARED PURPOSE PURSUANT TO SECTION 34A (2) OF THE CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A licence – RI 531066)	Reserve No 751062
	Public Purpose: Future public requirements
	Notified: 29 June 2007
	File Reference: 14/01343

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Oyster Farming Activities (Relevant Interest – S34A lease – RE 529265)	Reserve No 1012188
	Public Purpose: Access and public requirements, tourism purposes and environmental and heritage conservation
	Notified: 18 August 2006
	File Reference: 12/06567

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Oyster Farming Activities (Relevant Interest – S34A lease – RE 529265)	Reserve No 1011268
	Public Purpose: Future public requirements
	Notified: 3 February 2006
	File Reference: 12/06567

Notes: Existing reservations under the *Crown Lands Act 1989* are not revoked.

**REVOCATION OF RESERVATION OF  
CROWN LAND**

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

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Lismore	The part being
Local Government Area: Ballina Shire Council	Lot 120, DP 1196060, Parish Ballina, County Rous
Locality: East Ballina	of an area of 288 m <sup>2</sup>
Reserve No 56146	
Public Purpose: From Sale or Lease Generally	
Notified: 11 May 1923	
File Reference: 12/06567	

**FORFEITURE OF HOLDING**

Pursuant to Part 6 of the *Crown Lands Act 1989*, the undermentioned holding is declared to be forfeited.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

Holding:	Special Lease 1980/3
Land District:	Casino
Parish:	Evans
County:	Buller
Local Government Area:	Kyogle Council
Name of Lessees:	Elizabeth Ann Casilieris, Craig John Bass
Area Forfeited:	Lot 124, DP 41435 of 4000 square metres
Effective Date of Forfeiture:	23 September 2008
Reason for Forfeiture:	Non payment of rent

**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED PURPOSE PURSUANT  
TO SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Car Parking (Relevant Interest – S34A Licence – RI 543871)	Reserve No 88993 Public Purpose: Public recreation Notified: 17 August 1973 File Reference: 13/15688

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A Licence – RI 536341)	Reserve No 751057 Public Purpose: Future public requirements Notified: 29 June 2007 File Reference: 14/05678

**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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parishes – Ermington, Toothill; County – Fitzroy  
Land District – Grafton; LGA – Clarence Valley*

Road Closed: Lots 1–5, DP 1199421

File No: GF06H528

**SCHEDULE**

On closing, the land within Lots 1–4 and part Lot 5, DP 1199421 remains vested in the State of New South Wales as Crown land.

On closing, the land within part Lot 5, DP 1199421 becomes vested in the State of New South Wales as Crown Land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parishes – Burrendong, Burcarroll; County – Jamison  
Land District – Narrabri; LGA – Narrabri*

Road Closed: Lot 3, DP 1200621

File No: 14/05319

**SCHEDULE**

On closing, the land within Lot 3, DP 1200621 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**

**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED PURPOSE PURSUANT  
TO SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Pontoon (Relevant Interest – S34A Licence – RI 534172)	Reserve No 56146 Public Purpose: Generally Notified: 11 May 1923 File Reference: 14/03511
Walkway (Relevant Interest – S34A Licence – RI 534172)	

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Pontoon (Relevant Interest – S34A Licence – RI 534172)	Reserve No 1011268 Public Purpose: Future public requirements Notified: 3 February 2006 File Reference: 14/03511
Walkway (Relevant Interest – S34A Licence – RI 534172)	

**ERRATUM**

In the notice appearing in the *NSW Government Gazette* of the 5th December 2014, Folio 4406, under the heading of “APPOINTMENT OF RESERVE TRUST” – “Pursuant to section 92 (1) of the *Crown Lands Act 1989*, the Conargo Crown Reserves Reserve Trust is appointed as trustee of Reserve No 1038348 for Community Purposes, notified this day and comprising Lots 70 and 83, DP756301, Parish: Mundiwa, County: Townsend.” The Reserve Trust name was incorrect and should read “Conargo Council Crown Reserves Reserve Trust”.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

DESCRIPTION

*Parish – Blackwood; County – Townsend  
Land District – Deniliquin; LGA – Conargo*

Road Closed: Lot 1, DP 1199230

File No: HY00H45

SCHEDULE

On closing, the land within Lot 1, DP 1199230 remains vested in the State of New South Wales as Crown land.

DESCRIPTION

*Parishes – Uri, Ugobit; County – Boyd  
Land District – Narrandera; LGA – Murrumbidgee*

Road Closed: Lot 1, DP 1193633

File No: 08/10769

SCHEDULE

On closing, the land within Lot 1, DP 1193633 remains vested in the State of New South Wales as Crown land.

DESCRIPTION

*Parish – Moama; County – Cadell  
Land District – Deniliquin; LGA – Murray*

Road Closed: Lot 1, DP 1199229

File No: 13/15097

SCHEDULE

On closing, the land within Lot 1, DP 1199229 remains vested in the State of New South Wales as Crown land.

**NEWCASTLE OFFICE**  
**437 Hunter Street, Newcastle NSW 2300**  
**(PO Box 2215, Dangar NSW 2309)**  
**Phone: 1300 886 235 Fax: (02) 4925 3517**

**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.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

**DESCRIPTION**

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

Road Closed: Lot 1, DP 1200112  
 File No: 12/05314 RS

**SCHEDULE**

On closing, the land within Lot 1, DP 1200112 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Kinilbah; County – Bourke*  
*Land District – Wagga Wagga; LGA – Coolamon*

Road Closed: Lots 1–2, DP 1202647  
 File No: 13/13715

**SCHEDULE**

On closing, the land within Lot 1, DP 1202647 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Bowan; County – Ashburnham*  
*Land District – Molong; LGA – Cabonne*

Road Closed: Lots 1–2, DP 1203046  
 File No: 14/06477

**SCHEDULE**

On closing, the land within Lots 1–2, DP 1203046 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parishes – Narran, Elong Elong, Murrungundie*  
*County – Lincoln; Land District – Dubbo*  
*LGA – Wellington*

Road Closed: Lot 1, DP 1200618  
 File No: 09/02932 RS

**SCHEDULE**

On closing, the land within Lot 1, DP 1200618 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Bungalong; County – Monteagle*  
*Land District – Grenfell; LGA – Weddin*

Road Closed: Lot 5, DP 1197284  
 File No: 12/01267

**SCHEDULE**

On closing, the land within Lot 5, DP 1197284 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parishes – Cavendish, Yralla; County – Kennedy  
Land District – Parkes; LGA – Lachlan*

Road Closed: Lot 1, DP 1200397 (subject to right of access created by Deposited Plan DP 1200397)

File No: 14/03374

**SCHEDULE**

On closing, the land within Lot 1, DP 1200397 being Crown public road remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 1, DP 1200397 being unconstructed Council public road becomes vested in the State of New South Wales as Crown Land.

Council's reference: 83644

**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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parishes – Spring Creek, Boomley, Narran  
County – Lincoln; Land District – Dubbo; LGA – Dubbo*

Road Closed: Lots 1–3, DP 1174334

File No: 10/06890

**SCHEDULE**

On closing, the land within Lots 1–3, DP 1174334 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Narran; County – Lincoln  
Land District – Dubbo; LGA – Wellington*

Road Closed: Lot 4, DP 1174334

File No: 10/06892

**SCHEDULE**

On closing, the land within Lot 4, DP 1174334 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Moonbia; County – Gipps  
Land District – Condobolin; LGA – Lachlan*

Road Closed: Lot 1, DP 1202273

File No: 10/15015

**SCHEDULE**

On closing, the land within Lot 1, DP 1202273 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Strathearn; County – Brisbane  
Land District – Scone; LGA – Upper Hunter*

Road Closed: Lot 100, DP 1148460 subject to Right of Carriageway created by Deposited Plan DP 1148460.

File No: 10/16220

**SCHEDULE**

On closing, the land within Lot 100, DP 1148460 remains vested in the State of New South Wales as Crown land.

**NOTIFICATION OF CLOSING OF A ROAD**

In pursuance of the provisions of the *Roads Act 1993*, the road hereunder 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Pokolbin; County – Northumberland  
Land District – Maitland; LGA – Cessnock*

Road Closed: Lots 11–12, DP 1201795

File No: 12/05530

**SCHEDULE**

On closing, the land within Lots 11–12, DP 1201795 remains vested in Cessnock City Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: QS97/2010

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

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**DESCRIPTION**

*Parish – Kiama; County – Camden  
Land District – Kiama; LGA – Kiama*

Road Closed: Lot 1, DP 1203690  
File No: NA98H10

**SCHEDULE**

On closing, the land within Lot 1, DP 1203690 remains vested in the State of New South Wales as Crown land.

**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED PURPOSE PURSUANT  
TO SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Extraction of Sand (Relevant Interest – S34a licence 515347)	Reserve No 56146 Public Purpose: Generally Notified: 11 May 1923 File Reference: 13/10150

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Extraction of Sand (Relevant Interest – S34a licence 515347)	Reserve No 1011268 Public Purpose: Future public requirements Notified: 3 February 2006 File Reference: 13/10150
<i>Column 1</i>	<i>Column 2</i>
Extraction of Sand (Relevant Interest – S34a licence 515347)	Reserve No 1011528 Public Purpose: Access and Public Requirements, tourism purposes and environmental and heritage conservation Notified: 9 June 2006 File Reference: 13/10150

**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED PURPOSE PURSUANT  
TO SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Jetty (Relevant Interest – S34A Licence – RI 543506)	Reserve No 56146 Public Purpose: Generally Notified: 11 May 1923 File Reference: 14/10185
Ramp (Relevant Interest – S34A Licence – RI 543506)	
Reclamation (Relevant Interest – S34A Licence – RI 543506)	

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Jetty (Relevant Interest – S34A Licence – RI 543506)	Reserve No 1011268 Public Purpose: Future public requirements Notified: 3 February 2006 File Reference: 14/10185
Reclamation (Relevant Interest – S34A Licence – RI 543506)	
Ramp (Relevant Interest – S34A Licence – RI 543506)	

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

**NOTICE OF PURPOSE OTHER THAN THE  
DECLARED PURPOSE PURSUANT TO  
SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A Licence – RI 534882)	Reserve No 72874 Public Purpose: Public utility Notified: 15 October 1948 File Reference: 14/06844

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A Licence – RI 534882)	Reserve No 90005 Public Purpose: Future public requirements Notified: 27 August 1971 File Reference: 14/06844

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A Licence – RI 534882)	Reserve No 752959 Public Purpose: Future public requirements Notified: 29 June 2007 File Reference: 14/06844

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Grazing (Relevant Interest – S34A Licence – RI 534432)	Reserve No 96729 Public Purpose: Access Notified: 29 April 1983 File Reference: 14/03748

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

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown Road to Council

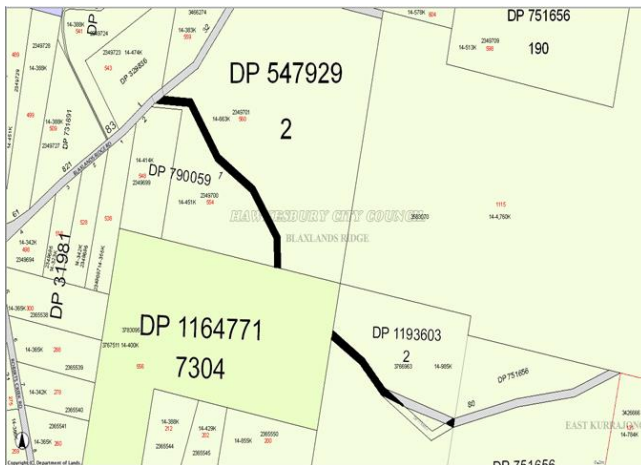
In pursuance of the provisions of section 151, *Roads Act 1993*, the Crown public road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, as from the date of publication of this notice and from that date the road specified in Schedule 1 ceases to be a Crown public road.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water  
 and Minister for Western NSW

**SCHEDULE 1**

*Land District – Windsor; LGA – Hawkesbury City;  
 Parish – Meehan; County – Cook;*

Crown public road known as Cartwright Lane at Blaxlands Ridge as shown by solid black shading on the diagram hereunder.



**SCHEDULE 2**

Roads Authority: Hawkesbury City Council  
 File No: 14/10845

**ERRATUM**

In the *NSW Government Gazette* of 24 October 2014, Folio 3513, under the heading "Appointment of Trust Board Members" Column 1 should read "The person nominated at the general meeting of the members of the Friends of Sandgate Cemetery Incorporated as holding the office of representing Friends of Sandgate Cemetery Incorporated (ex officio member), being at the date of this gazettal, Edward Peter Owens".

File Reference: 12/04471

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

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

In pursuance 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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

## DESCRIPTION

*Parishes – Benolong, The Springs; County – Gordon  
Land District – Dubbo; LGA – Dubbo*

Road Closed: Lots 1–8, DP 1201149

File No: 14/06013

## SCHEDULE

On closing, the land within Lots 1, 5–8, DP 1201149 remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 2–3, DP 1201149 becomes vested in the State of New South Wales as Crown Land.

Council's reference: wsc13/136

**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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

## DESCRIPTION

*Parish – Moorowara; County – Parry  
Land District – Tamworth; LGA – Gunnedah*

Road Closed: Lot 1, DP 1198396

File No: 09/02498

## SCHEDULE

On closing, the land within Lot 1, DP 1198396 becomes vested in the State of New South Wales as Crown Land.

Council's reference: 362320

**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.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

## DESCRIPTION

*Parishes – Curlewis, Johnston; County – Pottinger  
Land District – Tamworth, Gunnedah; LGA – Gunnedah*

Road Closed: Lot 1, DP 1150163

File No: 09/18968

## SCHEDULE

On closing, the land within Lot 1, DP 1150163 remains 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**

**NOTICE OF PURPOSE OTHER THAN  
THE DECLARED PURPOSE PURSUANT  
TO SECTION 34A (2) OF THE  
CROWN LANDS ACT 1989**

Pursuant to section 34A (2) (b) of the *Crown Lands Act 1989*, the Crown reserve with the declared public purpose specified in Column 2 of the Schedule, is to be used or occupied for a purpose other than the declared purpose specified in Column 1 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Storage Area (Relevant Interest – S34A Licence – RI 515421)	Reserve No 176 Public Purpose: Water supply Notified: 15 September 1884 File Reference: 13/10101

**WESTERN REGION OFFICE**  
**45 Wingewarra Street, Dubbo NSW 2830**  
**(PO Box 2185, Dangar NSW 2309)**  
**Phone: (02) 6883 5400 Fax: (02) 6884 2067**

**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 Lease of the land specified has been granted to the undermentioned persons.

The lease is subject to the provisions of the *Western Lands Act 1901* and the Regulations thereunder and to the special conditions, provisions, exceptions, covenants and reservations set out hereunder.

The land is to be used only for the purpose for which the lease is granted.

All amounts due and payable to the Crown must be paid to the Department of Trade & Investment, Crown Lands, by the due date.

KEVIN HUMPHRIES, MP  
 Minister for Natural Resources, Lands and Water

*Administrative District – Cobar*  
*Shire – Cobar*  
*Parish – Mopone, County – Robinson*

Western lands Lease 15223 was granted to Cobar Pony Club Inc, comprising Lot 4582, Deposited Plan 767746 (folio identifier 4582/767746) of 325.6 hectares at Cobar, for the purpose of Grazing & Recreation (Pony Club) for a term of 20 years commencing 2 February 2014 and expiring 1 February 2034.

File Ref: 14/01761

**CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 15223**

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

- 10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- 11) The land leased must be used only for the purpose of Grazing & Recreation (Pony Club).
- 12) The lessee must maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and must permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- 13) The lessee must not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except in accordance with plans and specifications approved by the Council of the local government area.
- 14) The lessee must ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- 15) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee must leave the land in a clean and tidy condition free from rubbish and debris.
- 16) The lessee must, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- 17) The lessee must not obstruct or interfere with any reserves, roads, or tracks, or the use thereof by any person.
- 18) The lessee must undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the NSW Rural Fire Service.
- 19) The lessee must, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- 20) Whenever so directed by the Commissioner, the lessee must, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- 21) The lessee must not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee must comply with any directions of the Commissioner to prevent or discontinue overstocking.
- 22) The lessee must, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee must erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- 23) The lessee must furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- 24) The lessee must, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and must keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- 25) If the lessee is an Australian registered company then the following conditions shall apply:
  - a. The Lessee will advise the Commissioner of the name, address and telephone number of the Lessee's company secretary, that person being a person nominated as a representative of the company in respect of any dealings to be had with the company. The Lessee agrees to advise the Commissioner of any changes in these details.
  - b. Any change in the shareholding of the Lessee's company which alters its effective control of the lease from that previously known to the Commissioner shall be deemed an assignment by the Lessee.
  - c. Where any notice or other communication is required to be served or given or which may be convenient to be served or given under or in connection with this lease it shall be sufficiently executed if it is signed by the company secretary.
  - d. A copy of the company's annual financial balance sheet or other financial statement which gives a true and fair view of the company's state of affairs as at the end of each financial year is to be submitted to the Commissioner upon request.

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**APPOINTMENT OF RESERVE TRUST  
AS TRUSTEE OF A RESERVE**

Pursuant to section 92 (1) of the *Crown Lands Act 1989*, the reserve trust specified in Column 1 of the Schedule hereunder is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Line Of Lode Reserve Trust	Reserve No 1038488 Public Purpose: Heritage Purposes, Tourist Facilities and Services Notified: This Day File Reference: 11/00192-05

**RESERVATION OF CROWN LAND****ERRATUM**

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

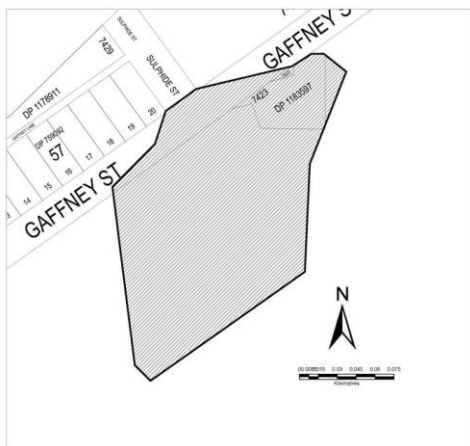
In the notification appearing in the *NSW Government Gazette* of 21 November 2014, Folio 3890, under the heading "Notice of Purpose other than the Declared Purpose Pursuant to Section 34A (2) of the Crown Lands Act 1989" being Relevant Interest S34A Licence 533509- the File Reference in Column 2 should have read 14/03011.

KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Willyama	Reserve No 1038488
Local Government Area: Broken Hill City Council	Public Purpose: Heritage Purposes, Tourist Facilities and Services
Locality: Broken Hill	
Lot PT 7421, DP 1183597, Parish Picton, County Yancowinna	
Lot 7422, DP 1183597, Parish Picton, County Yancowinna	
Lot 7423, DP 1183597, Parish Picton, County Yancowinna	
And part Crown Road as shown in diagram hereunder	
Area: About 2.9ha	
File Reference: 11/00192-05	

Notes: This reservation automatically revokes those parts of Reserves 1029548, 1032648 and 2421 underlying this reservation.



## WATER

### WATER NSW – APPOINTMENT OF REGULATORY AUTHORITY ORDER 2014

under the  
Water NSW Act 2014

I, the Hon Kevin Humphries, Minister for Natural Resources, Lands and Water, in pursuance of section 61 (2) of the *Water NSW Act 2014*, make the following Order.

Dated this 8th day of December 2014.

The Hon KEVIN HUMPHRIES, MP  
Minister for Natural Resources, Lands and Water

#### Explanatory note

This Order is made under section 61 (2) of the *Water NSW Act 2014 (the Act)*. The object of this Order is to appoint a qualified person to exercise regulatory functions under the Act. Subject to the Regulations, both a public authority and the head of a Public Service agency are considered to be qualified persons for the purpose of this Part.

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### WATER NSW – APPOINTMENT OF REGULATORY AUTHORITY ORDER 2014

under the  
Water NSW Act 2014

#### 1 Name of Order

This Order is the *Water NSW – Appointment of Regulatory Authority Order 2014*.

#### 2 Commencement

This Order commences on 1 January 2015 and will remain in force until it is repealed or modified by a further Order.

#### 3 Appointment

Water NSW is appointed the Regulatory Authority for the purposes of section 61 of the *Water NSW Act 2014*.

#### Notes:

1. A public authority includes a corporation that is incorporated by or under an Act. Water NSW is corporation constituted under section 4 of the Act, and is therefore a public authority for the purposes of this Act.
2. Section 61 (4) of the Act prevents Water NSW from being appointed to exercise a regulatory function that would authorise or permit it to: have a concurrence role (as referred to in section 62 of the Act) with respect to the granting of development consent under Part 4 of the *Environmental Planning and Assessment Act 1979* for the carrying out of development by it, or grant development consent under Part 4 of the *Environmental Planning and Assessment Act 1979* for the carrying out of development by it.

### WATER ACT 1912

An application for approval of controlled works under Part 8 of the *Water Act 1912* has been received as follows:

PAUL SNAPE and COLIN SNAPE and SNAPE FARMING CO PTY LTD for existing and proposed works consisting of earthen works, levee, channel and drain on Lot 52, DP 755500 and Lot A, DP 374154 both of County of Pottinger, Parish of Goran on the property "Golden Acres" for control of overland flow.

Any inquiries should be directed to (02) 6701 9633. Written objections, from any local occupier or statutory authority specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 550, Tamworth NSW 2340 within 28 days of this publication (90CW811054).

CHRIS BINKS  
Water Regulation Officer  
NSW Office Of Water

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### WATER ACT 1912

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

MANJIT SINGH TIWANA and JASVIR KAUR TIWANA for a pump on an Unnamed Watercourse, Lot 23, DP 751378 & Lot 2, DP 805090, both Parish of Maryvale, County of Clarence, for irrigation of 8 hectares (48 megalitres). (Reference: 30SL067298). Replacement licence application – no increase in allocation.

Any inquiries should be directed to (02) 6641 6500. Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, Locked Bag 10, Grafton NSW 2460, within 28 days of this publication.

BART KELLETT  
Water Regulation Officer  
NSW Office Of Water

## Other Notices

### ANTI-DISCRIMINATION ACT 1977

#### Exemption Order

(A) Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), the President, in consultation of the Anti-Discrimination Board, but for the purposes only of meeting the Applicants' legal obligations pursuant to:

- Manufacturing Licence Agreements;
- Technical Assistance Agreements;
- Proprietary Information Agreements; and/or
- Export licences granted by the US Department of Commerce;

Under the United States International Traffic in Arms Regulations ("ITAR") and Export Administration Regulations ("EAR"), as amended from time to time, (together, the "US Regulations"), the Applicants are granted an exemption from sections 8, 10 and 51 of the *Anti-Discrimination Act 1977* (NSW) to permit the Applicants to do the following:

- a. ask present and future employees and contractors to disclose their full names;
- b. ask present and future employees and contractors to declare their exact citizenship (including any dual citizenship) and their country of birth;
- c. require present and future employees and contractors to produce a photocopy of their passport(s);
- d. require present and future employees and contractors to wear a badge confirming their right to access ITAR Controlled Material or their level of access to any ITAR Controlled Material. Such badges may be coded but not in such a way as to identify the citizenship, as declared, or country of birth of the person, or the reasons for that person's level of access;
- e. require present and future employees and contractors involved in projects which use ITAR Controlled Material, to notify the Applicants of any change to their citizenship status, to the best of their knowledge and belief;
- f. restrict access, by means of transfer if necessary, to controlled technology to particular members of the Applicants' workforce, based on their citizenship or country of birth;
- g. reject applications from prospective employees and contractors for positions related to projects which use ITAR Controlled Material, based on the prospective employee or contractor's:
  - (i) citizenship, as declared;
  - (ii) country of birth; or
  - (iii) substantive contacts, where such contacts objectively create an unacceptable risk of diversion of ITAR Controlled Material or technology;
 

but not on the basis of the prospective employee's descent, or ethnic or ethno-religious or national origin;
- h. advertise controlled positions with the Applicants as being subject to the Exemption Order;

- i. record and maintain a register ("Register") of those employees and contractors that are permitted to access ITAR Controlled Material or work on controlled projects due to citizenship, or country of birth status. Access to the register to be limited to only those employees, (including contractors' staff), contract workers and agents of the Applicants with a need to know; and
  - j. ask present and future employees and contractors to execute a non-disclosure agreement in accordance with the licence or Technical Assistance Agreement required by the Department of State, United States of America, in the event they are authorised to have access to ITAR Controlled Material.
  - k. ask present and future employees and contractors to disclose their substantive contacts with individuals from restricted or prohibited countries listed in the ITAR; and
  - l. restrict access, by means of transfer if necessary, to controlled technology to particular members of the Applicants' workforce, based on their substantive contacts, where such contacts objectively create an unacceptable risk of diversion of ITAR Controlled Material or technology; and
  - m. record and maintain a register of those employees and contractors that are permitted to access ITAR Controlled Material or work on controlled projects due to substantive contacts. Access to the register to be limited to only those employees, (including contractors' staff), contract workers and agents of the Applicants with a need to know.
- (B) This Exemption Order does not extend to any other identification, collection, storage or use of information in relation to any employee in respect of that employee's race, colour, nationality, descent or ethnic, ethno-religious or national origin. Except to the extent expressly provided for herein, this Exemption Order does not excuse, or purport to excuse, the Applicants from complying with their obligations pursuant to the *Anti-Discrimination Act 1977* (NSW) or any other legislation or at common law.
- (C) The Applicants are required, prior to taking any action permitted by this Exemption Order, to provide all employees, and prospective employees with:
- i. express notice that they may be adversely affected by this exemption if they are not an Australian citizen or if they hold dual citizenship;
  - ii. a reasonable explanation in plain English of the nature of any adverse effects of such action to them; and
  - iii. information (at the time of recruitment in the case of prospective employees) about how they can apply for Australian citizenship.
- (D) In addition to the above conditions the Applicants are required to:
1. produce comprehensive anti-discrimination policies governing all aspects of the work and workforce, including management, and with particular regard to race discrimination, vilification and harassment and victimisation;

2. establish concise and comprehensive dispute resolution and grievance procedures to receive, investigate and resolve discrimination complaints and grievances and, in particular, those relating to race discrimination, vilification and harassment and victimisation;
  3. implement training programs, including at induction, to ensure that all members of the Applicants' workforce, including management, are fully informed of their rights and obligations under such policies and procedures, particularly with regard to issues of race discrimination, vilification, harassment and victimisation;
  4. ensure that all members of the workforce, including management, receive regular education and training in issues of discrimination, particularly race discrimination, vilification, harassment and victimisation;
  5. take steps to fully inform the workforce, including management, of their rights under the *Anti-Discrimination Act 1977* (NSW) and, in particular, but not limited to, the complaints procedure under the *Anti-Discrimination Act 1977* (NSW) and to ensure that all members of the workforce, including management, are aware of the rights of aggrieved persons to take their complaints to the Anti-Discrimination Board and through the New South Wales Civil and Administrative Tribunal;
  6. take steps to fully inform the workforce, including management, of the requirements of, and their rights and obligations under, the *Racial Discrimination Act 1975* (Cth);
  7. notify the Board if the discriminatory terms and provisions of the relevant US legislation and/or Regulations are repealed or become inoperative, so that this Exemption Order may be revoked or amended.
- (E) The Applicants are required to advise the Anti-Discrimination Board, every six months from the date of this Exemption Order, over the period specified in this Order, of:
1. The steps they have taken to comply with all the above conditions, including:
    - a. the number of job applicants rejected for ITAR purposes, including those subsequently appointed to other roles within each reporting period;
    - b. the number of employees retrenched or redeployed due to ITAR requirements and any steps taken to minimise retrenchment or redeployment, and any steps taken generally to mitigate the impact of the Applicants' responsibility under ITAR on the deployment of its workforce within each reporting period;
    - c. the number of vacancies advertised within each reporting period, including the number of such vacancies where candidates were required to satisfy ITAR related requirements.
  2. The implementation and compliance generally with the terms of this Exemption Order.
- (F) The Applicants are required to take all reasonable steps to ensure that any employees adversely affected by this Exemption Order, retain employment with the

Applicants, and do not suffer a reduction in wages, salary or opportunity for advancement.

If the Applicants, in order to enable them to comply with the US Regulations or related contractual obligations associated with the US Regulations, moves a member of the workforce from one project to another, the Applicants must take reasonable steps both to explain to that person why the transfer has occurred and to avoid any race-based hostility that might result from the transfer.

Where prospective employees adversely affected by this Exemption Order would otherwise have been acceptable to the Applicants as employees, the Applicants are required to consider and, if feasible, implement reasonable and practicable alternatives to rejection, such as employment in other work or obtaining the necessary approvals under the US Regulations.

In this Exemption Order:

- the expression "the Applicants" means Thales Australia Limited and ADI Munitions Pty Limited;
- the expression "ITAR Controlled Material" means controlled defence articles, technical data and defence services which are the subject of export controls under the US Regulations.

This Exemption is granted until 20 August 2019.

Dated, this 11th day of December 2014

STEPAN KERKYASHARIAN AO  
President  
Anti-Discrimination Board of NSW

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### ANTI-DISCRIMINATION ACT 1977

#### Exemption Order

- (A) Under section 126 of the *Anti-Discrimination Act 1977* (NSW) and for the purposes of meeting Linfox Australia Pty Ltd's (the Applicant) legal obligations pursuant to the following Security Requirements:
- requirements made by the Australian government, that government's Department of Defence or any other department of that government, including:
    - o requirements under the *Defence Trade Controls Act 2012* (Cth) and the *Defence Trade Controls Regulations 2013* (Cth);
    - o requirements contained in the Defence Services Manual;
  - the requirements of laws of the United States of America, including but not limited to the Arms Export Control Act and the International Traffic in Arms Regulations, including the requirements of any authorisation made under those laws; and
  - requirements applying to the Applicant under its contract with the Commonwealth to provide the Services to the Australian Defence Force;
- The Applicant is granted an exemption from sections 8, 10 and 51 of the *Anti-Discrimination Act 1977* (NSW) to permit the Applicant to do the following:
- a. require members or potential members of the Workforce to provide details of their citizenship (including any changes to their citizenship) to

- enable the Applicant to determine whether they are permitted under the Security Requirements to participate in the provision of the Services or to have access to Defence Materials;
- b. disclose information about the citizenship of members of the Workforce to:
    - the United States Department of State;
    - the Australian Department of Defence; or
    - any other organisation or government department for which or on whose behalf or at whose request the Applicant undertakes work in respect of which the Applicant has (directly or indirectly) an obligation not to transfer Defence Materials on the basis of citizenship;
  - c. maintain a list, with distribution limited to only those officers and employees with a need to know, of members of the Workforce who are permitted by virtue of their citizenship to participate in the provision of the Services or have access to related Defence Materials so as to distinguish them from members of the Workforce who are not so permitted;
  - d. identify (by means of a badge or otherwise) members of the Workforce who are permitted by virtue of their citizenship to participate in the provision of the Services or have access to related Defence Materials so as to distinguish them from members of the Workforce who are not so permitted. Such badges or other identification may be coded but not in such a way as to specifically identify the citizenship of the person;
  - e. restrict access to Defence Materials connected with the Services to particular members of the Workforce based on their citizenship;
  - f. restrict access to areas of its facilities connected with the provision of the Services to particular members of the Workforce based on their citizenship;
  - g. enter into agreements with the Applicant's employees, contractors, agents and consultants pursuant to which those third parties undertake to comply with the Security Requirements, and to take all practicable steps to assist the Applicant in complying with the Security Requirements;
  - h. reject applications to join the Workforce in positions relating to the provision of the Services or requiring access to the Defence Materials based on the job applicant's citizenship, and take into account a person's citizenship in determining who should be offered employment or contract work requiring access to Defence Materials;
  - i. transfer members of the Workforce from the provision of the Services to work in other parts of the Applicant's business on the basis that, due to their citizenship (including a change to their citizenship), the Applicant may not permit them to participate in the provision of the Services;
  - j. terminate the employment or engagement of members of the Workforce on the basis that:
    - due to their citizenship (including a change to their citizenship), the Applicant may not permit them to participate in the provision of the Services; and
    - it is not reasonable in all the circumstances to redeploy or transfer the members of the Workforce to another role within the Applicant's business, or within a business operated by one of the Applicant's associated entities;
  - k. advertise positions within the Workforce as being open only to Australian citizens who can obtain the necessary clearances for access to the Defence Materials, in accordance with this Exemption Order.
- (B) This Exemption Order does not extend to any other identification, collection, storage or use of information in relation to any employee in respect of that employee's race, colour, nationality, descent or ethnic, ethno-religious or national origin. Except to the extent expressly provided for in this order, this Exemption Order does not excuse, or purport to excuse, the Applicant from complying with its obligations pursuant to the Anti-Discrimination Act 1977 (NSW) or any other legislation or at common law.
- (C) The Applicant will, prior to taking any action permitted by this Exemption Order, provide all employees, and prospective employees with:
- i. express notice that they may be adversely affected by this exemption if they are not an Australian citizen or if they hold dual citizenship;
  - ii. a reasonable explanation in plain English of the nature of any adverse effects of such action to them; and
  - iii. information (at the time of recruitment in the case of prospective employees) about how they can apply for Australian citizenship.
- (D) In addition to the above conditions the Applicant will:
1. maintain comprehensive anti-discrimination policies governing all aspects of the work and Workforce, including management, and with particular regard to race discrimination, vilification, harassment and victimisation;
  2. establish concise and comprehensive dispute resolution and grievance procedures to receive, investigate and resolve discrimination complaints and grievances and, in particular, those relating to race discrimination, vilification, harassment and victimisation;
  3. implement training programs, including at induction, to ensure that all members of the Applicant's Workforce, including management, are fully informed of their rights and obligations under such policies and procedures, particularly with regard to issues of race discrimination, vilification, harassment and victimisation;
  4. ensure that all members of the Workforce, including management, receive regular education and training in issues of discrimination, particularly race discrimination, vilification, harassment and victimisation;
  5. takes steps to fully inform the Workforce, including management, of their rights under the *Anti-Discrimination Act 1977* (NSW) and, in particular, but not limited to, the complaints procedure under the *Anti-Discrimination Act 1977* (NSW) and to ensure that all members of the Workforce, including management, are aware of the rights of aggrieved persons to take their complaints to the Anti-Discrimination Board and through the Administrative Decisions Tribunal;



6. take steps to fully inform the Workforce, including management, of the requirements of, and their rights and obligations under, the *Racial Discrimination Act 1975* (Cth);
  7. notify the Board if the discriminatory terms and provisions of the Security Requirements are amended or become inoperative, so that this Exemption Order may be revoked or amended.
- (E) The Applicant will report to the Anti-Discrimination Board during the operation of this Exemption Order, as and when required, in relation to:
1. the steps it has taken to comply with all the above conditions, including:
    - a. the number of job applicants rejected because of the Security Requirements, including those subsequently appointed to other roles within each reporting period;
    - b. the number of employees retrenched or redeployed due to the Security Requirements and any steps taken to minimise retrenchment or redeployment, and any steps taken generally to mitigate the impact of the Applicant's responsibility under the Security Requirements on the deployment of its Workforce within each reporting period;
    - c. the number of vacancies advertised within each reporting period, including the number of such vacancies where candidates were required to satisfy the Security Requirements.
  2. the implementation and compliance generally with the terms of this Exemption Order.
- (F) The Applicant will take all reasonable steps to ensure that any employees adversely affected by this Exemption Order retain employment with the Applicant, and do not suffer a reduction in wages, salary or opportunity for advancement.
- (G) If the Applicant, in order to enable it to comply with the Security Requirements, moves a member of the Workforce from one project to another, the Applicant must take reasonable steps both to explain to that person why the transfer has occurred and to avoid any race-based hostility that might result from the transfer.

Where prospective employees adversely affected by this Exemption Order would otherwise have been acceptable to the Applicant as employees, the Applicant will consider and, if feasible, implement reasonable and practicable alternatives to rejection, such as employment in other work for the Applicant.

In this Exemption Order, the expression:

- “the Applicant” means Linfox Australia Pty Ltd;
- “Defence Materials” means any materials or information in relation to which access or use is regulated by the Security Requirements;
- “Services” means the warehousing, disposal, distribution, information technology, logistics, and supply chain solutions and services which the Applicant has been engaged to provide to the Commonwealth of Australia and the Australian Defence Force, to which the Security Requirements apply;
- “Workforce” includes the Applicant's employees, contractors and contract workers who are engaged to participate in the provision of the Services in New South Wales.

This Exemption is granted until 20 August 2019.

Dated, this 11th day of December 2014

STEPAN KERKYASHARIAN AO  
President  
Anti-Discrimination Board of NSW

#### APPRENTICESHIP AND TRAINEESHIP ACT 2001

Notice is given that the Commissioner for Vocational Training under section 5 of the *Apprenticeship and Traineeship Act 2001* has established the following apprenticeship vocation:

- Hospitality – Specialist Front of House

The Order specifies a number of matters relating to the required training for the vocation including the terms of traineeship, probationary periods and qualifications to be undertaken.

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

Copies of the Order may be inspected at any State Training Services Regional office of the Department of Education and Communities or on the Internet at: [https://www.training.nsw.gov.au/cib\\_vto/cibs/cib\\_624.html](https://www.training.nsw.gov.au/cib_vto/cibs/cib_624.html)

Notice is also given that the Commissioner for Vocational Training under section 5 of the *Apprenticeship and Traineeship Act 2001*, has repealed the following traineeship vocation:

- Hospitality – Commercial Cookery

#### ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 74

Take notice that the incorporation of the following associations is cancelled by this notice pursuant to section 74 of the *Associations Incorporation Act 2009*.

RAILWAY CREATIVE CRAFTS INCORPORATED	INC9894512
CONCERNED ANGLERS GROUP INCORPORATED	Y2211312
MUSIC COMPANY BEAUTIFUL TREE INCORPORATED	INC1300692
CREATIVE ARTISANS GALLERY INCORPORATED	INC1400385
WALCHA TIMBER EXPO INCORPORATED	Y0534635
WHALE AND SEAL FOUNDATION INCORPORATED	INC9880729
ROTARY CLUB OF TERREY HILLS INCORPORATED	Y0992009
NORTH ARMIDALE CRICKET CLUB INC	Y0946801

DENILQUIN COMMUNITY GARDEN INCORPORATED	INC9884904
KEYSTONE COMMUNITY SOLUTIONS INCORPORATED	Y0070313
MENAI COMMUNITY SERVICES INCORPORATED	Y0040521
ORANGE RAINBOW CLUB INCORPORATED	INC9876616
ROTARY INTERNATIONAL DISTRICT 9680 INCORPORATED	INC9887708

Cancellation is effective as at the date of gazettal.

Dated 19th day of December 2014.

ROBYNE LUNNEY  
Delegate of the Commissioner  
NSW Fair Trading

### COMPANION ANIMALS REGULATION 2008

#### Order

Organisations Approved by the Chief Executive,  
Local Government Under Clause 16 (d) of the  
Companion Animals Regulation 2008

Pursuant to clause 16 (d) of the *Companion Animals Regulation 2008*, the organisation listed in Schedule 1 is hereby approved, subject to the conditions contained in Schedule 2.

#### SCHEDULE 1

Name of organisation	Address of organisation	Name of contact officer for organisation
Saving Staffies Incorporated	1004 The Northern Road Llandilo NSW 2747	Helen Lane

#### SCHEDULE 2

1. The exemption under clause 16 (d) of the *Companion Animals Regulation 2008* from the requirements of section 9 of the *Companion Animals Act 1998* only applies to an animal in the custody of an organisation listed in Schedule 1:
  - a) if the organisation is holding that animal for the sole purpose of re-housing the animal with a new owner; and
  - b) if the organisation maintains appropriate records that show compliance with the *Companion Animals Act 1998*, *Companion Animals Regulation 2008* and the Guidelines for Approval to be an Organisation Exempt from Companion Animal Registration under clause 16 (d) of the *Companion Animals Regulation 2008*; and
  - c) if the organisation maintains a register that is made available to the relevant local council and the Office of Local Government as requested. The Register must list the names of all carers involved in the rehoming of animals and the locations of all animals

received under the exemption while in the custody of the organisation.

2. The exemption under clause 16 (d) of the *Companion Animals Regulation 2008* from the requirements of section 9 of the *Companion Animals Act 1998* expires five years from the date of this order, unless revoked or varied at an earlier time.

Date: 11 December 2014

STEVE ORR  
Acting Chief Executive  
Office of Local Government

### DISTRICT COURT ACT 1973

District Court of New South Wales

Direction

Pursuant to section 173 of the *District Court Act 1973*, I direct that the District Court shall sit in its criminal jurisdiction at the place and time shown as follows:

Griffith                      10.00am                      9 June 2015 (2 weeks)

Dated this 12th day of December 2014

D M PRICE  
Chief Judge

### FIRE BRIGADES ACT 1989

Order Under Section 5 (2)

I, GENERAL THE HONOURABLE DAVID JOHN HURLEY AC, DSC, Governor of the State of New South Wales, with the advice of the Executive Council and in pursuance of section 5 (2) of the *Fire Brigades Act 1989*, do, by this my Order, vary the Orders published in Government Gazette No 37 of 4 March 1983 and reconstitute the Fire District in the following Schedule and declare that the provisions of the Fire Brigades Act shall apply to the area described in the Schedule.

Signed at Sydney, this 3rd day of December 2014

By His Excellency's Command,

Hon STUART AYRES, MP  
Minister for Police and Emergency Services

#### SCHEDULE

In this schedule, a reference to a local government area is a reference to that area with boundaries as at the date of publication of the Order in the Gazette.

#### COONABARABRAN Fire District

Comprising the existing Fire District in the Warrumbungle Local Government Area, with additions as delineated on Map No 264/01/13 kept in the office of Fire & Rescue NSW.

### GEOGRAPHICAL NAMES ACT 1966

Pursuant to the provisions of section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

*Sinozich Reserve* for a Reserve located adjacent to Jardine Drive where the road intersects with Rynan Avenue, Edmondson Park in the Liverpool LGA.

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

D MOONEY  
Chairman  
Geographical Names Board

#### GEOGRAPHICAL NAMES ACT 1966

Pursuant to the provisions of section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

*Francis Lake* for a lake located on the south eastern side of Greenway Park, bounded by Greenway Drive and Cowpasture Road in the suburb of West Hoxton.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at ([www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)) from Wednesday 17 December 2014 until Monday 19 January 2015, alternatively written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by third party to assist the Board in considering this proposal.

D MOONEY  
Chairman  
Geographical Names Board

#### GEOGRAPHICAL NAMES ACT 1966

Pursuant to the provisions of section 10 of the *Geographical Names Act 1966*, the Geographical Names Board has this day assigned the name listed hereunder as a geographical name.

*Charles Bean Sportsfield* for a Sportsground bounded by Dunstan Grove, Eton Road and Shout Ridge, Lindfield in the Ku-ring-gai LGA.

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

D MOONEY  
Chairman  
Geographical Names Board

#### GEOGRAPHICAL NAMES ACT 1966

Pursuant to the provisions of section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

*Patricia Carlon Reserve* for a reserve bounded by Albert Street and Westbourne Street in the suburb of Bexley.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at ([www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)) from Thursday 18 December 2014 until Monday 19 January 2015, alternatively written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst NSW 2795.

In accordance with section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by third party to assist the Board in considering this proposal.

D MOONEY  
Chairman  
Geographical Names Board

#### GEOGRAPHICAL NAMES ACT 1966

Pursuant to the provisions of section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

*Logan Park* for a reserve located adjacent to Wianamatta Drive, bounded by Bendigo Place and Ballarat Place in the suburb of Cartwright.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at ([www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)) from Wednesday 17 December 2014 until Monday 19 January 2015, alternatively written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst NSW 2795.

In accordance with section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by third party to assist the Board in considering this proposal.

D MOONEY  
Chairman  
Geographical Names Board

#### GEOGRAPHICAL NAMES ACT 1966

Pursuant to the provisions of section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

*Clifton Park* for a reserve adjacent to Charles McIntosh Parkway in the suburb of Cobbitty.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at ([www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)) from Wednesday 17 December 2014 until Saturday 17 January 2015, alternatively written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst NSW 2795.

In accordance with section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by third party to assist the Board in considering this proposal.

D MOONEY  
Chairman  
Geographical Names Board

**GEOGRAPHICAL NAMES ACT 1966**

Pursuant to the provisions of section 8 of the *Geographical Names Act 1966*, the Geographical Names Board hereby notifies that it proposes to assign the name:

*Sweetacres Park* for a reserve located between Rothschild Avenue, Queen Street and Mentmore Avenue in the suburb of Rosebery.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can also be viewed and submissions lodged on the Geographical Names Board website at ([www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)) from Tuesday 16 December 2014 until Friday 16 January 2015, alternatively written submissions may be lodged with the Secretary, Geographical Names Board, 346 Panorama Ave, Bathurst, NSW 2795.

In accordance with section 9 of the *Geographical Names Act 1966* all submissions lodged may be subject to a freedom of information application and may be viewed by third party to assist the Board in considering this proposal.

D MOONEY  
Chairman  
Geographical Names Board

**LEGAL PROFESSION ADMISSION RULES 2005****LEGAL PROFESSION ADMISSION BOARD**

The Legal Profession Admission Board has made several amendments to the *Legal Profession Admission Rules 2005*.

**Part 11**

Delete Part 11 and insert amended Part 11

**First Schedule**

Delete Form 10 and insert amended Form 10

Delete Form 16 and insert amended Form 16

Delete Form 17 and insert amended Form 17

**Sixth Schedule**

Delete the Sixth Schedule and insert amended Sixth Schedule.

CHRIS BANKS  
Executive Officer  
Legal Profession Admission Board

**Part 11 Eligibility for admission as a lawyer**

**94** A person is eligible for admission as a lawyer if he or she has satisfied:

- (a) the academic requirements for admission,
- (b) the practical training requirement for admission and
- (c) such test of the English language competence as the Board from time to time by resolution prescribes.

**95**

- (1) The academic requirements for admission are:
  - (a) completion, within the previous five years, of a tertiary academic course, whether or not leading to a degree in law, which includes the equivalent of at least three years full-time study of law and which is recognised in at least one Australian jurisdiction as providing sufficient academic training for

admission by the Supreme Court of that jurisdiction as a lawyer, and

- (b) completion of courses of study as part of (a), which are recognised in at least one Australian jurisdiction, for the purposes of academic requirements for admission by the Supreme Court of that jurisdiction as a lawyer, as providing sufficient academic training in the following areas of knowledge:

- Criminal Law and Procedure
- Torts
- Contracts
- Property both Real (including Torrens system land) and Personal
- Equity
- Administrative Law
- Federal and State Constitutional Law
- Civil Procedure
- Evidence
- Company Law
- Professional Conduct

- (2) A synopsis of the areas of knowledge referred to in sub-rule (1) (b) is set out in the Fifth Schedule.

- (3) The academic courses conducted in New South Wales which are recognised as satisfying the requirements of sub-rule (1) are:

- (a) the Board's examinations set out in rule 53, and
- (b) the courses listed in the Second Schedule.

**96**

- (1) The practical training requirement for admission is completion, within the previous five years, of a course of practical training or articles:

- (a) which is recognized in at least one Australian jurisdiction as providing sufficient practical training for admission by the Supreme Court of that jurisdiction as a lawyer, and

- (b) which includes evidence of the attainment of competencies in the following areas:

- Skills
  - Lawyers' Skills
  - Problem Solving
  - Work Management and Business Skills
  - Trust and Office Accounting
- Compulsory Practice Areas
  - Civil Litigation Practice
  - Commercial and Corporate Practice
  - Property Law Practice
- Optional Practice Areas:
  - Administrative Law Practice
  - Banking and Finance
  - Criminal Law Practice
  - Family Law Practice
  - Consumer Law Practice
  - Employment and Industrial Relations Practice
  - Planning and Environmental Law Practice
  - Wills and Estates Practice

- Values
    - Ethics and Professional Responsibility
- (2) A synopsis of the competencies referred to in sub-rule (1) (b) is set out in the Sixth Schedule.
  - (3) The practical training courses conducted in New South Wales which are recognized as satisfying the requirement of sub-rule (1) are listed in the Fourth Schedule.

**97**

- (1) A person who falls within one of the categories set out in sub-rule (2) may apply to the Legal Qualifications Committee for exemption from some or all of the examinations set out in rule 53.
- (2) The categories referred to in sub-rule (1) are:
  - (a) persons who have undertaken studies towards meeting the academic requirements for admission in an Australian state or territory, but who have not, within the previous five years, completed those requirements,
  - (b) persons who have undertaken studies towards meeting the academic requirements for admission in a jurisdiction outside Australia, but who have not, within the previous five years, completed those requirements,
  - (c) persons who have, within the previous five years, completed the academic requirements for admission in a jurisdiction outside Australia, but who have not been admitted in that jurisdiction,
  - (d) persons who have completed the academic requirements for admission in a jurisdiction outside Australia and who have been admitted in that jurisdiction, but who have not practised in that jurisdiction, and
  - (e) persons who have completed the academic requirements for admission in a jurisdiction outside Australia and who have been admitted in that jurisdiction, and who have practised in that jurisdiction.
- (3) The Academic Exemptions Sub-Committee may exempt a person who falls within category (a) of sub-rule (2) from undertaking any examination referred to in rule 53 if it is satisfied that the person has covered the substance of the subject matter of that examination in his or her earlier studies.
- (4) The Academic Exemptions Sub-Committee may exempt a person who falls within category (b) of sub-rule (2) from undertaking:
  - (a) any examination referred to in rule 53 if it is satisfied that the person has covered the substance of the subject matter of that examination in his or her earlier studies, and
  - (b) any examination referred to in rule 53 (b) if it is satisfied that the person has completed a law subject of equivalent educational standing in his or her earlier studies, and account has not been taken of that subject under paragraph (a).
- (5) Subject to sub-rule (6), the Academic Exemptions Sub-Committee may exempt a person who falls within category (c) or category (d) of sub-rule (2) from undertaking any or all of the examinations referred to in rule 53, if it is satisfied that the person has completed a course of study which is comparable in depth and scope with the course of study required for the examinations prescribed by rule 53.
- (6) The Academic Exemptions Sub-Committee may under sub-rule (5) exempt a person from undertaking an examination corresponding to any of the subject areas set out in rule 95 (1) unless it is satisfied that the person has covered the substance of the subject matter of that examination in his or her earlier studies.
- (7) The Academic Exemptions Sub-Committee may exempt a person who falls within category (e) of sub-rule (2) from undertaking any examination referred to in rule 53 if it is satisfied, having regard to the person's academic qualifications, the system of law applicable in the jurisdiction in which the person has been admitted and practised, and the nature and extent of the person's practical experience, that he or she ought not be required to undertake that examination.
- (7A) The Academic Exemptions Sub-Committee may exempt a person who falls within any category of sub-rule (2) from undertaking any examination referred to in rule 53 if it is satisfied, having regard to the person's academic qualifications, the system of law applicable in the jurisdiction in which the person obtained those qualifications, the nature and extent of the person's experience and the person's performance in any task set by the Sub-Committee, that the person ought not be required to undertake that examination.
- (8) The Academic Exemptions Sub-Committee may grant exemptions on such conditions as it thinks fit.
- (9) Notwithstanding sub-rule (1) no student-at-law shall apply under this rule for any exemption arising from studies which he or she has undertaken after registering as a student-at-law unless he or she has obtained the prior approval of the Legal Qualifications Committee to undertake those studies.
- (10) An application for exemption under this rule shall be in and to the effect of Form 16.
- (11) A person aggrieved by a determination of the Academic Exemptions Sub-Committee under this rule may, within one month of the making of the determination, or within such extended time as the Legal Qualifications Committee may allow, request the Legal Qualifications Committee to review the determination.

**98**

- (1) A person who falls within one of the categories set out in sub-rule (2) may apply to the Legal Qualifications Committee for exemption from practical training in some or all of the competencies set out in sub-rule (3).
- (2) The categories referred in sub-rule (1) are:
  - a) persons who have completed, more than five years ago, a course of practical legal training or articles which complies with paragraphs (a) and (b) of subrule 96 (1),
  - b) persons who have been admitted as lawyers in a foreign jurisdiction,
  - c) persons who have attained the age of 30 years, and have completed either seven years service as a New South Wales government, or government related, employee performing legal services, or 15 years service in courts administration in New South Wales.

- (3) The competencies referred to in sub-rule (1) are:
- Skills
    - Lawyers' Skills
    - Problem Solving
    - Work Management and Business Skills
    - Trust and Office Accounting
  - Compulsory Practice areas
    - Civil Litigation Practice
    - Commercial and Corporate Practice
    - Property Law Practice
  - Optional Practice Areas
    - Any two of the following:
      - Administrative Law Practice
      - Banking and Finance
      - Criminal Law Practice
      - Family Law Practice
      - Consumer Law Practice
      - Employment and Industrial Relations Practice
      - Planning and Environmental Law Practice
      - Wills and Estates Practice
  - Values
    - Ethics and Professional Responsibility
- (4) The Practical Training Exemptions Sub-Committee may exempt a person from practical training in a skill or practice area if it is satisfied that the person has attained the level of competence in that skill or practice area which would be expected of a graduate of one of the practical training courses listed in the Fourth Schedule.
- (5) A person who has been exempted under sub-rule (4) from practical training in one or more skills or practice areas shall, before making application for admission as a lawyer, complete coursework and pass examinations approved by the Practical Training Exemptions Sub-Committee in those skills and practice areas referred to in sub-rule (3) from which he or she has not been exempted.
- (6) An application for exemption under this rule shall apply in and to the effect of Form 17.
- (7) At the time of making an application to the Board under this rule the applicant shall serve a copy of an application on the Law Society.
- (8) A person aggrieved by a determination of the Practical Training Exemptions Sub-Committee under sub-rule (4) may, within one month of the making of the determination, or within such extended time as the Legal Qualifications Committee may allow, request the Legal Qualifications Committee to review the determination.
- (9) The Practical Training Exemptions Sub-Committee may grant exemptions on such conditions as it thinks fit.
-

<b>Legal Profession Admission Board</b>	<p><b>Application for Admission as a Lawyer</b>                  by a person who has not previously been admitted in Australia, New Zealand or elsewhere</p>	<b>Form 10</b> Rule 99(1)	The contents of this application may be disclosed to law admitting authorities and law regulatory bodies.						
<b>1. Ceremony</b>	Scheduled admission ceremony preferred <input style="width: 100px; height: 20px;" type="text"/>	Insert date.							
<b>2. Applicant</b>	SURNAME	TITLE							
	GIVEN NAMES	DATE OF BIRTH							
	ADDRESS								
	HOME TELEPHONE NUMBER	WORK TELEPHONE NUMBER							
	MOBILE NUMBER	FACSIMILE NUMBER							
	EMAIL ADDRESS								
<b>3. Academic Requirements</b>	(a) I have completed the Board's examinations within the previous 5 years. My student-at-law number is <input style="width: 100px; height: 20px;" type="text"/>		Complete or strike out each of (a), (b), (c), (d), (e)(i), (ii), (iii) and (iv) as necessary.						
	(b) I have a law degree, completed within the previous 5 years, from a university in New South Wales listed in the Second Schedule as follows. <table border="1" style="width: 100%; margin-top: 10px;"> <tr> <td style="text-align: center; font-size: x-small;">UNIVERSITY</td> <td style="text-align: center; font-size: x-small;">DEGREE</td> <td style="text-align: center; font-size: x-small;">YEAR</td> </tr> <tr> <td style="height: 20px;"></td> <td style="height: 20px;"></td> <td style="height: 20px;"></td> </tr> </table> I attach an original academic transcript showing completion of the requirements for the degree.			UNIVERSITY	DEGREE	YEAR			
	UNIVERSITY	DEGREE		YEAR					
(c) I have a law degree, completed within the previous 5 years, from a university in another Australian state or territory as follows. <table border="1" style="width: 100%; margin-top: 10px;"> <tr> <td style="text-align: center; font-size: x-small;">UNIVERSITY</td> <td style="text-align: center; font-size: x-small;">DEGREE</td> <td style="text-align: center; font-size: x-small;">YEAR</td> </tr> <tr> <td style="height: 20px;"></td> <td style="height: 20px;"></td> <td style="height: 20px;"></td> </tr> </table>		UNIVERSITY	DEGREE	YEAR					
UNIVERSITY	DEGREE	YEAR							

	<p>I attach an original academic transcript showing completion of the requirements for the degree, and a Dean's certificate in the prescribed form.</p>	
--	---	--

Name of Applicant

	<p>(d) I have been exempted by the Board from further studies on the basis of studies completed elsewhere within the previous 5 years. I attach a copy of a letter from the Board confirming the exemption.</p>													
	<p>(e) i) I have completed the Board's Diploma-in-Law course more than 5 years ago. I have had my qualification assessed by the Board in Form 16 and have satisfied, if necessary, further academic requirements either with the Board or with another institution.</p> <p>My student-at-law number is: <input style="width: 100px;" type="text"/></p> <p><b>OR</b></p> <p>ii) I have completed an Australian law degree more than 5 years ago as follows.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-left: 40px;"> <thead> <tr> <th style="width: 50%;">UNIVERSITY</th> <th style="width: 20%;">DEGREE</th> <th style="width: 30%;">YEAR</th> </tr> </thead> <tbody> <tr> <td style="height: 20px;"></td> <td></td> <td></td> </tr> </tbody> </table> <p>I have had my qualification assessed by the Board in Form 16, and it satisfies academic requirements for admission. I attach a copy of the Board's assessment letter.</p> <p><b>OR</b></p> <p>iii) I have completed an Australian law degree more than 5 years ago as follows.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-left: 40px;"> <thead> <tr> <th style="width: 50%;">UNIVERSITY</th> <th style="width: 20%;">DEGREE</th> <th style="width: 30%;">YEAR</th> </tr> </thead> <tbody> <tr> <td style="height: 20px;"></td> <td></td> <td></td> </tr> </tbody> </table> <p>I have had my qualification assessed by the Board in Form 16, and have satisfied all further academic requirements with the Board. My student-at-law number is: <input style="width: 100px;" type="text"/></p> <p><b>OR</b></p> <p>iv) I have completed an Australian law degree more than 5 years ago as follows.</p>	UNIVERSITY	DEGREE	YEAR				UNIVERSITY	DEGREE	YEAR				
UNIVERSITY	DEGREE	YEAR												
UNIVERSITY	DEGREE	YEAR												



	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: center;">UNIVERSITY</th> </tr> <tr> <td style="height: 20px;"></td> </tr> </table>	UNIVERSITY		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: center;">DEGREE</th> <th style="text-align: center;">YEAR</th> </tr> <tr> <td style="width: 60%; height: 20px;"></td> <td style="width: 40%; height: 20px;"></td> </tr> </table>	DEGREE	YEAR			
UNIVERSITY									
DEGREE	YEAR								
<p>I have had my qualification assessed by the Board in Form 16 and have satisfied all further academic requirements elsewhere. I have also had the further requirements assessed in Form 16 and attach the Board's final assessment letter.</p>									

Name of Applicant

<p><b>4. Practical Training Requirements</b></p>	<p>a) I have completed, within the previous 5 years, a course of practical training listed in the Fourth Schedule as follows.</p> <table border="1" style="width: 100%; border-collapse: collapse; margin: 10px 0;"> <tr> <th style="text-align: center;">INSTITUTION</th> <th style="text-align: center;">COURSE</th> <th style="text-align: center;">YEAR</th> </tr> <tr> <td style="width: 40%; height: 25px;"></td> <td style="width: 20%; height: 25px;"></td> <td style="width: 40%; height: 25px;"></td> </tr> </table> <p>I attach an original official certificate/letter/transcript showing completion of the requirements of the course.</p> <p>b) I have completed, within the previous 5 years, a course of practical training or articles, which is recognized in another Australian state as providing sufficient practical training for admission by the Supreme Court of that state as a lawyer. I attach an original certificate showing completion of the course and evidence that the requirements of the course include evidence of the attainment of competencies in the areas set out in the Sixth Schedule.</p> <p>c) I have attained the age of 30 years and have completed seven years service as a New South Wales government employee performing legal services or 15 years service in courts administration in New South Wales and have been exempted by the Board from practical training in some or all of the competencies set out in rule 98(3). I attach a copy of a letter from the Board granting exemptions, and evidence of having completed approved coursework and examinations in Ethics and Professional Responsibility, Trust and Office Accounting, and those competencies from which I have not been exempted.</p> <p>d) I have completed a course of practical training described in 4a) or b) above more than 5 years ago and have had the course assessed by the Board in Form 17. I attach a copy of the Board's assessment letter and evidence of completion of those competencies from which I have not been exempted.</p>	INSTITUTION	COURSE	YEAR				<p>Complete or strike out each of (a), (b) and (c) as necessary.</p>
INSTITUTION	COURSE	YEAR						

Name of Applicant

<p><b>5. English Language Proficiency Requirements</b></p>	<p>a) I declare that I have undertaken the final two years of my secondary education and the study for the academic qualification in law on which I rely for admission in a country where English is the native or first language and that I have lived in that country or countries for the duration of those studies. I provide details of the institution, country and dates attended where I undertook my secondary and tertiary education:</p> <p style="text-align: center;"><b>i. Secondary Education</b></p> <p>Where did you complete your secondary education</p> <p>Institution.....</p> <p>Country.....</p> <p>Dates: from ...../...../..... to ...../...../.....</p> <p style="text-align: center;"><b>ii. Tertiary Education</b></p> <p>Where did you complete your tertiary education</p> <p>Institution.....</p> <p>Country.....</p> <p>Dates: from ...../...../..... to ...../...../.....</p> <p><b>Signature</b> .....</p>	<p>Complete or strike out each of (a) and (b) as necessary.</p>
--	--	---

	<p>b) I have completed the IELTS (academic) test achieving an aggregate score of 8 or more as indicated in the table below, which is no more than 2 years old. I attach the original IELTS Test Report Form (TRF) dated ...../...../.....</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <th colspan="2" style="text-align: left;">IELTS (Academic)</th> </tr> <tr> <th style="text-align: left;">Overall</th> <th style="text-align: left;">Section minimum score</th> </tr> <tr> <td style="text-align: center;">8</td> <td>                     7 listening                       7 reading                       8 writing                       7.5 speaking                 </td> </tr> </table>	IELTS (Academic)		Overall	Section minimum score	8	7 listening  7 reading  8 writing  7.5 speaking	
IELTS (Academic)								
Overall	Section minimum score							
8	7 listening  7 reading  8 writing  7.5 speaking							

Name of Applicant

<b>6. Declarations – Suitability matters</b>	<p>Consider each of the following declarations carefully and</p> <p style="text-align: center;"><b>EITHER</b></p> <ul style="list-style-type: none"> <li>• Place your signature in the box if the declaration is true,</li> </ul> <p style="text-align: center;"><b>OR</b></p> <ul style="list-style-type: none"> <li>• Strike out the declaration to show that the declaration is not applicable (do not sign).</li> </ul>
<b>Declarations</b>	Individually sign each box OR strike out the declaration
6.1. I have not previously applied for, been admitted or refused admission as a lawyer in any jurisdiction in Australia or in a foreign country.	
6.2. I am and always have been of good fame and character and I have not done or suffered anything likely to reflect adversely on my good fame and character, and I am not aware of any matter or circumstance that might affect my suitability to be admitted as a lawyer.	
6.3. I am not and never have been an insolvent under administration.	
6.4. I have never been convicted of an offence in Australia or in a foreign country.  Note:  1. Section 11 of the <i>Legal Profession Act 2004</i> (References to convictions for offences) provides that reference to a conviction includes a finding of guilt, or the acceptance of a guilty plea, whether or not a conviction is recorded.  2. Clause 11 of the <i>Criminal Records Regulation 2004</i> provides applicants for admission are excluded from consequences of convictions being spent.	
6.5. I have never practised law in Australia or a foreign country when not permitted by or under a law of that country to do so or in contravention of any condition of permission to practise.	
6.6. I am not and never have been the subject of an unresolved investigation, a charge, an order or a complaint under the Legal Profession Act, a corresponding previous Act, a corresponding Australian law or a corresponding foreign law.	
6.7. I am not the subject of current disciplinary action, however expressed, in another profession or occupation in Australia or a foreign country and I have not been the subject of disciplinary action, however expressed, relating to another profession or occupation that involved an adverse finding.	
6.8. I am not and have never been the subject of disciplinary action in a tertiary education institution in Australia or in a foreign country that involved an adverse finding.	
6.9. I have never contravened a law about trust money or trust accounts in Australia or in a foreign country.	

6.10 I am not and never have been subject to an order under the Legal Profession Act, a law of the Commonwealth or a corresponding law disqualifying me from being employed by an Australian legal practitioner or from managing an incorporated legal practice.	
6.11 I do not suffer from any infirmity, injury, mental or physical illness, impairment or disability which makes me unable to carry out the inherent requirements of practice as an Australian legal practitioner.	

Name of Applicant

**Disclosure**

If you have <b>not signed</b> one of the above declarations, you must sign 6.12 and attach the relevant disclosure(s) or if 6.12 does not apply strike a line through it.	Sign or strike out the declaration
6.12 I attach signed and dated disclosure(s) setting out full details of circumstances associated with any of the above declarations which I have not signed.	

**Authorisation**

All applicants are required to sign 6.13	Sign only
6.13 I authorise the Board to obtain from any relevant institution at which I have pursued any course of study or training, such documents as the Board considers necessary for the purpose of its determination of whether I am a fit and proper person to be admitted as a Lawyer.	

**Signature**

	Sign and date
The above information and declarations I have given in this form are true and complete	<p>.....</p> <p>...../...../.....</p>

Legal Profession Admission Board	Application for <b>Academic exemptions</b> pursuant to Rule 97	<b>Form 16</b>								
The contents of this form may be disclosed to Law admitting authorities and Law regulatory bodies.										
<b>1. Applicant details</b>	Title <input style="width: 100px;" type="text"/> Surname <input style="width: 100px;" type="text"/> Given Name(s) <input style="width: 100%;" type="text"/> Address <input style="width: 100%;" type="text"/> Suburb <input style="width: 150px;" type="text"/> Postcode <input style="width: 50px;" type="text"/> State <input style="width: 50px;" type="text"/> Country <input style="width: 100%;" type="text"/> Email <input style="width: 100%;" type="text"/> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <tr> <th style="width: 50%; padding: 2px;">Home Telephone Number</th> <th style="width: 50%; padding: 2px;">Work Telephone Number</th> </tr> <tr> <td style="height: 20px;"></td> <td></td> </tr> <tr> <th style="padding: 2px;">Mobile Number</th> <th style="padding: 2px;">Facsimile Number</th> </tr> <tr> <td style="height: 20px;"></td> <td></td> </tr> </table>		Home Telephone Number	Work Telephone Number			Mobile Number	Facsimile Number		
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<b>2. Application Category</b>	This application is made pursuant to Rule 97(2) <input style="width: 30px;" type="text"/> Insert (a), (b), (c), (d) or (e) <b>OR</b> I am applying to have my academic studies, completed more than 5 years ago, assessed <input style="width: 20px;" type="checkbox"/> Please tick									
<b>3. Law studies completed</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">Country <input style="width: 100%;" type="text"/></td> <td style="width: 50%; padding: 2px;">Country <input style="width: 100%;" type="text"/></td> </tr> <tr> <td style="padding: 2px;">Institution <input style="width: 100%;" type="text"/></td> <td style="padding: 2px;">Institution <input style="width: 100%;" type="text"/></td> </tr> <tr> <td style="padding: 2px;">Qualification <input style="width: 100%;" type="text"/></td> <td style="padding: 2px;">Date completed <input style="width: 100%;" type="text"/></td> </tr> <tr> <td style="padding: 2px;">Qualification <input style="width: 100%;" type="text"/></td> <td style="padding: 2px;">Date completed <input style="width: 100%;" type="text"/></td> </tr> </table>		Country <input style="width: 100%;" type="text"/>	Country <input style="width: 100%;" type="text"/>	Institution <input style="width: 100%;" type="text"/>	Institution <input style="width: 100%;" type="text"/>	Qualification <input style="width: 100%;" type="text"/>	Date completed <input style="width: 100%;" type="text"/>	Qualification <input style="width: 100%;" type="text"/>	Date completed <input style="width: 100%;" type="text"/>
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<b>4. Documents in support of application</b>	In this section tick the boxes which denote the documents you are providing. See information overleaf about the documents normally supplied. Documents should wherever possible be A4 sized. <ul style="list-style-type: none"> <li><input type="checkbox"/> an original transcript of academic record in Law marked "A" * <input style="width: 100px;" type="text"/> *Not required if studies completed with LPAB, in which case <input style="width: 100px;" type="text"/> insert student number.</li> <li><input type="checkbox"/> copy of official descriptions of academic law subjects marked "B"</li> <li><input type="checkbox"/> evidence of my admission as a lawyer (an original certificate from an admitting authority) marked "C"</li> <li><input type="checkbox"/> a description of my practice as a lawyer marked "D"</li> <li><input type="checkbox"/> a letter setting out the circumstances surrounding the delay in completing my qualification and /or applying for admission marked "E"</li> <li><input type="checkbox"/> copy of my curriculum vitae marked "F"</li> <li><input type="checkbox"/> evidence of further law-related study and/or experience, marked "G"</li> </ul>									
<b>5. Declaration of Applicant</b>	To the best of my knowledge and belief the information in and/or appended to this application is accurate. Signature <input style="width: 300px;" type="text"/> Date <input style="width: 150px;" type="text"/>									

<b>Legal Profession Admission Board</b>	<b>Application for</b> <b>Practical Training Exemption</b> pursuant to Rule 98	<b>Form 17</b>																			
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<b>3. Previous Practical Legal Training</b>	Have you completed a practical legal training course? <b>Yes/No</b> ; Was completion more than 5 years ago? <b>Yes/No</b> If yes to either, where? <input style="width: 250px;" type="text"/> <span style="float: right;">Circle Yes or No</span> Date of completion <input style="width: 120px;" type="text"/>																				
<b>4. Previous admission</b>	<p><b>Please attach an original transcript showing completion of the practical legal training course.</b></p> I have previously been admitted as a lawyer in the following jurisdiction(s) (only applicable for Rule 98(2)(b)): 1. <input style="width: 300px;" type="text"/> 2. <input style="width: 300px;" type="text"/> Date of admission <input style="width: 150px;" type="text"/>																				
<b>5. Documents in support of application</b>	<p><b>Please attach a copy of your certificate(s) of admission</b></p> In this section tick the boxes which denote the elements of practical training from which you seek exemption. In relation to each element, state on A4 pages the basis of your request for exemption including the nature, range and complexity of the work you have undertaken and provide any supporting documentation.																				
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Sixth Schedule      Practical legal training

# **LAW ADMISSIONS CONSULTATIVE COMMITTEE**

## **PRACTICAL LEGAL TRAINING**

### **COMPETENCY STANDARDS FOR ENTRY-LEVEL LAWYERS**

Commencement Date:

1 January 2015

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**LAW ADMISSIONS CONSULTATIVE COMMITTEE<sup>1</sup>****PRACTICAL LEGAL TRAINING****COMPETENCY STANDARDS FOR ENTRY-LEVEL LAWYERS****1. BACKGROUND**

In 2002, Admitting Authorities finally endorsed proposed national *PLT Competency Standards for Entry-level Lawyers*, which were recommended to them by LACC.

The *Standards* had been jointly developed by the Australasian Practical Legal Training Council (**APLEC**) and LACC and sought to describe the observable performance in several key areas relating to legal practice, required of entry-level lawyers at the point of admission to the legal profession.<sup>2</sup>

Subsequent changes in both the training of lawyers and legal practice led LACC in 2010 to seek the assistance of APLEC and other stakeholders to undertake a review of the PLT Competency Standards. APLEC undertook a review, which was completed in 2013 following extensive consultation. This document is based on suggestions made by APLEC, as a result of that review.

One of the most significant changes in the intervening years is that, in several jurisdictions, many intending legal practitioners now obtain their PLT qualifications through PLT courses, conducted by PLT providers, rather than through serving a period as an articled clerk, to which service the *Standards* did not apply. In other jurisdictions, instead of articles, intending legal practitioners can choose either to undertake a PLT course or to engage in Supervised Workplace Training in a legal office. In one jurisdiction, intending practitioners still undertake articles but also are required to undertake a program of assessment conducted by a PLT provider, to assess whether they have attained each of the prescribed competencies. Whichever form of PLT is now followed, all intending practitioners are required to demonstrate that they have attained prescribed competence in the Skills, Practice Areas and Values summarised in item 3 set out in detail in item 5 below.

Another significant change is that, since 2000, all jurisdictions other than the ACT have developed means of accrediting and monitoring PLT courses and the performance of PLT providers.<sup>3</sup> In those jurisdictions which allow SWT, means of approving and monitoring the performance of SWT providers are also being developed.

Such procedures enhance the possibility that entry-level lawyers will all have attained the various competencies prescribed by, or pursuant to, this document.

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<sup>1</sup> LACC's Charter is approved by the Council of Chief Justices which also appoints its Chairman. LACC is not, however, a committee of the Council, nor does it act on the Council's behalf

<sup>2</sup> The recommended Standards were drafted in the light of the *National Competency Standards Policy and Guidelines*, National Training Board, Canberra, 1991 and Heywood, Gonczi and Hager, *A Guide to the Development of Competency Standards for Professions*, Department of Employment, Education and Training, Canberra, 1992.

<sup>3</sup> In 2013, the Victorian Council of Legal Education adopted a revised version of its *Standards for PLT Courses and Providers*, which was initially prepared to assist in accrediting and monitoring PLT Courses and Providers. The *Standards* have been endorsed by both APLEC and LACC. LACC has also commended the *Standards* to all Admitting Authorities.

## 2. INTERPRETATION

### 2.1 Definitions

In this document:

**Admitting Authority** means the body responsible in a jurisdiction for approving the content of either or both of PLT courses and SWT.

**applicant** means applicant for admission to the legal profession.

**PLT** means Practical Legal Training.

**PLT course** means a PLT course approved by an Admitting Authority, conducted by a PLT provider.

**PLT provider** means a body authorised by an Admitting Authority to provide a PLT course in that jurisdiction.

**programmed training** means structured and supervised training activities, research and tasks, each with comprehensive assessment.

**SWT** means supervised workplace training and includes articles of clerkship.

**SWT provider** means a body providing SWT in a jurisdiction.

**workplace experience** means supervised employment in a legal office, or supervised paid or unpaid placement in a law or law-related work environment.

### 2.2 Interpretation of Item 5

The following principles apply when interpreting item 5.

- (a) An **Element** describes a relevant competence that an applicant is required to demonstrate in relation to the relevant prescribed Skill, Practice Area or Value.
- (b) A **Performance criterion** sets out an activity by reference to which an applicant's achievement of an appropriate level of competence in the corresponding Element may be demonstrated. An applicant may, however, demonstrate the requisite achievement in relation to an Element:
  - (i) by attaining some, but not all, of the relevant Performance criteria nominated in item 5 for that Element; and
  - (ii) by attaining equivalent Performance criteria in the course of undertaking another Practice Area set out in item 5.
- (c) Where a Performance criterion refers to an action which can only be performed by a person who has both been admitted to the legal profession and holds a practising certificate, the requisite competency may be demonstrated by satisfactorily completing a simulated exercise offered, and assessed in accordance with item 4.5(a), by a PLT provider or SWT provider.
- (d) Where a Performance criterion provides for a competency to be demonstrated by observing something:
  - (i) the entry-level lawyer must document in writing and critically evaluate what has been observed; and

- (ii) the resulting record must be assessed by the relevant PLT provider or SWT provider in accordance with item 4.5(a),

before the relevant Performance criterion can be satisfied.

- (e) The expression of particular Elements, Performance criteria or Explanatory Notes in relation to a Skill, Practice Area or Value is not intended either:
  - (i) to limit the way in which that Skill, Practice Area or Value is taught; or
  - (ii) to prevent either wider or more detailed training in that Skill, Practice Area or Value.

### 3. REQUIREMENTS FOR APPLICANTS FOR ADMISSION

#### 3.1 Required Competencies

- (a) Every applicant is required to satisfy the Admitting Authority that the applicant has achieved the prescribed competence in the Skills, Compulsory and Optional Practice Areas and Values set out in item 5 and summarised as follows:

##### **Skills**

Lawyer's Skills  
Problem Solving  
Work Management and Business Skills  
Trust and Office Accounting

##### **Compulsory Practice Areas**

Civil Litigation Practice  
Commercial and Corporate Practice  
Property Law Practice

##### **Optional Practice Areas**

Subject to paragraph (b), any two of:

Administrative Law Practice  
Banking and Finance  
Criminal Law Practice  
Consumer Law Practice  
Employment and Industrial Relations Practice  
Family Law Practice  
Planning and Environmental Law Practice  
Wills and Estate Practice.

##### **Values**

Ethics and Professional Responsibility

- (b) Paragraph (a) applies to every applicant who has undertaken PLT in Australia, whether by completing a PLT course, undertaking SWT, or any combination thereof approved by the relevant Admitting Authority.

#### 3.2 When PLT may be commenced

- (a) An applicant may commence PLT:

- (i) in the case of SWT, only after the applicant has completed an academic qualification in law, leading to admission to the legal profession;
  - (ii) in the case of a PLT course that is not integrated with the applicant's academic qualification in law, only after the applicant has completed an academic qualification in law leading to admission to the legal profession, unless the applicant has no more than two academic subjects to complete:
    - (A) neither of which is one of the Academic Requirements for admission; and
    - (B) for which the applicant must be enrolled while undertaking the PLT course,and the applicant has received the prior permission of the Admitting Authority to commence the PLT course.
- (b) Despite paragraph (a), an applicant may undertake an integrated program of academic study and PLT that:
- (i) requires the equivalent of three years' full-time academic study of law, apart from the time required to undertake the PLT components of the program; and
  - (ii) has been recognised by the relevant Admitting Authority for the purposes of preparing students for admission to the legal profession.

#### 4. REQUIREMENTS FOR EACH FORM OF PLT

##### 4.1 Programmed training and workplace experience

PLT must comprise both programmed training and workplace experience as follows:

- (a) subject to paragraph (d), in the case of a graduate diploma:
  - (i) programmed training appropriate to such a diploma<sup>4</sup>; and
  - (ii) the equivalent of at least 15 days' workplace experience;
- (b) subject to paragraph (d), in the case of a training course other than a graduate diploma, the equivalent of at least 900 hours' duration, comprising:
  - (i) at least 450 hours of programmed training; and
  - (ii) at least 15 days' workplace experience;
- (c) in the case of SWT the equivalent of at least 12 months' full-time work which includes a minimum of at least 90 hours' programmed training.

For the purposes of paragraphs (a) and (b), one day comprises seven working hours.

##### 4.2 Common requirements

The requirements in items 4.3 to 4.6 apply to both PLT courses and SWT.

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<sup>4</sup> Equivalent to a Level 8 qualification under the Australian Qualifications Framework.

#### 4.3 Level of training

PLT must be provided at a level equivalent to post-graduate training<sup>5</sup> and build on the academic knowledge, skills and values about the law, the legal system and legal practice which a graduate of a first tertiary qualification in law should have acquired in the course of that qualification.

#### 4.4 Qualification of instructors and supervisors

A person instructing or supervising an applicant while acquiring competence in any Skill, Practice Area or Value must:

- (a) either have substantial current or recent experience in practising law; or
- (b) have comparable relevant qualifications or experience; and
- (c) comply with any other relevant legislative or regulatory requirements in the relevant jurisdiction.

#### 4.5 Assessment of applicants

- (a) Each form of PLT must employ comprehensive methods, appropriate to post-graduate training, of:
  - (i) assessing an applicant's competence; and
  - (ii) certifying whether or not an applicant has demonstrated the requisite level of competence,in each relevant Skill, Practice Area and Value.
- (b) Wherever practicable, an applicant's competence in any Practice Area should be assessed in a way that allows the applicant, at the same time, to further develop and to demonstrate competence in, relevant Skills and Values.

#### 4.6 Resilience and well-being

All PLT providers and SWT providers should:

- (a) make applicants aware of the importance of personal resilience in dealing with the demands of legal practice;
- (b) provide applicants with appropriate access to resources that will help them develop such resilience;
- (c) provide applicants with information about how and where to seek help in identifying mental health difficulties and in dealing with their effects;
- (d) make applicants aware of the benefits of developing and maintaining personal well-being in their professional and personal lives; and
- (e) provide applicants with information about how and where to find resources to help them develop and maintain such well-being.

### 5. COMPETENCY STANDARDS

Item 2.2 sets out particular principles of interpretation that apply to items 5.1 – 5.16.

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<sup>5</sup> That is, at a level appropriate for at least a Level 8 qualification under the Australian Qualifications Framework.

## 5.1 Administrative Law Practice

**Descriptor:** An entry-level lawyer who practises in administrative law should be able to:

- (a) obtain information for clients under freedom of information legislation and otherwise;
- (b) seek review of administrative decisions; and
- (c) represent parties before courts and administrative tribunals.

<b>Element</b>	<b>Performance criteria</b>
	The lawyer has competently:
1. Obtaining information	<ul style="list-style-type: none"> <li>• identified whether "freedom of information" or "right to information" legislation applies to the situation.</li> <li>• identified the specific legislation under which the information may be obtained.</li> <li>• taken the steps required under that legislation.</li> <li>• identified and taken any other practical steps required to obtain the information.</li> </ul>
2. Obtaining review of administrative decisions	<ul style="list-style-type: none"> <li>• concluded correctly that the decision may be reviewed.</li> <li>• identified and advised the client, or participated in or observed discussions with the client about, alternative means of obtaining a review.</li> <li>• completed all preparation required by law, good practice and the circumstances of the matter.</li> <li>• represented the client effectively at, or participated in or observed, any mediation, hearing or other review forum, where this is appropriate and permitted.</li> <li>• identified all alternative means of obtaining redress and discussed them with the client.</li> </ul>
3. Representing a client	<ul style="list-style-type: none"> <li>• completed all preparation required by law, good practice and the circumstances of the matter.</li> <li>• represented the client effectively at, or participated in or observed, any mediation, hearing or other proceeding, where this is appropriate or permitted.</li> </ul>

### Explanatory notes

This competency standard applies to both State and Federal administrative law and practice and to proceedings before both State and Federal courts and tribunals.

In the Performance criteria for Elements 2 and 3, "preparation" includes drafting written submissions.

## 5.2 Banking and finance

**Descriptor:** An entry-level lawyer who practises in Banking and Finance should be able to demonstrate competence in advising clients on some of the common ways to finance commercial transactions and they should be able to demonstrate competence in drafting simple loan agreements and

associated security documents, and in taking the actions required to perfect those securities.

<b>Element</b>	<b>Performance criteria</b>
1. Preliminary investigation	<p>The lawyer has competently:</p> <ul style="list-style-type: none"> <li>• identified one or more ways of financing a borrower's proposal and identified the securities available to a financier in the situation</li> <li>• undertaken any necessary preliminary searches and inquiries to investigate issues of ownership, title and the capacity of any party to enter into the proposed financial arrangement</li> <li>• identified any consents to, or notifications of, the proposed financial arrangement required by existing financial or contractual arrangements</li> <li>• identified any requirements imposed on the financier by law in respect of the proposed financial arrangement.</li> </ul>
2. Planning	<ul style="list-style-type: none"> <li>• planned the steps to be taken to effect the proposed the arrangement including identifying and recording any critical dates, identifying any necessary searches and inquiries and identifying the required documentation</li> </ul>
3. Documentation	<ul style="list-style-type: none"> <li>• drafted the relevant loan and security documents</li> <li>• informed the borrower of their obligations in relation to the arrangement including any personal obligations under any guarantees</li> <li>• complied with any legislative requirements relating to the proposed arrangement</li> </ul>
4. Due Diligence	<ul style="list-style-type: none"> <li>• undertaken any further searches and inquiries required and advised the client what experts need to be engaged for due diligence (accountants etc.)</li> </ul>
5. Finalisation	<ul style="list-style-type: none"> <li>• had the transaction documentation executed, and (if necessary) stamped and registered according to law and good practice.</li> </ul>

#### **Explanatory Note**

An entry-level lawyer may not demonstrate competence in this elective practice area by submitting the same or similar work, to work that the entry-level lawyer submits to demonstrate competence in the Commercial and Corporate Practice area.

### 5.3 Civil Litigation Practice

**Descriptor:** An entry-level lawyer should be able to conduct civil litigation in first instance matters in at least one State or Territory court of general jurisdiction, in a timely and cost-effective manner.

Element	Performance criteria
	The lawyer has competently:
1. Assessing the merits of a case and identifying dispute resolution alternatives	<ul style="list-style-type: none"> <li>• assessed the strengths and weaknesses of both the claimant's and opponent's cases.</li> <li>• identified the facts and evidence required to support the claimant's case.</li> <li>• advised the client of relevant rights and remedies in a way that a reasonable client could understand.</li> <li>• identified means of resolving the case, having regard to the client's circumstances.</li> <li>• where possible, confirmed in writing any instructions given by the client in response to initial advice.</li> <li>• identified and complied with the relevant limitation period.</li> </ul>
2. Advising on costs of litigation	<ul style="list-style-type: none"> <li>• identified any litigation funding options and a means of reducing or recovering costs.</li> <li>• identified alternative types of costs orders and how they may be affected by formal and informal offers of compromise and the manner of conducting the litigation.</li> <li>• advised the client of relevant cost considerations in a way that a reasonable client could understand.</li> </ul>
3. Initiating and responding to claims	<ul style="list-style-type: none"> <li>• identified an appropriate claim or defence.</li> <li>• identified a court of appropriate jurisdiction.</li> <li>• identified the elements of the claim or defence, according to law.</li> <li>• followed procedures for bringing the claim or making the defence in accordance with the court's rules and in a timely manner.</li> <li>• drafted all necessary documents in accordance with those procedures.</li> </ul>
4. Taking and responding to interlocutory and default proceedings	<ul style="list-style-type: none"> <li>• identified any need for interlocutory steps, according to the court's rules.</li> <li>• followed procedures for taking those steps in accordance with the court's rules and in a timely manner.</li> <li>• drafted all necessary documents in accordance with those procedures and rules.</li> </ul>
5. Gathering and presenting evidence	<ul style="list-style-type: none"> <li>• identified issues likely to arise at the hearing.</li> <li>• identified evidence needed to prove the client's case or disprove the opponent's case, according to the rules of evidence.</li> <li>• identified various means of gathering evidence, and used at least one of them to gather evidence.</li> </ul>



- presented, or observed the presentation of, that evidence according to law and the court's rules.
- 6. Negotiating settlements
  - Conducted, participated in or observed, settlement negotiations.
  - identified any revenue and statutory refund implications.
  - properly documented any settlement reached.
- 7. Taking action to enforce orders and settlement agreements
  - Identified available means of enforcing the order or settlement according to law and the court's rules.
  - followed procedures relevant to the chosen means of enforcement in a timely manner.

### Explanatory notes

This competency standard applies to first instance civil litigation in local lower and higher courts of an Australian State or Territory, having general jurisdiction, and in the Federal Court.

In the Performance criteria for Element 1, "means of resolving a case" includes:

- negotiation;
- mediation;
- arbitration;
- litigation;
- expert appraisal.

In the Performance criteria for Element 5, "means of gathering evidence" includes:

- statements from witness;
- notices to admit;
- discovery;
- subpoena;
- expert reports;
- certified official records, banker's books and similar documents.

In the Performance criteria for Element 5, reference to presenting evidence includes presenting evidence:

- orally on oath;
- by affidavit;
- by video or telephone link.

In the Performance criteria for Element 7, "means of enforcement" includes:

- execution process including attachment of debts;
- taxation or assessment of costs;
- oral examination.

## 5.4 Commercial and Corporate Practice

**Descriptor:** An entry-level lawyer should be able to:

- (a) conduct standard commercial transactions such as the sale and purchase of a small business;
- (b) understand the relevant risks associated with such a transaction for both parties;
- (c) set up simple business structures using entities such as companies, trusts and partnerships;

- (d) provide basic advice on finance and securities and on the obligations of companies and their officers; and
- (e) appreciate the type of advice needed to assess the revenue implications of standard commercial transactions.

<b>Element</b>	<b>Performance criteria</b>
	The lawyer has competently:
1. Conducting commercial transactions	<ul style="list-style-type: none"> <li>• identified the nature of the transaction.</li> <li>• undertaken sufficient searches and inquiries to investigate any relevant issues of title to real or personal property.</li> <li>• drafted documents, had them executed, and (if necessary) certified, stamped and registered, according to law and good practice.</li> <li>• obtained or given any necessary consents to, or notifications of, the transaction required by law.</li> </ul>
2. Setting up commercial structures	<ul style="list-style-type: none"> <li>• selected a structure that will achieve the client's objectives.</li> <li>• drafted all documents required to set up the structure (including establishing any discrete entities that will form part of the structure).</li> <li>• had the documents executed and (if necessary) certified, stamped and registered, according to law and good practice.</li> <li>• informed the client of any continuing obligations in relation to the structure, and, where the structure involves a corporation, of the continuing obligations of the company and its officers.</li> </ul>
3. Dealing with loans and securities	<ul style="list-style-type: none"> <li>• identified one or more types of financial arrangements and securities available to the borrower and lender.</li> <li>• informed the borrower and lender of their immediate, continuing, and potential liabilities under any proposed financing and security arrangements.</li> <li>• drafted loan or security documents which reflect the agreement between lender and borrower.</li> <li>• had the loan or security documents executed and (if necessary) stamped and registered, according to law and good practice.</li> </ul>
4. Advising on revenue law and practice	<ul style="list-style-type: none"> <li>• identified in a general way the possible revenue implications of the client's proposed commercial venture or arrangement.</li> <li>• referred the client to experts for more comprehensive or detailed advice, where appropriate.</li> </ul>

#### **Explanatory notes**

In Element 2, " structure" includes:

- basic trusts;
- private companies;
- partnerships;
- joint ventures;
- franchise arrangements.

In Element 3, "securities" includes:

- personal property security agreements;
- chattel leases;
- loans agreements;
- guarantees, including guarantees from spouses.

In the Performance criteria for Element 4, "revenue implications" includes:

- stamp duties;
- income tax;
- capital gains tax;
- GST;
- fringe benefits tax;
- land and property taxes.

## 5.5 Consumer Law Practice

**Descriptor:** An entry-level lawyer who practises in consumer law should be able to:

- advise clients on the procedures and remedies available in relation to consumer protection complaints and disputes; and
- represent the client in any related negotiations or proceedings.

### Element

### Performance criteria

The lawyer has competently:

- |  |  |
|--|--|
| 1. Obtaining information               | <ul style="list-style-type: none"> <li>• identified the consumer protection complaint or dispute as one to which consumer protection legislation applies.</li> <li>• identified the relevant legislation and any applicable case law.</li> <li>• identified any possible common law remedies.</li> </ul>   |
| 2. Drafting documents                  | <ul style="list-style-type: none"> <li>• drafted any documents required, in accordance with the client's instructions and the relevant legislation.</li> </ul>   |
| 3. Initiating and responding to claims | <ul style="list-style-type: none"> <li>• identified the appropriate forum for initiating or responding to a claim.</li> <li>• initiated a claim or taken action to oppose a claim in accordance with the rules and procedures of the relevant court or tribunal, in a timely manner.</li> <li>• obtained all necessary evidence and drafted all necessary documents in accordance with those rules.</li> </ul> |
| 4. Representing the client             | <ul style="list-style-type: none"> <li>• identified all possible means of resolving the consumer protection complaint or dispute to the satisfaction of the client; and discussed them with the client, or participated in or observed, such discussions.</li> <li>• completed all necessary preparation in accordance with the law, good practice and the circumstances of the</li> </ul>                     |

- matter.
- represented the client effectively at, or participated in or observed, any negotiation, mediation, hearing or other proceedings.
5. Taking action to implement outcomes
- documented any order or settlement properly and explained it to the client in a way which a reasonable client could understand.
  - identified any procedures necessary to enforce the order or settlement and implemented them in a timely manner.

### Explanatory notes

This competency standard applies to the practice of consumer law under both State and Federal consumer protection legislation and codes.

In the Performance criteria for Element 1, "consumer protection dispute" includes a dispute relating to:

- competition and consumer legislation;
- misleading and deceptive conduct;
- motor car traders;
- domestic building contracts;
- consumer credit;
- guarantees;
- residential tenancies.

In the Performance criteria for Element 1 "consumer protection legislation" includes State and Federal legislation and codes concerning:

- competition and consumer law;
- misleading and deceptive conduct;
- motor car traders;
- domestic building contracts;
- consumer credit;
- residential tenancies.

In the Performance criteria for Element 3, "court or tribunal" includes:

- Federal courts;
- State courts;
- statutory tribunals;
- industry complaint panels;
- industry ombudsmen.

## 5.6 Criminal Law Practice

**Descriptor:** An entry-level lawyer who practises in criminal law should be able to advise clients before arrest, seek bail, make pleas, participate in minor contested hearings and assist in preparing cases for trial.

### Element

### Performance criteria

The lawyer has competently:

1. Providing advice
- identified the client's legal rights and legal powers of the police or other prosecutors or investigators in relation to a criminal matter.
  - informed the client of those rights and powers in a way that a reasonable client could understand.

- identified the legal elements of any offence with which the client is charged.
  - where possible, confirmed in writing any instructions given by the client in response to initial advice.
  - implemented the client's instructions, when it is appropriate in the circumstances to do so.
2. Applying for bail
- identified the client's options and communicated them to the client in a way a reasonable client could understand.
  - helped the client to make an informed decision about which option to select.
  - made, or been involved in the process of making, or observed, an application for bail or taken other action effectively in the circumstances.
  - fully advised the client of any bail conditions.
3. Making pleas
- identified the client's options and communicated them to the client in a way a reasonable client could understand.
  - identified and gathered all material useful to the plea, according to law and good practice.
  - presented, or been involved in the process of presenting, or observed the presentation of, the plea in an effective and persuasive manner, having regard to the circumstances of the case.
  - advised the client fully of the outcome in a way a reasonable client could understand.
4. Representing a client in minor matters
- completed all preparation required by law, good practice and the circumstances of the case.
  - represented, or been involved in representing the client, or observed the client being represented, effectively at a contested hearing.
5. Assisting to prepare cases for trial
- identified and gathered the evidence needed to support the client's case.
  - identified and briefed, or been involved in briefing, appropriate experts (including counsel) having regard to good practice and the requirements of the case.

#### Explanatory notes

In the Performance criteria for Element 1, "criminal matter" includes:

- traffic offences;
- domestic violence and apprehended violence orders;
- drink driving;
- drug offences.

#### 5.7 Employment and Industrial Law

**Descriptor:** An entry-level lawyer who practices in the area of employment and industrial relations should be able to:

- (a) advise clients on the relevant law and procedures:

- (b) represent clients in negotiations; and
- (c) initiate and respond to applications in relevant State and Federal courts and tribunals.

<b>Element</b>	<b>Performance criteria</b>
	The lawyer has competently:
1. Assessing the merits of the dispute and identify the dispute resolution alternatives	<ul style="list-style-type: none"> <li>• identified the relevant facts.</li> <li>• assessed the strengths and weaknesses of the dispute according to the relevant law.</li> <li>• identified all means of resolving the dispute, having regard to the client's circumstances.</li> </ul>
2. Advising client on procedures	<ul style="list-style-type: none"> <li>• advised the client of means of avoiding a dispute, where appropriate.</li> <li>• advised the client of available steps to strengthen the client's position.</li> </ul>
3. Commencing negotiations	<ul style="list-style-type: none"> <li>• explored opportunities for a negotiated settlement, subject to the client's instructions.</li> <li>• represented, or been involved in representing, the client, or observed the client being represented, effectively at any negotiations.</li> </ul>
4. Initiating and responding to proceedings	<ul style="list-style-type: none"> <li>• identified the appropriate jurisdiction.</li> <li>• initiated or opposed, or been involved in initiating or opposing, a claim or observed the initiation or opposition of a claim, in accordance with the rules of the relevant court or tribunal, in a timely manner.</li> <li>• obtained all necessary evidence and drafted all necessary documents in accordance with those rules.</li> </ul>
5. Representing the client	<ul style="list-style-type: none"> <li>• completed all preparation required by law, good practice and the circumstances.</li> <li>• represented, or been involved in representing the client, or observed the client being represented, effectively at any mediation, hearing or other forum.</li> </ul>
6. Taking action to implement outcomes	<ul style="list-style-type: none"> <li>• properly documented any order or settlement and explained it to the client in a way which the client can understand.</li> <li>• identified and implemented, or been involved in identifying and implementing, any procedures required to enforce the order or settlement.</li> </ul>

#### **Explanatory notes**

This competency standard applies to the practice of employment and industrial relations law at both State and Federal levels.

In the Performance criteria for Elements 1 and 2, "dispute" includes:

- award negotiations;
- an industrial dispute relating to an individual employee or to a workplace or industry;
- an equal employment opportunity or anti-discrimination claim;
- a claim for unfair dismissal.

In the Performance criteria for Element 1, "means of resolving the dispute" includes:

- negotiation;
- mediation;
- conciliation;
- arbitration;
- litigation.

In the Performance criteria for Element 3, "means of avoiding a dispute" and "steps to strengthen the client's position" include:

- altering internal employment practices and procedures;
- revising employment contracts;
- entering or revising enterprise bargaining agreements;
- altering individual employment contracts;
- taking disciplinary proceedings;
- allowing industrial representation.

## 5.8 Ethics and Professional Responsibility

**Descriptor:** An entry-level lawyer should act ethically and demonstrate professional responsibility and professional courtesy in all dealings with clients, the courts, the community and other lawyers.

Element	Performance criteria
	The lawyer has competently:
1. Acting ethically	<ul style="list-style-type: none"> <li>• identified any relevant ethical dimension of a particular situation.</li> <li>• taken action which complies with professional ethical standards in that situation.</li> </ul>
2. Knowing when to raise ethical problems with others	<ul style="list-style-type: none"> <li>• identified circumstances in which matters relating to the ethical conduct of legal practice should be brought to the attention of others.</li> <li>• identified with whom different matters of this type should be raised (for example, employers, professional associations, legal services boards, police).</li> <li>• learned about relevant protocols, institutional procedures and difficulties, associated with raising such matters with others.</li> </ul>
3. Discharging the legal duties and obligations of legal practitioners	<ul style="list-style-type: none"> <li>• identified any duty or obligation imposed on the lawyer by law in a particular situation.</li> <li>• discharged that duty or obligation according to law and good practice.</li> </ul>
4. Complying with professional conduct rules	<ul style="list-style-type: none"> <li>• identified any applicable rules of professional conduct.</li> <li>• taken action which complies with those rules.</li> </ul>
5. Complying with fiduciary duties	<ul style="list-style-type: none"> <li>• recognised and complied with any fiduciary duty, according to law and good practice.</li> </ul>
6. Avoiding conflicts of interest	<ul style="list-style-type: none"> <li>• identified any potential or actual conflict, as soon as is reasonable in the circumstances.</li> <li>• taken effective action to avoid a potential conflict or, where a conflict has already arisen, dealt with it in accordance with law and good practice, or been</li> </ul>

- involved in the process of doing one or more of those things.
- taken, or been involved in the process of taking, appropriate action, where applicable, to prevent such a conflict arising in the future.
7. Acting courteously
- demonstrated professional courtesy in all dealings with others.
8. Complying with rules relating to the charging of fees
- identified any rules applying to charging professional fees.
  - complied with those rules, where they are relevant.
  - maintained file notes and records in accordance with law and good practice.
9. Being aware of the importance of pro bono contributions
- recognised the importance of pro bono contributions to legal practice.
  - identified various means whereby lawyers may provide pro bono contributions.
  - where necessary, used resources provided by professional or community organisations to facilitate pro bono contributions;
  - identified when a client with insufficient resources may be entitled to legal aid, or assistance from professional or community organisations.

#### Explanatory notes

The purpose of this standard is to assist entry-level lawyers to adopt ethical habits in legal practice to ensure that they effectively and appropriately discharge their obligations to the Court, to the legal profession and to clients by:

- acting ethically;
- observing general and statutory law relating to the duties and obligations of legal practitioners;
- observing written and unwritten rules of professional conduct; or
- observing written and unwritten rules of professional courtesy.

In the Performance criteria for Element 2, "duty or obligation" includes the duties and obligations:

- of confidentiality;
- to maintain competence;
- to act honestly;
- not to mislead the court;
- not to pervert the course of justice or the due administration of justice.

In Element 5, "conflicts of interest" include conflicts between:

- joint venture partners;
- directors and shareholders of a company;
- trustees and beneficiaries in a family trust;
- parties to any transaction where the interests of the parties may differ.

#### 5.9 Family Law Practice

**Descriptor:** An entry-level lawyer who practises in family law should be able to:

- (a) advise and take action in relation to parenting matters, property settlements, spouse maintenance and child support problems;



- (b) identify appropriate dispute-resolution processes for such matters, in the light of the client's circumstances and concerns; and
- (c) advise clients on pre-action procedures.

**Element****Performance criteria**

The lawyer has competently:

- |   |   |
|---|---|
| 1. Advising on matters relating to children and property              | <ul style="list-style-type: none"> <li>• elicited information necessary to identify the client's options.</li> <li>• informed the client of all relevant available options, in a way that a reasonable client could understand.</li> <li>• identified any pre-action procedures that apply to the matter.</li> <li>• taken any steps necessary to enable the client to obtain access to those procedures.</li> </ul>  |
| 2. Representing a client in matters relating to children and property | <ul style="list-style-type: none"> <li>• prepared, or been involved in preparing, or observed the preparation of, either an application for interim, final or consent orders relating to a matter concerning children or property, or a response to such an application.</li> <li>• pursued, or been involved in the pursuit of, the case in accordance with good practice for the chosen dispute resolution process.</li> <li>• identified and explained, or been involved in identifying and explaining, to the client the revenue implications of any proposed settlement.</li> <li>• documented and acted upon, or been involved in documenting and acting upon, any results of the chosen dispute resolution process, in accordance with law and good practice.</li> </ul> |

**Explanatory notes**

This competency standard applies to children and property matters arising from the breakdown of marriages or other domestic relationships, rather than the dissolution of marriage. It includes:

- responsibility for parenting, including residence of and contact with, children;
- property settlements;
- spouse maintenance;
- child support;
- domestic violence orders;
- injunctions and sole-use orders;
- de facto proceedings.

**5.10 Lawyer's Skills**

**Descriptor:** An entry-level lawyer should be able to demonstrate oral communication, legal interviewing, advocacy, negotiation, dispute resolution, letter-writing and drafting skills.

**Element****Performance criteria**

The lawyer has competently:

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|------------------|---|
| 1. Communicating | <ul style="list-style-type: none"> <li>• identified the purpose of a proposed communication, the most effective way of making it, and the content of</li> </ul> |
|------------------|---|

- effectively
- the proposed communication.
- presented thoughts, advice, and submissions in a logical, clear, succinct and persuasive manner, having regard to the circumstances and the person or forum to whom they are made.
2. Cross-cultural awareness
- identified and appropriately dealt with verbal and non-verbal aspects of cross-cultural communication.
  - taken any follow-up action in accordance with good practice.
  - demonstrated awareness of difficulties of communication attributable to cultural differences; their possible effect on a client's dealings with lawyers, the police, courts, government and legal agencies; and the desirability of cross-cultural communications training for all lawyers.
3. Interviewing clients
- prepared for the interview properly, having regard to relevant information available before the interview and all known, relevant circumstances.
  - conducted, participated in conducting or observed, the interview, using communication techniques appropriate to both the client and the context.
  - ensured that the client and lawyer have both obtained all the information which they wanted from the interview in a timely, effective and efficient way, having regard to the circumstances.
  - ensured that the lawyer and client left the interview with a common understanding of the lawyer's instructions (if any) and any future action that the lawyer or client is respectively to take.
  - made a record of the interview that satisfies the requirements of law and good practice.
  - taken, or participated in taking, any follow-up action in a timely manner.
4. Writing letters
- identified the need for, and purpose of, the letter.
  - written the letter in plain English that conveys its purpose clearly and could be understood by the person to whom it is sent, acting reasonably.
5. Drafting other documents
- identified the need for, and purpose, of the document.
  - devised an effective form and structure for the document having regard to the parties, the circumstances, good practice, plain English principles and the relevant law.
  - drafted the document effectively having regard to the parties, the circumstances, good practice, plain English principles, and the relevant law.
  - considered whether the document should be settled by counsel.
  - taken every action required to make the document effective and enforceable in a timely manner and according to law (such as execution by the parties, stamping, delivery and registration).

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| 6. Negotiating settlements and agreements    | <ul style="list-style-type: none"> <li>• prepared, or participated in the preparation of the client's case properly having regard to the circumstances and good practice.</li> <li>• identified the strategy and tactics to be used in negotiations and discussed them with and obtained approval from the client, or been involved in or observed that process.</li> <li>• carried out, been involved in or observed, the negotiations effectively having regard to the strategy and tactics adopted, the circumstances of the case and good practice.</li> <li>• documented any resolution as required by law or good practice and explained it, or been involved in the process of explaining it, to the client in a way a reasonable client could understand.</li> </ul> |
| 7. Facilitating early resolution of disputes | <ul style="list-style-type: none"> <li>• identified the advantages and disadvantages of available dispute resolution options and explained them to, or been involved in explaining them to, the client.</li> <li>• performed in the lawyer's role, or been involved in or observed that performance, in the dispute resolution process effectively, having regard to the circumstances.</li> <li>• documented any resolution as required by law or good practice and explained it, or been involved in explaining it, to the client in a way a reasonable client could understand.</li> </ul>  |
| 8. Representing a client in a legal forum    | <ul style="list-style-type: none"> <li>• observed the etiquette and procedures of the forum.</li> <li>• organised and presented in an effective, strategic way:             <ul style="list-style-type: none"> <li>– factual material;</li> <li>– analysis of relevant legal issues; and</li> <li>– relevant decided cases.</li> </ul> </li> <li>• presented and tested evidence in accordance with the law and good practice.</li> <li>• made submissions effectively and coherently in accordance with law and good practice.</li> </ul>   |

#### **Explanatory notes**

Assessment of competence for this standard should require the entry-level lawyer to synthesise or combine the above skills and apply them in one or more specific legal contexts.

In the Performance criteria for Element 2, "difficulties of communication attributable to cultural differences" includes difficulties of communication encountered by Indigenous people.

In the Performance criteria for Element 7, "dispute resolution options" includes:

- negotiation;
- mediation;
- arbitration;
- litigation;
- expert appraisal.

In Element 8, "Representing" refers to appearing, being involved in appearing, or observing another appearing, on behalf of a client in a court, tribunal or other legal forum on a matter, including:

- an aspect of preliminary or pre-trial civil or criminal proceedings;
- an aspect of first instance trial advocacy in a simple matter;
- leading evidence-in-chief, cross-examination and re-examination; and
- making submissions.

#### 5.11 Planning and Environmental Law Practice

**Descriptor:** An entry-level lawyer who practises in planning and environmental law should be able to:

- (a) advise, and generally assist, clients on the relevant law and planning process;
- (b) apply for approvals and consents under relevant planning legislation;
- (c) object to applications; and
- (d) initiate or defend planning or environmental actions.

<b>Element</b>	<b>Performance criteria</b>
	The lawyer has competently:
1. Assessing the merits of the matter and advising the client	<ul style="list-style-type: none"> <li>• obtained full instructions from the client.</li> <li>• analysed the facts in accordance with the relevant law.</li> <li>• obtained and clarified any relevant technical information.</li> <li>• advised, or been involved in advising, the client of any rights and obligations of the client and potential penalties if obligations are not observed.</li> <li>• identified, or been involved in identifying, all options and developed a plan of action in accordance with the client's instructions.</li> <li>• alerted, or been involved in alerting, the client to the need to identify the commercial, political and public relations implications of any proposed action.</li> </ul>
2. Preparing planning applications or objections	<ul style="list-style-type: none"> <li>• identified and analysed relevant provisions of the appropriate planning scheme.</li> <li>• identified any appropriate grounds of objection.</li> <li>• prepared either an application for development or other planning approval, or an objection to such an application.</li> <li>• identified any need to obtain plans or other information.</li> </ul>

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|--|---|
| 3. Initiating or responding to environmental claims                              | <ul style="list-style-type: none"> <li>• identified the appropriate forum for initiating or responding to a claim.</li> <li>• initiated or opposed, or been involved in initiating or opposing, a claim in accordance with the rules of the relevant court or tribunal, in a timely manner.</li> <li>• obtained all necessary evidence and drafted all necessary documents in accordance with those rules.</li> </ul>   |
| 4. Representing the client in resolving a planning matter or environmental claim | <ul style="list-style-type: none"> <li>• identified appropriate means of resolving the matter to the satisfaction of the client and discussed them, or been involved in discussing them, with the client.</li> <li>• completed all preparation required by law and good practice.</li> <li>• represented, or been involved in representing, or observed the representation of, the client effectively in any negotiation, mediation, hearing or other proceedings.</li> </ul> |
| 5. Implementing outcomes   | <ul style="list-style-type: none"> <li>• properly documented any order or settlement and explained, or been involved in explaining it to the client in a way which a reasonable client could understand.</li> <li>• identified and carried out any procedures to enforce the order or settlement in a timely manner.</li> </ul>   |

#### Explanatory notes

This competency standard applies to the practice of planning and environmental law under both common law and State and Federal legislation.

In Element 4, "planning matter or environmental claim" includes:

- an application for, or an application for exemption from the need for, a permit, licence, approval or other authority;
- an objection, appeal or application for review of a decision, relating to such an application;
- a prosecution for breach of relevant planning or environmental legislation;
- a civil action relating to either or both a planning and environmental matter.

#### 5.12 Problem Solving

**Descriptor:** An entry-level lawyer should be able to:

- (a) investigate and analyse facts and law;
- (b) provide legal advice; and
- (c) solve legal problems.

#### Element

#### Performance criteria

The lawyer has competently:

- |   |  |
|---|--|
| 1. Analysing facts and identifying issues | <ul style="list-style-type: none"> <li>• identified and collected all relevant facts as far as is practicable.</li> <li>• analysed the facts to identify any existing or potential legal issues.</li> <li>• distinguished relevant facts from other facts, if the matter so requires.</li> </ul> |
|---|--|

- |  |  |
|--|--|
| 2. Analysing law                       | <ul style="list-style-type: none"> <li>• identified any questions of law raised by the matter.</li> <li>• researched those questions of law properly, having regard to the circumstances.</li> <li>• identified and interpreted any relevant statutory provisions and applied them appropriately to the facts.</li> </ul>  |
| 3. Providing legal advice              | <ul style="list-style-type: none"> <li>• applied the law to the facts of the matter in an appropriate and defensible way.</li> <li>• given, or been involved in giving, the client advice in a way which a reasonable client could understand.</li> <li>• identified any developments that might affect the accuracy of previous advice and told, or been involved in telling, the client about the effect of those developments.</li> </ul>   |
| 4. Generating solutions and strategies | <ul style="list-style-type: none"> <li>• identified the problem and the client's goals as fully as is practicable.</li> <li>• investigated the facts and legal issues as fully as is practicable.</li> <li>• developed creative options and strategies to meet the client's objectives.</li> <li>• identified the advantages and disadvantages of pursuing each option or strategy.</li> <li>• assisted, or been involved in assisting, the client to choose between those options in a way consistent with good practice.</li> <li>• developed a plan to implement the client's preferred option.</li> <li>• acted, or been involved in acting, to resolve the problem in accordance with the client's instructions and the lawyer's plan of action.</li> <li>• remained open to new information and ideas and updated advice to the client where necessary.</li> </ul> |

#### Explanatory notes

In Element 2, "Analysing law" includes:

- (d) researching legal issues by using:
- law libraries;
  - on-line searches;
  - electronic data bases;
  - legal citators and digests; and
- (e) applying principles of precedent and statutory interpretation.

#### 5.13 Property Law Practice

**Descriptor:** An entry-level lawyer should be able to:

- (a) convey, lease and mortgage real property; and
- (b) provide general advice on standard matters arising under local government, planning, environmental or other legislation relating to land use in the relevant State or Territory.

Element	Performance criteria
1. Transferring title	<p data-bbox="603 264 954 286">The lawyer has competently:</p> <ul style="list-style-type: none"> <li data-bbox="651 327 1286 416">• identified the nature of the interest being dealt with, pursuant to the pre-eminent title system in the relevant jurisdiction.</li> <li data-bbox="651 434 1286 604">• prepared, commented on and advised, or been involved in advising, on an appropriate contract of sale or other type of agreement for transferring the relevant interest in land; and had it executed according to law and good practice.</li> <li data-bbox="651 622 1286 712">• undertaken sufficient searches and inquiries to investigate title, any issues about land use and responsibility for outgoings.</li> <li data-bbox="651 730 1286 842">• drafted an appropriate instrument of transfer or conveyance and had it executed and (if necessary) stamped and registered, according to law.</li> <li data-bbox="651 860 1286 949">• obtained or given any consents to, or notifications of, the transfer or conveyance, according to law.</li> <li data-bbox="651 967 1286 1043">• arranged for the instrument to be executed and (if necessary) stamped and registered, as required by law.</li> </ul>
2. Creating leases	<ul style="list-style-type: none"> <li data-bbox="651 1079 1286 1133">• made and obtained all searches and consents required by law and good practice.</li> <li data-bbox="651 1151 1286 1294">• drafted, commented on and advised, or been involved in advising, on a lease in a form allowed by law, reflecting the agreement between lessor and lessee and protecting their respective interests.</li> <li data-bbox="651 1312 1286 1402">• arranged for the lease to be executed and (if necessary) stamped and registered, according to law.</li> </ul>
3. Creating and releasing mortgages	<ul style="list-style-type: none"> <li data-bbox="651 1438 1286 1491">• made and obtained all searches and consents required by law and good practice.</li> <li data-bbox="651 1509 1286 1653">• drafted, commented on and advised, or been involved in advising, on an effective instrument to create or release the security, reflecting the agreement between the grantor and grantee and protecting their respective interests.</li> </ul>
4. Advising on land use	<ul style="list-style-type: none"> <li data-bbox="651 1688 1286 1742">• identified any planning scheme or other statutory provisions regulating the relevant use.</li> <li data-bbox="651 1760 1286 1877">• Advised, or been involved in advising, the client generally about processes to be followed to obtain permission for, or to object to the use, as the case requires.</li> </ul>
5. Advising on revenue implications	<ul style="list-style-type: none"> <li data-bbox="651 1912 1286 1989">• identified the revenue implications of any transaction and advised, or been involved in advising, the client accordingly.</li> </ul>

**Explanatory notes**

In Element 1, "Transferring title" refers to title pursuant to the pre-eminent title system in the relevant jurisdiction.

In the Performance criteria for Element 1, "contract of sale" includes a contract of sale subject to special conditions.

In Element 2, "Creating leases" refers to residential tenancies or leases and standard commercial leases.

In Element 3, "mortgages" includes any other relevant security over land.

In Element 4, "Advising on land use" includes advising on issues relating to:

- town planning schemes;
- local government by-laws;
- environment and heritage legislation
- revenue and tax legislation.

**5.14 Trust and Office Accounting**

**Descriptor:** An entry-level lawyer should have sufficient knowledge, skills and values to maintain trust and general account records according to law and good practice, to the extent usually permitted and expected of an employed solicitor: *See Explanatory notes below.*

**Element****Performance criteria**

The lawyer has competently:

- |   |   |
|---|---|
| 1. Understand relevant fiduciary and other duties | <ul style="list-style-type: none"> <li>• identified and applied:               <ul style="list-style-type: none"> <li>general law fiduciary and other duties;</li> <li>codified duties;</li> <li>duties to supervise and report in relation to trust monies; and</li> <li>duties and obligations of maintaining a trust account.</li> </ul> </li> </ul>   |
| 2. Receiving money                                | <ul style="list-style-type: none"> <li>• dealt with money received from or on behalf of a client, as required by law and good practice.</li> <li>• where the law and good practice requires money to be deposited in a trust account or general account, recorded the deposit as required by law and good practice.</li> <li>• issued any receipt required by law and good practice.</li> </ul> |
| 3. Making outlays                                 | <ul style="list-style-type: none"> <li>• made any outlay from the correct account, according to law and good practice.</li> <li>• recorded the outlay as required by law and good practice.</li> </ul>  |
| 4. Rendering costs                                | <ul style="list-style-type: none"> <li>• demonstrated an ability to comply with regulations relating to disclosure of costs and a client's rights relating to costs.</li> <li>• calculated the costs in accordance with law, good practice and any agreement between the lawyer and client.</li> <li>• added to the bill all outlays made by the firm for</li> </ul>                            |



which the client is responsible.

- accounted to the client for any money received from the client on account of costs and outlays, as required by law and good practice.
- drafted the bill and delivered it in accordance with law and good practice.

#### **Explanatory notes**

This competency standard applies to trust and general accounting and to rendering bills of costs. It requires a general knowledge of solicitors' trust account law and practice and costs regulation in the relevant jurisdiction and an understanding of the general principles of maintaining trust and office records.

### 5.15 **Wills and Estates Practice**

**Descriptor:** An entry-level lawyer who practises in wills and estates should be able to draft wills, administer deceased estates and take action to solve problems about wills and estates.

<b>Element</b>	<b>Performance criteria</b>
	The lawyer has competently:
1. Drafting wills	<ul style="list-style-type: none"> <li>• advised the client of issues, options, and potential problems that might arise in respect of the client's testamentary intentions.</li> <li>• obtained instructions reflecting the client's informed and independent wishes, which can be effectively implemented.</li> <li>• drafted a will reflecting the client's instructions.</li> <li>• identified any issues of testamentary capacity and resolved them in accordance with law and good practice.</li> <li>• ensured that the client executed the will in accordance with law.</li> <li>• given any necessary follow up advice to the client.</li> </ul>
2. Administering deceased estates	<ul style="list-style-type: none"> <li>• obtained a grant of probate or letters of administration where required.</li> <li>• identified the debts and assets of the estate.</li> <li>• gathered in the estate or transferred or transmitted assets directly to beneficiaries, as appropriate, having regard to the law, good practice, and the circumstances.</li> <li>• discharged the estate's debts, distributed specific gifts and the residue and ensured that the executors have been released of their obligations in a timely fashion.</li> </ul>
3. Taking action to resolve wills and estates problems	<ul style="list-style-type: none"> <li>• identified the nature of the problem properly, having regard to the law of the jurisdiction.</li> <li>• identified the client's options for dealing with the problem, having regard to the law of the particular jurisdiction and the client's circumstances.</li> <li>• explained the options to the client in a way a</li> </ul>

reasonable client could understand.

- taken action to resolve the problem in accordance with the client's instructions.

### Explanatory notes

In the Performance criteria for Element 1, "follow-up advice" includes advice on:

- the effects of marriage on a will;
- the effects of divorce on a will;
- storage options for a will;
- revocation of a will;
- modification of a will;
- associated documents such as enduring powers of attorney.

In Element 3, "wills and estates problems" include problems of:

- testamentary capacity;
- construction;
- validity of the will;
- validity of gifts;
- assets outside the jurisdiction;
- revenue issues;
- family provision;
- mutual wills;
- trusts;
- informal wills;
- testamentary directions.

## 5.16 Work Management and Business Skills

**Descriptor:** An entry-level lawyer should be able to manage workload, work habits, and work practices in a way that ensures that clients' matters are dealt with in a timely and cost-effective manner.

### Element

### Performance criteria

The lawyer has competently:

- |                           |  |
|---------------------------|--|
| 1. Managing personal time | <ul style="list-style-type: none"> <li>• used a diary or another system to record time limits or deadlines and to assist in planning work.</li> <li>• identified conflicting priorities as they arise and managed the conflict effectively.</li> <li>• used available time effectively, to the benefit of the lawyer's clients and employer.</li> </ul>  |
| 2. Managing risk          | <ul style="list-style-type: none"> <li>• conducted each matter in a way that minimises any risk to the client, lawyer or firm arising from missed deadlines, negligence or failure to comply with the requirements of the law, a court or other body.</li> <li>• recognised the limits of the lawyer's expertise and experience and referred the client or matter to other lawyers, counsel or other professionals, as the circumstances require.</li> </ul> |
| 3. Managing files         | <ul style="list-style-type: none"> <li>• used a file management system to ensure that work priorities are identified and managed; clients' documents are stored in an orderly and secure manner; and to alert the lawyer to any need to follow up a matter or give it other attention.</li> </ul>  |

- rendered timely bills, in accordance with law and any agreement between the lawyer and client, which set out the basis for calculating the lawyer's fees.
  - accurately recorded all communications and attendances, with details of dates and times.
4. Keeping client informed
- communicated with the client during the course of the matter as frequently as circumstances and good practice require.
  - confirmed oral communications in writing when requested by the client or required by good practice.
  - dealt with the client's requests for information promptly.
  - informed the client fully of all important developments in the matter, in a way which a reasonable client could understand.
5. Working cooperatively
- worked with support staff, colleagues, consultants and counsel in a professional and cost effective manner.
6. Self-management
- Demonstrated an ability to manage work and personal issues consistent with principles of resilience and well-being.

#### **Explanatory notes**

The purpose of this standard is to assist entry-level lawyers to adopt good work habits in legal practice to ensure that:

- clients do not suffer loss or damage from a lawyer missing deadlines or neglecting matters;
- clients are kept informed regularly and fully of the progress of their matters; and
- clients' matters are dealt with in a cost-effective manner.

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### **MOTOR ACCIDENTS COMPENSATION ACT 1999**

#### **Section 74 (1) – Approved Form – Notice of Claim**

This claim form is approved by the Motor Accidents Authority of NSW. It comes into effect on 8 January 2015 and is to be used for claims under the *Motor Accidents Compensation Act 1999* for accidents on or after 8 January 2015.



Motor Accidents  
Authority

# Motor Accident Personal Injury Claim Form

## HAVE YOU BEEN INJURED IN A MOTOR VEHICLE ACCIDENT?

If you have been injured in a motor vehicle accident in New South Wales, you may be able to access benefits under the Compulsory Third Party (CTP) scheme. (Your claim will be made under the *Motor Accidents Compensation Act 1999*.)

Your entitlement to benefits will depend on:

- the nature and extent of your injuries
- your personal circumstances at the time of, and since, the accident
- whether or not the accident was your fault.

### WHEN TO MAKE YOUR CLAIM

To access any available benefits, you must complete and submit this form **within six months of the accident**.

If your completed form is not received within six months of the accident, your claim may be rejected (unless there is a good reason for the delay).

### EARLY CLAIMS

If the accident happened less than 28 days ago, you may be able to access benefits using the Accident Notification Form, which provides for early payment of medical expenses and lost income up to a maximum of \$5,000.

To get an Accident Notification Form, contact the Motor Accidents Authority Claims Advisory Service (see below).

### INTERPRETER ASSISTANCE

If you need an interpreter to help you read this form, you can get free help from the following organisation.

#### Associated Translators & Linguists

Level 5, 72 Pitt Street, Sydney NSW 2000.

**Office hours:** 8.30 am to 5.00 pm, Monday to Friday **Telephone:** (02) 9231 3288 **Fax:** (02) 9221 4763

**Email:** atl@atl.com.au **Website:** www.atl.com.au

### MORE INFORMATION

Motor Accidents Authority Claims Advisory Service

**Telephone:** 1300 656 919 **Website:** www.maa.nsw.gov.au

## PRIVACY

The information in this form will be treated confidentially. Only staff of the Motor Accidents Authority (MAA), CTP insurers and other approved bodies with proper legal authority are allowed to access your information and are restricted in how they use the information.

Any personal information you provide to the CTP insurer will be collected, held, used and disclosed in accordance with the Australian Privacy Principles under the *Commonwealth Privacy Act 1988* and the insurer's Privacy Policy. You will be able to view the insurer's privacy policy on their website or you can request that the insurer send you a copy.

CTP insurers are required to provide information to the MAA about all claims. Information provided to the MAA will be collected, held, used and disclosed in accordance with privacy principles under the *Privacy and Personal Information Protection Act 1998* and the *Health Records and Information Privacy Act 2002*. You have the right to access and correct information about you held by the MAA or CTP insurers.

If you consider:

- that your personal information has been handled incorrectly by the MAA, you can ask the Authority to undertake an internal review or you may contact the Information and Privacy Commission NSW
- an insurer has handled your information incorrectly, you may contact the relevant insurer for an internal review or the Office of the Australian Information Commissioner.

## WHAT YOU NEED TO DO

### 1. REPORT THE ACCIDENT TO THE POLICE

You must report the accident to the police **within 28 days**, and ideally as soon as possible after the accident.

You can report the accident, your injury and obtain a police event number by calling the Police Assistance Line on 131 444 or attending a police station.

If it's been more than 28 days since the accident and you haven't yet reported the accident to the police, you should do it as soon as possible.

The insurer may reject your claim if you make a late report to the police and you can't give a good reason for the delay.

### 2. COMPLETE THIS FORM

You must answer all the questions on this form fully and truthfully, giving as much detail as you can.

The information requested on this form is required by laws covering motor accident compensation. If you do not give the required information, your claim may be rejected or delayed.

Giving information that you know is false or misleading is an offence, and may result in a fine of up to \$22,000, imprisonment for two years, or both.

### 3. SIGN THE DECLARATION AND AUTHORITY ON PAGE 10

You must sign the declaration and authority on page 10 of this form. If your claim does not include a signed declaration and authority page, it may be rejected or delayed.

### 4. ASK A DOCTOR TO COMPLETE THE MEDICAL CERTIFICATE ON PAGE 11

You must ask a doctor to complete the medical certificate on page 11. If your claim does not include a completed medical certificate, it may be rejected or delayed.

## 5. MAKE A COPY OF THE COMPLETED FORM FOR YOUR OWN RECORDS

You should make and keep a copy of this claim form, as well as any certificates, accounts, invoices and other documents that you submit with this form, in case you need to refer to it during the claim process.

## 6. SUBMIT THIS FORM

You must submit this form to the CTP insurer of the vehicle that you believe caused the accident.

To find out the name and address of the CTP insurer, call the Motor Accidents Authority on 1300 656 919. You will need to tell them the date of the accident, and the registration number of the vehicle that caused the accident.

Remember, you must submit your completed claim form to the CTP insurer **within six months** of the accident. If your completed form is not received within six months of the accident, your claim may be rejected (unless there is a good reason for the delay).

### If the vehicle that caused the accident cannot be identified or is uninsured

If you do not know the registration number of the vehicle that caused the accident (for example, in a hit-and-run accident), or if the vehicle was uninsured, you can make your claim against the Nominal Defendant. The Nominal Defendant will allocate your claim to a CTP insurer to manage on its behalf.

To make a claim against the Nominal Defendant, you must submit your completed claim form to:

The Nominal Defendant  
Level 25, 580 George Street  
SYDNEY NSW 2000

If the vehicle that caused the accident is unidentified, you must try to find out the registration number of the vehicle. This is called due inquiry and search. Some ways of conducting due inquiry and search include talking to police, talking to witnesses or putting ads in newspapers asking witnesses to contact you.

## WHAT HAPPENS NEXT?

### You will receive a letter from the CTP insurer

The CTP insurer of the vehicle that caused the accident will write to you within five working days to confirm receipt of your claim form. If you don't receive a letter within five working days, contact the insurer.

### The insurer will investigate your claim and advise you of their decision

The insurer might contact you during their investigation to ask for more information, documents or photographs.

The insurer will then tell you whether they admit liability for your claim. Admitting liability means that the insurer agrees that the vehicle they insured caused the accident.

The insurer must tell you within three months of receiving your claim whether they admit liability.

## NEED MORE HELP?

If you need information or assistance with your claim, contact the Motor Accidents Authority's Claims Advisory Service:

**P:** 1300 656 919   **W:** [www.maa.nsw.gov.au](http://www.maa.nsw.gov.au)

## SECTION A: PERSONAL DETAILS

Mr  Ms  Mrs  Miss  Other If other, give details

**Family name**

**Given name(s)**

**Have you ever been known by another name?**  Yes  No If yes, give details.

Other family name

Other given name(s)

**Sex**  Male  Female **Date of birth (DD/MM/YYYY)**

**Home address**

Street

Suburb

State

Postcode

**Postal address**  Same as home address

PO Box/Address

Suburb

State

Postcode

**Telephone number(s)**

Mobile

Home

Work

**Driver licence number**

**Medicare number**

**Email address**

**Do you need an interpreter to help you with your claim?**  Yes  No If yes, which language?

**Have you ever made a compensation claim for another personal injury** (either before or after this accident, for example, a fall, assault, medical negligence, workers compensation or another vehicle accident)?

Yes  No If yes, give details, including name of insurer and claim number(s) if known.

## SECTION B: ACCIDENT DETAILS

1. **Date of accident (DD/MM/YYYY)**

**Time of accident (HH:MM)**

am

pm

2. **Place of accident**

Street

Suburb

State

Postcode

3. **Have you made a CTP claim with any other insurer in relation to this accident?**  Yes  No

If yes, give details (for example, name of insurer and claim number if known).

**4. What was your part in the accident?**

Driver  Passenger  Motorcycle rider  Motorcycle passenger  Cyclist  Pedestrian  Other

**5. If you were a driver or passenger in a vehicle, were you wearing a seatbelt?**  Yes  No

**6. If you were on a motorcycle or bicycle, were you wearing a safety helmet?**  Yes  No

**7. Did you take any drugs, including medication or alcohol, in the 12 hours before the accident?**  Yes  No

If yes, give details of the type and amount.

**8. If you were a passenger, did the driver/rider take any drugs, including medication or alcohol, in the 12 hours before the accident?**

Yes  No  Don't know If yes, give details of the type and amount.

**SECTION C: VEHICLE DETAILS**

**9. How many motor vehicles were involved in the accident?**

**10. Do you know the registration number of the vehicle that caused the accident?**

Yes Give details at question 11.

No Contact the police. If you still don't know the registration number after contacting the police, give as much other detail as you can at question 11.

**11. Give details of the vehicle that you believe caused the accident**

**Vehicle 1**

Registration number  State  Make or model  Type (for example, sedan or hatch)  Colour

Number of people in the vehicle

**Driver's details**

Family name  Given name(s)

Home address

Suburb  State  Postcode

Telephone number  Email address (if known)

**Owner's details (if different from the driver)**

Family name  Given name(s)

Home address

Suburb  State  Postcode

Telephone number  Email address (if known)



12. Give details of any other vehicle involved in the accident

Vehicle 2

Registration number	State	Make or model	Type (for example, sedan or hatch)	Colour
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Number of people in the vehicle		<input type="text"/>		

Driver's details

Family name	Given name(s)	
<input type="text"/>	<input type="text"/>	
Home address		
<input type="text"/>		
Suburb	State	Postcode
<input type="text"/>	<input type="text"/>	<input type="text"/>
Telephone number	Email address (if known)	
<input type="text"/>	<input type="text"/>	

Owner's details (if different from the driver)

Family name	Given name(s)	
<input type="text"/>	<input type="text"/>	
Home address		
<input type="text"/>		
Suburb	State	Postcode
<input type="text"/>	<input type="text"/>	<input type="text"/>
Telephone number	Email address (if known)	
<input type="text"/>	<input type="text"/>	

If there were more than two vehicles involved in the accident, give details on a separate page.

13. Which vehicle were you travelling in?

I was not travelling in a vehicle
  Vehicle 1
  Vehicle 2
  Other (give details)

14. Draw a picture of the accident. Include intersections and street names. Show the point of impact, your position and the position of any other vehicles involved in the accident.



## SECTION F: INJURY DETAILS

19. Did an ambulance come to the accident scene?  Yes  No

20. Were you treated for your injuries at a hospital?  Yes  No If no, go to question 22.

Name of hospital

Were you:  treated in the emergency department only (Go to question 22).

admitted to the hospital

21. Have you been discharged from hospital?

Yes If yes, when? (DD/MM/YYYY)

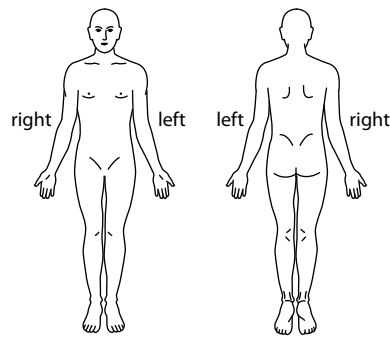
Please attach a copy of the Hospital Discharge Summary if you have it

No

22. What are your injuries from the accident?

List all your injuries below, and mark the affected areas on the body map.

Injury	Location (for example, left or right)



23. What treatment, support or other services have you received for your injuries? List all doctors, specialists and other health service providers.

Treatment type	Full name of provider	Address	Telephone number	Is the treatment complete?

24. Have you had any other injuries or illnesses, before or after the accident, to the same or similar part(s) of your body?

Yes  No If yes, give details (including approximate date).

25. Are you aware of any previous medical history, health issues or injuries that may affect your recovery from the injury caused by this accident?

Yes  No If yes, give details

## SECTION G: INCOME DETAILS

**26. What was your employment status at the time of the accident?**

- Employed  
  Self-employed  
  Home duties  
  Retired  
  Student/child  
  About to start employment  
 Not employed  
  Other (give details)

**27. Have you taken time off work, or lost income, because of your injuries?**

- Yes  
  No  
 If No, go to question 31.

**28. Your occupation** (if employed at the time of the accident)

**Your employer's details**

Name of contact person

Name of employer



Street

Suburb

State

Postcode




Telephone number

Email address (if known)



**29. Have you returned to work?**

- Yes  
  No  
 If no, when do you expect to return to work?

**30. What is your usual weekly income?**

Include overtime, regular bonuses and commissions.

Before tax

After tax

**31. Have you received, or will you receive, any money for being unable to work because of your injuries?**

(for example, sick pay, holiday pay, Centrelink payments, workers' compensation or other insurance payments)

- Yes  
  No  
 If yes, give details.

## SECTION H: ONGOING EXPENSES

**32. Do you think you will have any ongoing expenses (including medical or treatment expenses) or other financial losses (such as lost income or other out of pocket expenses) after you lodge this claim form?**

- Yes  
  No

## DECLARATION AND AUTHORITY

### Please read the declaration carefully before signing.

- All information you have given in the claim form must be true and correct in every respect.
- Under section 307C of the *Crimes Act 1900*, you can be penalised up to \$22,000 or imprisoned for 2 years, or both, for knowingly providing false or misleading information in this form.
- The injured person must sign the declaration unless he/she is under 18 years or is unable to make the declaration. In this case a parent, guardian, relative or friend of the injured person must sign the declaration.
- The insurer or Nominal Defendant is authorised under section 74 of the *Motor Accidents Compensation Act 1999*, to obtain information and documents relevant to the claim from the persons specified in the authorisation.
- The collection, use and disclosure of personal information by licensed insurers is governed by Australian Privacy Principles under the *Commonwealth Privacy Act 1988*.

### Declaration and Authority

I declare that, to the best of my knowledge, the information given by me in this form is true and correct. I understand that if I knowingly make a false statement on this form that I may be liable for punishment by law.

I authorise the Nominal Defendant or the insurer that this claim is made against (or an agent for the insurer) to: (i) contact and obtain information and documents relevant to the claim from persons specified in the authorisation (ii) provide information and documents so obtained to persons specified in the authorisation.

Persons specified in the authorisation are:

- any doctor, ambulance service, hospital or other health related service provider
- any police department
- any property damage insurer
- any employer or accountant of the injured person
- any personal injury insurer or workers compensation insurer
- Centrelink
- Lifetime Care and Support Authority (LTCSA)
- Motor Accidents Authority (MAA)
- Medicare Australia

**I understand that information obtained under this declaration from doctors, an ambulance service or as part of clinical notes from hospitals may include general medical information relevant to my claim.**

Signature of injured person, or person on behalf of the injured

Name of injured person, or person on behalf of the injured

Date (DD/MM/YYYY)

### This section to be completed if another person signed on behalf of the injured person

Relationship to injured person

Phone number

Reason why the injured person could not sign

# MEDICAL CERTIFICATE

This section must be completed by a doctor. The doctor can be a general practitioner (GP), a treating specialist or a hospital-based doctor.

## Patient's details

Family name  Given name(s)

Date of birth (DD/MM/YYYY)  Date of accident (DD/MM/YYYY)

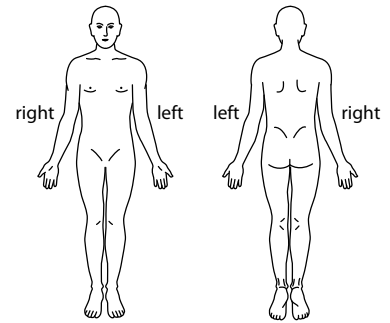
Home address

Street  Suburb  State  Postcode

How long has the patient attended the practice?

## Injury details

Diagnosis or description of injuries (Indicate sites of physical injury on this body map)



Are these injuries consistent with the patient's description of the cause of injury?

Yes  No If no, give details.

Is there any medical, health or injury history that may affect management of this patient's injury?

Yes  No If yes, give details.

Patient's capacity for work (if employed at time of injury)

Fit for pre-injury duties from (DD/MM/YYYY)

Fit for pre-injury duties with the following considerations or modifications from  until

Unfit for work until (DD/MM/YYYY)

Have you recommended any treatment, support or other services to assist injury recovery? (include details of frequency and duration)

Date of examination (DD/MM/YYYY)  Next review (DD/MM/YYYY)

## Doctor's details

Full name  Specialty  Provider number

Address of practice

Street

Suburb  State  Postcode  Telephone number

I declare that I am a registered medical practitioner and that to the best of my knowledge the information provided here is true and correct.

Signature  Date (DD/MM/YYYY)

**MOTOR ACCIDENTS (LIFETIME CARE AND SUPPORT) ACT 2006**

The Lifetime Care and Support Authority  
of New South Wales Guidelines

I, Vivek Bhatia, Chief Executive Officer of the Lifetime Care and Support Authority of New South Wales, under sections 23 (4), 28 (1) and 58 of the *Motor Accidents (Lifetime Care and Support) Act 2006* issue the following new Guideline, to be inserted into the current gazetted Guidelines as Part 19.

Dated: 10 December 2014.

VIVEK BHATIA  
Chief Executive Officer  
The Lifetime Care and Support  
Authority of New South Wales

**PART 19****Application of section 11AA**

1. The Authority will consider making a contribution to alternative expenditure under section 11AA where the treatment, care, support or service outcome for the participant will more probably than not be at least equally beneficial to the outcome for the participant that would result from the payment of the expenses to meet the initial assessed treatment and care need.
2. Subject to paragraph 3 below, the power of the Authority to contribute to alternative expenditure under s11AA will not be relied on unless the participant or the participant's parent or legal guardian agrees that the contribution to alternative expenditure can be applied to meeting their assessed treatment and care need.
3. In the event that the participant lacks capacity to agree to a decision made in accordance with s11AA and this guideline the Authority will not use the power in s11AA to contribute to alternative expenditure unless it is satisfied that it is in the best interests of the participant to do so.
4. Where the alternative expenditure is being made or contributed to by a person other than the participant or the Authority, the agreement of that person to the Authority's contribution to alternative expenditure is required.
5. This guideline will apply to the Authority's assessment of treatment and care needs made on or after the commencement of the *Motor Accidents (Lifetime Care and Support) Amendment Act 2014*.

**MOUNT PANORAMA MOTOR RACING ACT 1989**

Conduct of Motor Racing and Associated Events

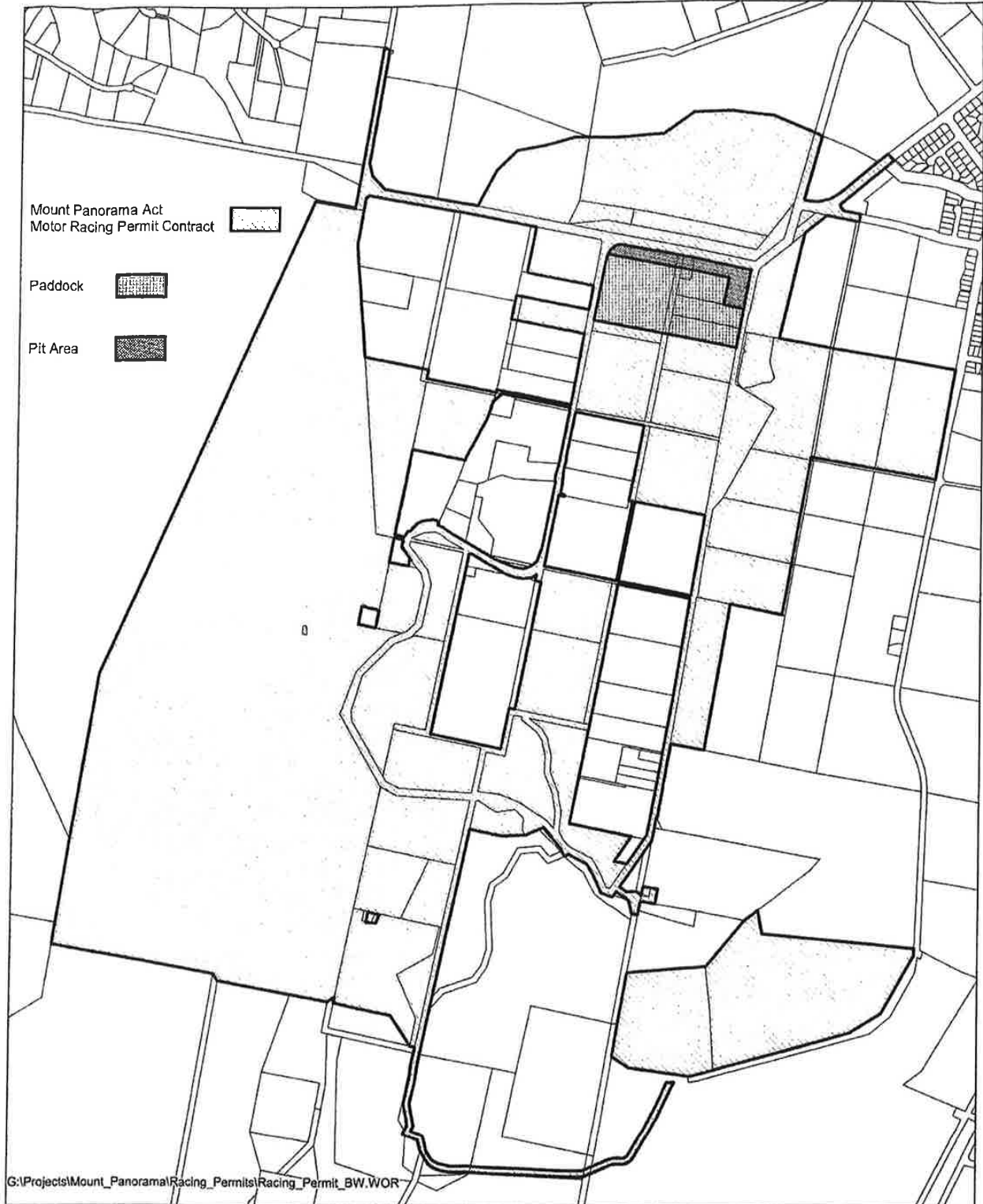
Mount Panorama

In pursuance of the provisions of section 4 of the *Mount Panorama Motor Racing Act 1989*, I declare that the lands, as shown by hatching on the diagram hereunder, shall constitute the Mount Panorama Circuit for the purpose of motor racing, practice and associated events during the period 6 February to 12 February 2015, both dates inclusive.

STUART AYRES, MP  
Minister for Sport and Recreation

# BATHURST REGIONAL COUNCIL

Mt Panorama Circuit  
2015 Liqui-Moly Bathurst 12 Hour  
6-12 February 2015



Bathurst Regional Council expressly disclaims all liability for errors or omissions of any kind whatsoever, or any loss, damage or of



**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 Helmut BRUNNER, MED0000938122, of 18 Peel Street, Tuncurry NSW 2428, 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 15 December 2014.

Dated at Sydney, 10 December 2014

Dr MARY FOLEY  
Secretary  
NSW Health

**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 Mr Samuel Patrick TOOHEY (PHA0001115569) of 68 Pritchard Street, Wentworth Falls NSW 2782, prohibiting him until further notice, as a pharmacist, from supplying or having possession of, or manufacturing any preparation, admixture or extract of a drug of addiction as authorised by Clauses 101 (1) and 102 of the Regulation.

This Order is to take effect on and from 15 December 2014.

Dated at Sydney, 11 December 2014

Dr MARY FOLEY  
Secretary  
NSW Health

**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 Mr Nicholas James FEARON (PHA0001647477), of 50 Thorpe Ave, Queanbeyan NSW 2620, prohibiting him until further notice, as a Pharmacist from supplying, having possession of, or manufacturing drugs of addiction as authorised by clauses 101 (1) and 102 of the Regulation.

This Order is to take effect on and from 16 December 2014.

Dated at Sydney, 12 December 2014

Dr MARY FOLEY  
Secretary  
NSW Health

**ROADS ACT 1993****LAND ACQUISITION (JUST TERMS  
COMPENSATION) ACT 1991**

Notice of Compulsory Acquisition of land at St Peters in the Marrickville Council and City of Sydney Council area

WestConnex Delivery Authority declares, with the approval of Her Excellency the Governor, that the land described in the schedule below is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purposes of the WestConnex Motorway Project pursuant to the *Roads Act 1993*.

DENNIS CLICHE  
Chief Executive

WestConnex Delivery Authority

**SCHEDULE**

All those pieces or parcels of land situated in the Marrickville Council area, Parish of Petersham and County of Cumberland and situated in the City of Sydney Council area, Parish of Alexandria and County of Cumberland and Parish of Petersham and County of Cumberland, shown as:

1. Lot 1 in Deposited Plan 1010128, being the whole of the land comprised in Certificate of Title Folio Identifier 1/1010128; and
2. Lot 2 in Deposited Plan 1168612, being the whole of the land comprised in Certificate of Title Folio Identifier 2/1168612, EXCEPT that part of Folio Identifier 2/1168612:
  - (a) burdened by registered easement AG600007, being easement for water supply purposes 6 metre(s) wide affecting the part(s) of the land in Folio Identifier 2/1168612 marked (C) on Deposited Plan 1168612; and
  - (b) burdened by registered easement AG600007, being easement for water supply purposes 8 metre(s) wide affecting the part(s) of the land in Folio Identifier 2/1168612 marked (D) on Deposited Plan 1168612; and
3. Land below a depth from the surface of 15.24 metres affecting the parts of the land in Lot 2 Deposited Plan 1168612 marked (P) in the title diagram.

The land described in paragraphs 1 and 2 is said to be in the possession of Alexandria Landfill Pty Ltd ACN 098 849 971. The land described in paragraph 3 is in the possession of no known proprietor.

**WITHDRAWAL OF TITLE**

His Excellency the Governor, on the advice of the Premier, has withdrawn the right of Mr Joseph Tripodi and Mr Edward Obeid OAM to retain and use the title of "The Honourable" forthwith.

Date: 12 December 2014

**WORK HEALTH AND SAFETY REGULATION 2011**

(Clause 58 (2))

Exemption Order No. 014/14

I, JODIE DEAKES, Acting General Manager, Work Health and Safety Division of the WorkCover Authority of New South Wales, pursuant to clause 684 of the *Work Health and Safety Regulation 2011* grant the following exemption:

Dated this 15th day of December 2014.

JODIE DEAKES  
Acting General Manager  
Work Health and Safety Division  
WorkCover Authority of New South Wales

**Work Health and Safety Regulation 2011  
Exemption No. 014/14**

**1. Name of Exemption**

This Exemption Order is the *Work Health and Safety Regulation 2011, Exemption Order No. 014/14*.

**2. Commencement**

This Exemption Order commences on 1 January 2015 and has effect until 31 December 2015.

**3. Exemption**

This Exemption Order is made by the WorkCover Authority of New South Wales on its own initiative.

This Exemption Order applies to persons conducting a business or undertaking who require a worker to frequently use personal protective equipment as a control measure to protect workers from the risk of hearing loss associated with noise that exceeds the 'exposure standard for noise'.

Those persons are exempt from clause 58 (2) of the Regulation, subject to condition in the Schedule to this Exemption Order.

**4. Definitions**

For the purposes of this Exemption:

**Regulation** means the *Work Health and Safety Regulation 2011*

**Exposure standard for noise** means  $L_{Aeq,8h}$  of 85 dB(A) or  $L_{c,peak}$  of 140 dB(C) where  $L_{Aeq,8h}$  means the eight hour equivalent continuous A-weighted sound pressure level in decibels (dB(A)) referenced to 20 micropascals, determined in accordance with AS/NZS 1269.1:2005 and  $L_{c,peak}$  means the C-weighted peak sound pressure level in decibels (dB(C)) referenced to 20 micropascals, determined in accordance with AS/NZS 1269.1:2005

—————  
ADDENDUM

This Exemption is subject to the following conditions:

5. Nothing in this Exemption affects any other applicable requirement imposed by law on a person conducting a business or undertaking in relation to matters relating to this Exemption, including the monitoring of workers and conditions at the workplace under Section 19 (3) (g) *Work Health and Safety Act 2011*

# Stockton Ferry Service

Determination No. 4, 2014

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Det14-04

The Tribunal members for this review are:

Dr Peter J Boxall AO, Chairman

Ms Catherine Jones

Independent Pricing and Regulatory Tribunal of New South Wales

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## Preliminary

### 1 Background

- (a) The Newcastle Buses and Ferries Services division of the State Transit Authority (STA) provides a ferry service in Newcastle (**Stockton Ferry Service**).
- (b) Section 11 of the *Independent Pricing and Regulatory Tribunal Act 1992* (**IPART Act**) provides IPART with a standing reference to conduct investigations and make reports to the Minister on the determination of the pricing of a government monopoly service supplied by a government agency specified in Schedule 1 of the IPART Act.
- (c) The STA (but excluding any bus services provided by the STA under a service contract to which section 28J of the *Passenger Transport Act 1990* applies) is listed as a government agency for the purposes of Schedule 1 of the IPART Act. The services of the STA declared as monopoly services (**Monopoly Services**) under the *Independent Pricing and Regulatory Tribunal (Passenger Transport Services) Order 1998* (NSW) are the regular passenger services (within the meaning of the *Passenger Transport Act 1990*) supplied by the STA but excluding the following:
  - (1) services supplied in accordance with the ticket known as the "Sydney Pass";
  - (2) the bus service known as the "Airport Express"; and
  - (3) the bus service known as the "Sydney Explorer", the bus service known as the "Bondi & Bay Explorer" and any other similar bus services operating in any other areas.
- (d) The Monopoly Services include the Stockton Ferry Service. Accordingly, IPART may determine maximum prices for the Stockton Ferry Service.
- (e) In accordance with section 13A of the IPART Act, IPART has fixed the maximum price for the Stockton Ferry Service.
- (f) In investigating and reporting on the pricing of the Stockton Ferry Service, IPART has had regard to a broad range of matters, including the matters set out in section 15(1) of the IPART Act.
- (g) By section 18(2) of the IPART Act, the STA may not fix a price below that determined by IPART for the Stockton Ferry Service without the approval of the Treasurer.

### 2 Application of this determination

This determination:

- (a) fixes the maximum price that the STA may charge for the Stockton Ferry Service;
- (b) commences on the later of:
  - (1) 4 January 2015; and
  - (2) the date that it is published in the NSW Government Gazette,(**Commencement Date**); and

- (c) applies from the Commencement Date to the date on which this determination is replaced.

### **3 Replacement of Determination No. 8, 2013**

This determination replaces Determination No. 8, 2013 from the Commencement Date. The replacement does not affect anything done or omitted to be done, or rights or obligations accrued, under Determination No. 8, 2013 prior to its replacement.

### **4 Schedules**

- (a) The maximum price that the STA may charge for the Stockton Ferry Service is set out in Table 1 in Schedule 1.
- (b) The definitions and interpretation provisions used in this determination are set out in Schedule 2.

### **5 Monitoring**

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

- (a) establishing and reporting on the level of compliance by the STA with this determination; and
- (b) preparing a periodic review of pricing policies in respect of the Stockton Ferry Service supplied by the STA.

## Schedule 1 Maximum price

### 1 Application

This schedule sets out the maximum price that the STA may charge for the Stockton Ferry Service.

### 2 Maximum price for the Stockton Ferry Service

The maximum price that the STA may charge for the Stockton Ferry Service is set out in Table 1.

**Table 1 Maximum price for the Stockton Ferry Service<sup>a</sup> (including GST)**

<b>Ticket</b>	<b>Maximum price (\$)</b>
Stockton Ferry Service - Single Ticket	2.60

<sup>a</sup> As at the date of this determination, the NSW Government sets the concession fare at 50% of the maximum fare and the fare for children under the age of 4 years at nil.



## Schedule 2 Definitions and interpretation

### 1 Definitions

In this determination:

**Commencement Date** means the Commencement Date defined in clause 2(b) of the Preliminary section of this determination.

**Determination No. 8, 2013** means IPART's Determination No. 8, 2013 entitled 'Stockton Ferry Service'.

**GST** has the meaning given to that term in *A New Tax System (Goods and Services Tax) Act 1999* (Cth).

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

**IPART Act** means the *Independent Pricing and Regulatory Tribunal Act 1992*.

**Monopoly Services** means the Monopoly Services defined in clause 1(c) of the Preliminary section of this determination.

**Single Ticket** means a ticket for a single ferry journey from either Newcastle to Stockton or Stockton to Newcastle. The journey must be completed on the day on which the ticket is validated on the ferry.

**STA** means the State Transit Authority constituted under the *Transport Administration Act 1988* and defined in clause 1(a) of the Preliminary section of this determination.

**Stockton Ferry Service** means the Stockton Ferry Service defined in clause 1(a) of the Preliminary section of this determination.

### 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 or annexure to, clause of, or table in this determination unless otherwise indicated;
- (c) words importing the singular include the plural and vice versa;
- (d) a reference to a law or statute includes regulations, rules, codes and other instruments under it and consolidations, amendments, re-enactments or replacements of them;

- (e) where a word is defined, other grammatical forms of that word have a corresponding meaning;
- (f) a reference to a day is to a calendar day;
- (g) a reference to a person includes a reference to the person's executors, administrators, successors, substitutes (including, but not limited to, persons taking by novation), replacements and assigns;
- (h) a reference to an officer includes a reference to the officer which replaces it or which substantially succeeds to its powers or functions;
- (i) 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 and clarification notice**

- (a) **The explanatory notes or footnotes 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. Such a clarification notice is taken to form part of this determination.**

## **2.3 Prices inclusive of GST**

**The prices specified in this determination include GST.**

# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### ALBURY CITY COUNCIL

Local Government Act 1993, Section 50

Notice of Drainage Reserve Vesting

Notice is hereby given that Albury City Council has directed pursuant to the provisions of section 50 (4) of the *Local Government Act 1993* that the 60' wide Drainage Reserve described as Lot 10 on DP32277 is vested in Albury City Council.

FRANK ZAKNICH, General Manager, Albury City Council,  
PO Box 323, Albury NSW 2640. [7790]

### THE COUNCIL OF THE CITY OF SYDNEY

Section 162, Roads Act 1993

Notice is hereby given that the Council of the City of Sydney, in accordance with section 162 of the *Roads Act 1993*, has named (or renamed) the following new or existing streets. Authorised by the following Resolutions of Council dated: "A" – 14/5/2012, "B" – 28/7/2014 and "C" – 15/9/2014 in the table below.

Location	Name
Lot 233, DP 1079790 at Waterloo – "A"	Tung Hop Street
Lot 2033, DP 1169144 at Zetland – "A"	Naulty Place
Part Lot 3, DP 1011406 at Zetland – "A"	Bindon Place
Land dedicated as public road in DP 1192988, at Waterloo – "A"	Dunkerley Place
Part of Lots 1 & 2, DP 1175706, parallel to Wilson St, at Eveleigh – "B"	Carriageworks Way
Part Lot 2, DP 1175706 (34.26m long) at Eveleigh – "B"	Stores Street
Lane 3.66 wide, adjoining Lot 25, DP 1097570 at Glebe – "B"	Dave Sands Lane
Maclean St, Woolloomooloo, Lot 10, DP 1193861, renamed – "B"	Juanita Gardens
Lot 4, DP 1196016 at Rosebery – "C"	Sweet Street

MONICA BARONE, Chief Executive Officer, Council of the City of Sydney, 456 Kent Street, Sydney NSW 2000

[7791]

### INVERELL SHIRE COUNCIL

Roads Act 1993

Naming of Road

Notice is hereby given that Inverell Shire Council, in pursuance of section 162 of the *Roads Act 1993*, has officially named the road as shown hereunder:

Location/Description	Road Name
The lane at Bonshaw between Sawmill Road and Bruxner Way.	Parker Lane

P HENRY, General Manager, Inverell Shire Council,  
144 Otho Street (PO Box 138), Inverell NSW 2360.

[7792]

### LAKE MACQUARIE CITY COUNCIL

Roads Act 1993, Section 16

Dedication of Land as Public Road

Notice is hereby given pursuant to section 16 of the *Roads Act 1993*, that the land described in the Schedule below is dedicated to the public as road.

BRIAN BELL, General Manager, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

#### SCHEDULE

1. Land identified as '2ft res' at the western end of Short Street, DP 2310, Wye
2. Land identified as '2ft res' at the western end of Bay Street, DP 2310, Wye
3. Land identified as '2ft res' at the western end of Lake Street, DP 2310, Wye
4. Land identified as '2ft res' at the western end of Railway Street, DP 2310, Wye
5. Land identified as '2ft res' at the western end of High Street, DP 2310, Wye

This land has been identified under DP 2310 made on 14 May 1887. [7793]

**LIVERPOOL CITY COUNCIL**

Roads Act 1993 – Section 162

Roads Regulation 2008 – Clause 9

Naming of Public Roads

Notice is hereby given that Liverpool City Council, pursuant to the abovementioned Act, and Regulation, has named the roads described hereunder.

Bartholomew

Algie

McLachlan

Sheather

Hainke

Harrington

Hand

Alex

Price

Mooney

Boniwell

Booth

Lahiff

Nairn

Brighton Lakes

The subject roads are for use in a future residential subdivision within the suburb of Moorebank, adjacent to the New Brighton Golf Course (now Brighton Lakes Recreation and Golf Club). [7794]

**LIVERPOOL CITY COUNCIL**

Erratum

Roads Act 1993 – Naming of Council Roads

The roads originally gazetted in the *NSW Government Gazette* of 22 April 2005 for the suburb of Middleton Grange:

Merlin Terrace should be spelt as Merlin Street

Aflck Gardens should be spelt as Affleck Gardens

The road gazetted in the *NSW Government Gazette* of 22 April 2005 as Melrose Avenue, was renamed in the *NSW Government Gazette* of 12 September 2008 to Douglass Street. This name change will no longer proceed. Melrose Avenue within the suburb of Middleton Grange should be spelt correctly as Melrose Street.

C WULFF, Chief Executive Officer, Liverpool City Council, Locked Bag 7064, Liverpool BC 1871. [7795]

**RANDWICK CITY COUNCIL**

Roads Act 1993, Section 162 (1)

Roads Regulation 2008, Division 2, Clause 9

Naming of a Public Road

Notice is hereby given that Council, in pursuance of the abovementioned Act and Regulation, has assigned the name **Wrapped Coast Road** to the street along the east of the Little Bay Cove Development (DA/812/2011), at Little Bay in the City of Randwick.

Authorised by the Randwick City Council on 12 November 2013.

RAY BROWNLEE, General Manager, Randwick City Council, 30 Frances Street, Randwick NSW 2031. [7796]

**TAMWORTH REGIONAL COUNCIL**

Section 162, Roads Act 1993

Naming of Public Roads

Notice is hereby given that the Tamworth Regional Council, in pursuance of section 162 of the *Roads Act 1993*, has named the roads created by the subdivision of Lot 285–290 in DP 753848, Browns Lane, North Tamworth, be named 'Burgundy Way' and 'Chardonnay Drive'.

PAUL BENNETT, General Manager, Tamworth Regional Council, PO Box 555, Tamworth NSW 2340. [7797]

**WYONG SHIRE COUNCIL**

Naming of Roads

Notice is hereby given that in accordance with section 162 (1) of the *Roads Act 1993*, as amended, Council has named the road shown hereunder:

<i>Location</i>	<i>Name</i>
Lot 2, DP 17867 690 Pacific Highway, Hamlyn Terrace	Nigella Circuit Verbena Avenue
Lot 18, DP 1184211 1 Bokhara Avenue, Blue Haven	Muru Close

No objections to the proposed name were received within the prescribed period of time.

Dated: 17 December 2014

M WHITTAKER, General Manager, Wyong Shire Council, PO Box 20, Wyong NSW 2259 [7798]

## NARRANDERA SHIRE COUNCIL

Local Government Act 1993, Section 713 (2) (a)

Sale of Land for Overdue Rates and Charges

Notice is hereby given to the registered owner(s) named hereunder that the Narrandera Shire Council at its meeting of 16 September 2014 resolved in pursuance of section 713 (2) (a) of the *Local Government Act 1993* to sell the land described hereunder on which the amount of rates and charges stated in each case as at 27 October 2014 is due:

<i>Registered owner(s) or Company appearing to have an interest in the land</i>	<i>Legal description of the subject land</i>	<i>Amount of rates and charges (including extra charges) overdue for more than five (5) years</i>	<i>Amount of all other rates and charges (including extra charges) payable and unpaid</i>	<i>Total Due</i>
(a)	(b)	(c)	(d)	(e)
R H HANKINSON	Lot C, DP 180094 Kiesling Lane Narrandera NSW 2700	\$259.00	\$7,079.05	\$7,338.05
R HANKINSON LIMITED	Lot D, DP 180094 Kiesling Lane Narrandera NSW 2700	\$259.00	\$7,079.05	\$7,338.05
Rebecca Lee MCGINTY	Lot 1, DP 313668 & Lot 8, Sec 57, DP 758477 32 Junee Street Grong Grong NSW 2652	\$57.26	\$2,164.53	\$2,221.79
Rochman REESE & Sofan CHAN	Lot 1, DP 582787 20 Chantilly Street Narrandera NSW 2700	\$96.72	\$15,413.71	\$15,510.43

In default of payment to the Narrandera Shire Council of the amount stated in Column (e) above AND any other rates and charges (including extra charges and costs associated with the process of sale by public auction) becoming due and payable after 27 October 2014, or an arrangement satisfactory to the Council for such rates and charges including any other rates and charges (including extra charges and costs associated with the process of sale by public auction) becoming due and payable after 27 October 2014 being entered into by the Registered Owner(s), Interested Person(s) or Company before the time fixed for the sale, the said land will be offered for sale by public auction by Ray White Rural – Narrandera at the Narrandera Council Chambers, 141 East Street, Narrandera NSW 2700, on Friday 17 April 2015 commencing at 11.00am.

Any payment made to Council must be by way of Australian legal tender and be made in such a manner that the funds received are irrevocably cleared to the Narrandera Shire Council by the time and date set for the public auction.

J CHARLTON, Chief Executive Officer, Narrandera Shire Council, 141 East Street, Narrandera NSW 2700 [7799]

## COMPANY NOTICES

## NOTICE OF FINAL MEETING OF MEMBERS

L. P. Q. Investments Pty Limited  
ACN 000 600 877 (In Liquidation)

Notice is hereby given that pursuant to section 509 of the *Corporations Act 2001* a final meeting of the members of the company will be held at the office of Shrubsole Rabbitt & Co, Chartered Accountants Unit 26, 15–23 Kumulla Road, Miranda on Friday 23 January 2015 at 11.00am.

Business (1) to receive the Liquidator's accounts and the Liquidator's final report on the conduct of the liquidation and his acts and dealings in connections there with (2) To determine the manner in which the books, accounts and documents of the company and the liquidation shall be disposed of.

Dated 17 December 2014. Mr GORDON SHRUBSOLE Liquidator C/- Shrubsole Rabbitt & Co Chartered Accountants, Unit 26, 15–23 Kumulla Road, Miranda NSW 2228 [7800]

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**OTHER NOTICES**


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**ESSENTIAL ENERGY**

Electricity Supply Act 1995

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of an Easement for Electricity Purposes at Wilpinjong

Essential Energy declares, with the approval of His Excellency the Governor, with the advice of the Executive Council, that the Interest in Land described in Schedule 1 to this notice the terms of which are described in Schedule 2 to this notice is acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*, for the purposes of the *Electricity Supply Act 1995*.

Dated at Port Macquarie this 19th day of December 2014

GARY HUMPHREYS, Chief Operating Officer, Essential Energy, PO Box 5730, Port Macquarie NSW 2444

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**SCHEDULE 1**

<i>Interest in Land</i>	Easement for overhead powerlines 20 wide and variable affecting Lot 97 in DP755425 shown as “(H) Proposed Easement for Transmission Line and Access Thereto 20 wide and Variable” in DP1176686
<i>Locality</i>	Wilpinjong
<i>LGA</i>	Mid-Western Regional
<i>Parish</i>	Cumbo
<i>County</i>	Phillip

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**SCHEDULE 2**

The easement for overhead powerlines listed in Schedule 1 is on the terms set out in Part A of Memorandum No AG189384 registered on the Register held under the *Real Property Act 1900*.

In so far as any Native Title rights and interests may exist over the Crown land affected by the easement, the “non-extinguishment principle” as defined in section 238 of the *Native Title Act 1993* (Cth) applies to the acquisition of the Interest in Land. [7801]

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 By Authority

JILL WAYMENT, Government Printer

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