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GOVERNMENT NOTICES

Miscellaneous Instruments



New South Wales

Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016

under the

Workers Compensation Act 1987

His Excellency the Governor, with the advice of the Executive Council and on the recommendation of the WorkCover Authority, has made the following Order under the *Workers Compensation Act 1987*.

DOMINIC PERROTTET, MP
Minister for Finance, Services and Property

Explanatory note

Section 168A of the *Workers Compensation Act 1987* provides that an insurance premiums order may fix (as an *optional alternative method*) an alternative method for calculating the premium payable by an employer who is classified under the order as a large employer (or a person who proposes to become such an employer) for a policy of insurance under that Act.

The object of this Order is to fix such an optional alternative method for calculating premiums (to be known as the Retro-Paid Loss Premium Method) in respect of policies of insurance that are to be, or have been, issued or renewed so as to take effect at or after 4 pm on 30 June 2015 and before 4 pm on 30 June 2016.

This Order also fixes or determines the *required deposit* in respect of such a policy of insurance that an employer may be required to deposit with the Nominal Insurer under section 172A of the *Workers Compensation Act 1987*.

This Order is made under sections 168, 168A and 172A of the *Workers Compensation Act 1987*.

Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016 [NSW]
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Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016

under the

Workers Compensation Act 1987

1 Name of Order

This Order is the *Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016*.

2 Commencement

This Order commences at 4 pm on 30 June 2015 and is required to be published in the Gazette.

3 Interpretation

(1) In this Order, words and expressions have the same meanings as they have in the relevant General Order, unless this Order provides otherwise.

(2) In this Order:

adjustment date, in relation to a policy of insurance, means each of the following dates:

- (a) the date that is 15 months after the date of the commencement of the period of insurance (the **first adjustment date**),
- (b) the date that is 24 months after the date of the commencement of the period of insurance (the **second adjustment date**),
- (c) the date that is 36 months after the date of the commencement of the period of insurance (the **third adjustment date**),
- (d) the date that is 48 months after the date of the commencement of the period of insurance (the **fourth adjustment date**).

cost of claims has the same meaning as in Division 4 of Part 18 of the *Workers Compensation Regulation 2010*.

relevant General Order means:

- (a) the *Insurance Premiums Order 2015–2016*, or
- (b) if no such order has been made, the *Insurance Premiums Order 2014–2015*.

4 Application of Order

(1) This Order applies only to and in respect of policies of insurance for employers to whom the optional alternative method of calculating premiums under section 168A of the Act applies (**retro-paid loss premium policies**).

(2) This Order applies to and in respect of retro-paid loss premium policies that are to be or have been issued or renewed so as to take effect at or after 4 pm on 30 June 2015 and before 4 pm on 30 June 2016.

(3) If, before 4 pm on 30 June 2016, an insurance premiums order that applies only to and in respect of retro-paid loss premium policies has not been made in respect of

such policies of insurance taking effect at or after that time, this Order applies to and in respect of those policies pending the making of such an order.

- (4) The relevant General Order (other than clauses 3, 4, 7 and 9) applies to and in respect of retro-paid loss premium policies, unless this Order provides otherwise.
- (5) This Order does not apply to a policy of insurance issued or renewed by a specialised insurer that is exempted from insurance premiums orders by clause 165 of the *Workers Compensation Regulation 2010*.

5 Classification of large employers

An employer is classified as a large employer under this Order if:

- (a) the basic tariff premium of the employer for an insurance policy at the time at which the insurer demands a premium for the policy:
 - (i) exceeds \$500,000 (where the period of insurance to which the premium relates is 12 months), or
 - (ii) would exceed \$500,000 (where the period of insurance to which the premium relates is not 12 months) if that premium was calculated using a period of insurance of 12 months, or
- (b) the employer is a member of a group of which at least one member satisfies paragraph (a).

6 Retro-Paid Loss Premium Method of premium calculation

For the purposes of section 168A of the Act, the alternative method is to calculate the premium for a policy of insurance at the commencement of the period of insurance (the *deposit premium*), and then recalculate the premium at each adjustment date (the *adjusted premium*), in accordance with this Order.

7 Minimum premium

Despite any other provision of this Order, a deposit premium and an adjusted premium in respect of any policy of insurance is to be no less than \$175.

8 Calculation of required deposit: section 172A of Act

The required deposit for an employer in relation to a policy of insurance is to be calculated in accordance with the following formula:

- (a) on or before the third adjustment date:

$$R_D = BTP$$

- (b) after the third adjustment date:

$$R_D = 0.1 \times BTP$$

where:

R_D is the required deposit in respect of the period of insurance to which the policy relates.

BTP is the basic tariff premium for the employer, calculated with respect to the period of insurance in accordance with the relevant General Order.

9 Calculation of costs of individual claims and provisional payments of compensation: clauses 154 (2) (d) (ii) (C) and 155 (2) (d) (ii) (C) of Regulation

For the purposes of clauses 154 (2) (d) (ii) (C) and 155 (2) (d) (ii) (C) of the *Workers Compensation Regulation 2010*, the amount specified is \$1,999.30.

Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016 [NSW]

10 Schedules form part of Order

Schedules 1–4 form part of this Order.

Schedule 1 Method of calculation of deposit premium and adjusted premium—general

1 Calculation of deposit premium and adjusted premium

- (1) The method for calculating the premium for a policy of insurance at the commencement of the period of insurance (the *deposit premium*) is as follows:

$$P_D = (((BTP \times (1 - S)) \times V_4) \times 1.25) + Q + D + M - A$$

- (2) The method for recalculating the premium for the policy of insurance at each adjustment date (the *adjusted premium*) is as follows:

$$P = (C \times V) + Q + D + M - A$$

but is not less than P_{\min} and not more than P_{\max} .

2 Interpretation

In this Schedule:

P is the adjusted premium for the time being payable by the employer in respect of the period of insurance to which the policy relates (including, where adjustments are required to be made to that premium by reason of the operation of this Order, the premium so payable by reason of those adjustments).

C is the total of the cost of claims for the employer in respect of the period of insurance (not including the cost of any claims under sections 10 (Journey claims) and 11 (Recess claims) of the Act).

V is the claims adjustment factor for the employer, determined with respect to the period of insurance to which the policy relates in accordance with Schedule 4 to this Order.

P_D is the deposit premium payable by the employer in respect of the period of insurance to which the policy relates.

P_{\max} is the maximum premium that is payable by the employer in respect of the period of insurance to which the policy relates, calculated as follows:

$$P_{\max} = (BTP \times 3.5) + Q + D + M - A$$

P_{\min} is the minimum premium that is payable by the employer in respect of the period of insurance to which the policy relates, calculated as follows:

- (a) in relation to a premium calculated at the first or second adjustment date:

$$P_{\min} = (((BTP \times (1 - S)) \times V_4) \times 1.25) + Q + D + M - A$$

- (b) in relation to a premium calculated at the third or fourth adjustment date:

$$P_{\min} = ((BTP \times (1 - S)) \times V_4) + Q + D + M - A$$

V_4 is the claims adjustment factor for the employer, determined with respect to the period of insurance to which the policy relates in accordance with Schedule 4 to this Order in relation to the fourth adjustment date.

BTP is the basic tariff premium for the employer, calculated with respect to the period of insurance in accordance with the relevant General Order.

S is the size adjustment factor for the employer, determined with respect to the period of insurance in accordance with Schedule 3 to this Order.

Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016 [NSW]
Schedule 1 Method of calculation of deposit premium and adjusted premium—general

Q is the premiums adjustment contribution, if any, for the employer, calculated with respect to the period of insurance in accordance with the relevant General Order.

D is the dust diseases contribution, if any, for the employer, calculated with respect to the period of insurance in accordance with the relevant General Order.

M is the Mine Safety Fund premium adjustment, if any, for the employer, calculated with respect to the period of insurance in accordance with the relevant General Order.

A is the apprentice incentive amount, if any, for the employer, calculated with respect to the period of insurance in accordance with the relevant General Order.

Schedule 2 Method of calculation of deposit premium and adjusted premium—member of a group

1 Application of Schedule

Despite Schedule 1, if an employer is a member of a group, the provisions of this Schedule apply.

2 Premium at commencement of policy period

The method for calculating the premium for the policy of insurance at the commencement of the period of insurance (the *deposit premium*) is as follows:

$$P_{Ed} = \left(P_{Gd} \times \frac{BTP_E}{BTP_G} \right) + Q + D + M - A$$

3 Adjusted premium at each adjustment date

The method for recalculating the premium for the policy of insurance at each adjustment date (the *adjusted premium*) is as follows:

$$P_E = \left(P_G \times \frac{[(BTP_E \times (1 - S_G)) + C_E]}{[(BTP_G \times (1 - S_G)) + C_G]} \right) + Q + D + M - A$$

4 Interpretation

- (1) Terms that have a meaning in Schedule 1 have the same meaning in this Schedule.
- (2) In this Schedule:

P_{Ed} is the deposit premium payable by the employer who is a member of a group in respect of the period of insurance to which the policy relates.

P_{Gd} is the group deposit premium payable by the members of the group, calculated as follows:

$$P_{Gd} = ((BTP_G \times (1 - S_G)) \times V_4) \times 1.25$$

P_{Gmin} is the minimum premium that is payable by the members of the group in respect of the period of insurance to which the group's policies relate, calculated as follows:

- (a) in relation to a premium calculated at the first or second adjustment date:

$$P_{Gmin} = ((BTP_G \times (1 - S_G)) \times V_4) \times 1.25$$

- (b) in relation to a premium calculated at the third or fourth adjustment date:

$$P_{Gmin} = (BTP_G \times (1 - S_G)) \times V_4$$

P_{Gmax} is the maximum premium that is payable by the members of the group in respect of the period of insurance to which the group's policies relate, calculated as follows:

$$P_{Gmax} = BTP_G \times 3.5$$

BTP_E is the basic tariff premium for the employer who is a member of a group, calculated in accordance with Schedule 3 to the relevant General Order with respect to the period of insurance.

Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016 [NSW]
Schedule 2 Method of calculation of deposit premium and adjusted premium—member of a group

BTP_G is the sum of the basic tariff premiums for all the members of a group, calculated in accordance with Schedule 3 to the relevant General Order with respect to the period of insurance.

S_G is the size adjustment factor for a group of which the employer is a member, determined with respect to the period of insurance to which the group's policies of insurance relate in accordance with Schedule 3 to this Order.

P_E is the adjusted premium for the time being payable by an employer who is a member of a group in respect of the period of insurance to which the policy relates (including, where adjustments are required to be made to that premium by reason of the operation of this Order, the premium so payable by reason of those adjustments).

P_G is the group adjusted premium payable in respect of the period of insurance to which the group's policies of insurance relate, calculated as follows:

$$P_G = C_G \times V_G$$

but is not less than P_{Gmin} and not more than P_{Gmax} .

C_G is the total of the cost of claims for all members of the group in respect of the period of insurance to which the group's policies of insurance relate (not including the cost of any claims under sections 10 (Journey claims) and 11 (Recess claims) of the Act).

V_G is the claims adjustment factor for the group, determined with respect to the period of insurance to which the group's policies of insurance relate in accordance with Schedule 4 to this Order.

C_E is the total of the cost of claims for the employer in respect of the period of insurance to which the policy relates (not including the cost of any claims under sections 10 (Journey claims) and 11 (Recess claims) of the Act).

Schedule 3 Size adjustment factor

(Schedule 1, clause 2 and Schedule 2, clause 4)

1 Where employer not a member of a group

The size adjustment factor (S) for an employer is the factor calculated in accordance with the following formula:

$$\frac{0.9BTP}{BTP + 225,000}$$

2 Where employer a member of a group

If the employer is a member of a group, the size adjustment factor (S_G) for the group is the factor calculated in accordance with the following formula:

$$\frac{0.9BTP_G}{BTP_G + 225,000}$$

3 Interpretation

In this Schedule:

BTP is the basic tariff premium for the employer calculated:

- (a) where the period of insurance to which the premium relates is 12 months—in accordance with Schedule 3 to the relevant General Order with respect to that period of insurance, or
- (b) where the period of insurance to which the premium relates is not 12 months—in accordance with Schedule 3 to the relevant General Order as if the policy to which the premium relates had a period of insurance of 12 months.

BTP_G is the sum of the basic tariff premiums for all the members of the group calculated:

- (c) where the period of insurance to which the premium relates is 12 months—in accordance with Schedule 3 to the relevant General Order with respect to that period of insurance, or
- (d) where the period of insurance to which the premium relates is not 12 months—in accordance with Schedule 3 to the relevant General Order as if the policies to which the premiums relate had a period of insurance of 12 months.

Insurance Premiums Order (Retro-Paid Loss Premium Method) 2015–2016 [NSW]
Schedule 4 Claims adjustment factor

Schedule 4 Claims adjustment factor

(Schedule 1, clause 2 and Schedule 2, clause 4)

General

The claims adjustment factor for an employer (V) (or for a group (V_G)) at the adjustment date set out in Column 1 of the Table to this clause is, if the employer has (or all the members of the group of employers of which the employer is a member have) elected a large claim limit for the purposes of clause 154 (5) of the *Workers Compensation Regulation 2010* of:

- (a) \$350,000—the factor set out in Column 2 of the Table corresponding to that date, and
- (b) \$500,000—the factor set out in Column 3 of the Table corresponding to that date.

Table

Column 1	Column 2	Column 3
Adjustment date	Adjustment factor V (or V_G) for \$350,000 large claim limit	Adjustment factor V (or V_G) for \$500,000 large claim limit
First adjustment date (being commencement of policy period plus 15 months)	3.05	2.95
Second adjustment date (being commencement of policy period plus 24 months)	2.10	2.00
Third adjustment date (being commencement of policy period plus 36 months)	1.80	1.70
Fourth adjustment date (being commencement of policy period plus 48 months)	1.75	1.67

ROAD TRANSPORT ACT 2013

ORDER

DAVID HURLEY AC DSC (Retd), Governor

I, General The Honourable David Hurley AC DSC (Retd), Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of the *Road Transport Act 2013* (the Act), do, by this Order, approve the following type of device being designed for use described hereunder:

1. Approved traffic enforcement device **approved for excess speed imaging**, designed to photograph a vehicle at a point during its journey between different points on a road for use in calculating the vehicle's average speed between those points, in accordance with the terms of section 134 (1) (c) of the Act;

Type of device:

The device, SenSpeed P2P 2.0

Signed and sealed at Sydney, this 13th day of May, 2015.

By His Excellency's Command,

DUNCAN GAY, MLC

Minister for Roads, Maritime and Freight

ROAD TRANSPORT ACT 2013

ORDER

DAVID HURLEY AC DSC (Retd), Governor.

I, General The Honourable David Hurley AC DSC (Retd), Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of the *Road Transport Act 2013* (the Act), do, by this Order, approve the following type of device being designed for use described hereunder:

1. Approved traffic enforcement device **approved for excess speed imaging**, designed to photograph a vehicle at a point during its journey between different points on a road for use in calculating the vehicle's average speed between those points, in accordance with the terms of section 134 (1) (c) of the Act;

Type of device:

The device, Safran Morpho AD3-FH

Signed and sealed at Sydney, this 13th day of May, 2015.

By His Excellency's Command,

DUNCAN GAY, MLC

Minister for Roads, Maritime and Freight

ROAD TRANSPORT ACT 2013

ORDER

DAVID HURLEY AC DSC (Retd), Governor

I, General The Honourable David Hurley AC DSC (Retd), Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of the *Road Transport Act 2013* (the Act), do, by this Order, approve the following types of devices being designed for uses described hereunder:

1. Approved traffic enforcement device **approved for speed measurement**, designed to measure the speed at which a vehicle is travelling (whether or not the vehicle concerned is also photographed), in accordance with the terms of section 134 (1) (a) of the Act;
2. Approved traffic enforcement device **approved for excess speed imaging**, designed to photograph a vehicle that is driven in excess of a speed limit applicable to a length of road, in accordance with the terms of section 134 (1) (b) of the Act;
3. Approved traffic enforcement device **approved for red traffic light detection**, designed to photograph a vehicle that is driven in contravention of a traffic light signal displaying a red circle or red arrow, in accordance with the terms of section 134 (1) (d) of the Act;

4. Approved traffic enforcement device **approved for traffic lane use detection**, designed to photograph a vehicle that is driven in a traffic lane on a road, in accordance with the terms of section 134 (1) (e) of the Act;

Type of device:

The multiple use device: **REDFLEXred radar**.

Signed and sealed at Sydney, this 13th day of May, 2015.

By His Excellency's Command,

DUNCAN GAY, MLC

Minister for Roads, Maritime and Freight

**REPEAL OF TEMPORARY WATER RESTRICTIONS ORDER
UPPER DARLING BASIN 2014 (No 2)**

under the

WATER MANAGEMENT ACT 2000

I, Gavin Hanlon, having delegated authority from the Minister for Lands and Water, repeal the Order made under section 324 (1) of the *Water Management Act 2000* dated 3 February 2015 and published in *New South Wales Government Gazette* No 9 of 6 February 2015 at pages 159–160.

This repeal takes effect on the date it is published in the Government Gazette.

Dated this 22nd day of June 2015.

GAVIN HANLON

Deputy Director General Water

Department of Primary Industries, NSW Office of Water

(by delegation)

Explanatory note

This repeal is in accordance with section 324 of the *Water Management Act 2000* and section 43 of the *Interpretation Act 1987*. It repeals the Order dated 3 February 2015 under section 324 (1) of the Act which imposed temporary water restrictions in the Barwon-Darling Unregulated River Water Source, the Border Rivers Regulated River Water Source, the Gwydir Regulated River Water Source and the Lower Namoi Regulated River Water Source.

Appointments

CONSTITUTION ACT 1902

Ministerial Arrangements during the Absence from Duty
of the Premier, 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 G Berejiklian, MP to act for and on behalf of the Premier for the period from 1 to 7 July 2015; the Honourable T W Grant, MP to act for and on behalf of the Premier for the period from 8 to 13 July 2015; and the Honourable S L Ayres, MP to act for and on behalf of the Minister for Western Sydney, for the period from 1 to 13 July 2015, inclusive.

Dated at Sydney, 24 June 2015

MIKE BAIRD, MP
Premier

CONSTITUTION ACT 1902

Ministerial Arrangements for the
Minister for Innovation and Better Regulation

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable G Berejiklian, MP to act for and on behalf of the Minister for Innovation and Better Regulation for the period from 5 July to 10 July 2015 inclusive, and the Honourable D F Perrottet, MP to act for and on behalf of the Minister for Innovation and Better Regulation for the period from 27 June to 4 July 2015, and 11 to 12 July 2015 inclusive.

Dated at Sydney, 24 June 2015

MIKE BAIRD, MP
Premier

Planning and Environment Notices

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

INSTRUMENT OF DELEGATION

I, Rob Stokes, Minister for Planning, under section 23 of the *Environmental Planning and Assessment Act 1979* hereby delegate my functions under *State Environmental Planning Policy No 65— Design Quality of Residential Apartment Development* (‘the SEPP’) referred to, and subject to the conditions set out, in Schedule 1 to this Instrument of Delegation, to the all councils (within the meaning of the *Local Government Act 1993*).

To avoid doubt, under this delegation:

- a council may exercise all delegated functions to constitute a design review panel for its local government area, or
- two or more councils may exercise all delegated functions to constitute a design review panel for their combined local government areas.

This delegation is intended to revoke any delegation of my functions referred to in Schedule 1 by any current Instrument of Delegation.

Date: 12 June 2015

ROB STOKES, MP
Minister for Planning

Schedule 1

Function	Conditions
All my functions under Part 3 Division 1 of the SEPP in relation to design review panels.	<ol style="list-style-type: none"> 1. Where two or more councils appoint a design review panel for their local government areas, agreement from both councils is required before the design review panel may be abolished under clause 19 (2) of the SEPP. 2. The appointment of any member or alternate member to a design review panel under clauses 21 and 22 of the SEPP must be on terms consistent with any determination made by the Minister under clause 23 of the SEPP. 3. Council/s must advise the Minister in writing on the membership (including alternate members) of a design review panel.

NATIONAL PARKS AND WILDLIFE ACT 1974

Declaration of an Aboriginal Place Pursuant to Section 84

Big Ampy Stockyards Aboriginal Place
Menindee

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as Big Ampy Stockyards is, and was, of special significance to Aboriginal culture, declare the lands described in Schedule ‘A’ as an Aboriginal Place.

The significance values of the Big Ampy Stockyards Aboriginal Place include, but are not limited to, the area being considered an important part of the Aboriginal history and cultural landscape. The Big Ampy Stockyards demonstrate the important role that Aboriginal people played in the early pastoral period. They demonstrate that Aboriginal people adopted new skills and were respected for these skills and employed to undertake major constructions, such as these very large and complex stockyards. This kind of work enabled the Aboriginal people to stay on and to ‘look after’ their country. It enabled the families to maintain their connection to country, to the ancestral storylines, and to cultural activities. This connection has continued up to the present, with Aboriginal people continuing to work on, camp on or travel the country wherever possible.

Big Ampy Stockyards are adjacent to the main Menindee to Ivanhoe Road, which follows the traditional route from Willandra Creek to the Darling River. Aboriginal people frequently drive along this route, and the stockyards trigger the telling of the stories about the Big Ampy Stockyards and the Aboriginal yard builders, and also about Aboriginal men working in the nearby Boola Boolka stockyards. By telling these stories, the connection to country is maintained and handed down to the younger generations.

Big Ampy Stockyards also demonstrate the history of annexation of the country for the large pastoral station Tolarno in the 1850s, and the subdivision of Tolarno into smaller stations such as Big Ampy and Boola Boolka from 1924 onwards. The deep build-up of windblown sand around the Big Ampy Stockyards demonstrates the damage to the environment resulting from the unsustainable overgrazing by sheep and rabbits in the earlier pastoral periods. It demonstrates the change from traditional Aboriginal land management to the unsustainable early pastoral practices, and more recent healing of the country due to better land management.

Signed at Sydney this 22nd day of June 2015

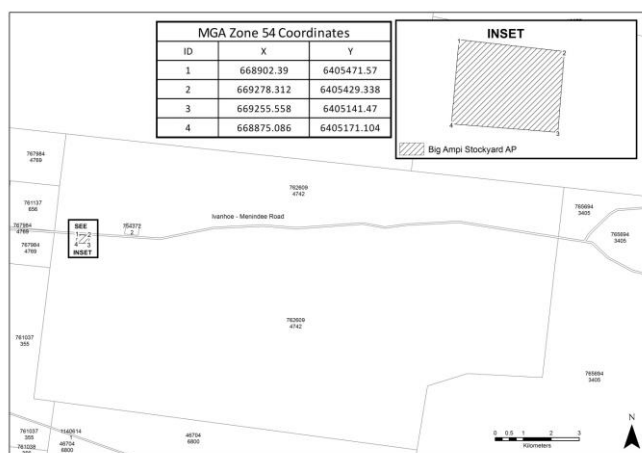
The Hon MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule ‘A’

Land District – Wilcannia LGA – Central Darling

County of Livingstone, Parish of Mourte, approximately 11.125 hectares, part of Lot 4742 in Deposited Plan 762609, being the area shown by hatching in the inset in the diagram following.

Papers: DOC15/44822



NATIONAL PARKS AND WILDLIFE ACT 1974

**Declaration of an Aboriginal Place Pursuant to Section 84
Flowerdale Lagoon Aboriginal Place**

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as Flowerdale Lagoon is, and was, of special significance to Aboriginal culture, declare the lands described in Schedule “A” as an Aboriginal Place.

The Aboriginal cultural values of Flowerdale Lagoon, which are significant to Wiradjuri and associated Aboriginal people today, include the shared local history of relationships and first extended contact with European colonisers. The source and place of the naming of Wagga Wagga, ‘gathering place of crows’, which is taken from the Wiradjuri language, was at the western end of the lagoon where the crows gathered.

The lagoon displays the cultural values of billabongs and wetlands of the Murrumbidgee River system. It provides habitat for abundant water bird life to which Wiradjuri people have strong associations and connections, shown through the many stories about birds in the culture. Being close to a high urban and young Aboriginal population and included as part of the Wiradjuri Walking Track, the Flowerdale Lagoon is a valuable place for cultural activities, education, natural play and has increasing potential for cultural tourism.

Signed at Sydney this 22nd day of June 2015

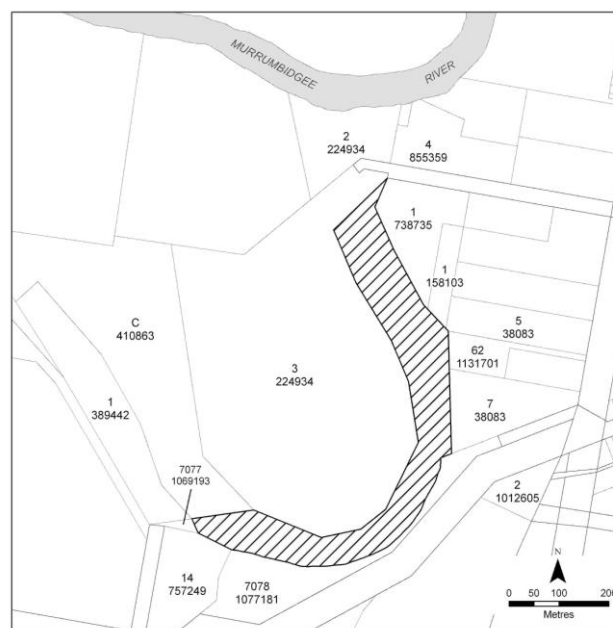
MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule “A”

Land District – Wagga Wagga LGA – Wagga Wagga

County of Wynyard, Parish of South Wagga Wagga, approximately 8.42 hectares, being the area shown by hatching in the diagram following.

Papers: DOC14/73785



NATIONAL PARKS AND WILDLIFE ACT 1974

**Guragalung Gayanayung (Maroota Historic Site)
Aboriginal Place**

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as Guragalung Gayanayung (Maroota Historic Site) is, and was, of special significance to Aboriginal culture, declare the lands described in Schedule “A” as an Aboriginal Place.

The Aboriginal art sites at Guragalung Gayanayung (Maroota Historic Site) are of special heritage significance because they provide clear and intact evidence of Aboriginal occupation of the area prior to and during early European settlement. Despite its relatively small size (32 hectares), the art features at Guragalung Gayanayung are dense, with the main rock platform comprising 85 engravings, 54 grinding grooves and two caves with art and archaeological deposits. There is also a variety of outlying sites. Notable depictions include the Creator Baiami and Daramulan.

The site is of special heritage significance to the Aboriginal groups of the local area, the wider Sydney area and the state as a significant example of the living history of Aboriginal people and as a very important initiation site. The art includes the outline of the people who made these artefacts as well as depicting important cultural stories and practices. The site includes a portion of a Bora initiation ground, where ceremonies were performed. The nomination of the site as an Aboriginal Place by the Metropolitan Aboriginal Land Council demonstrates its importance to the contemporary Aboriginal community.

The sites at Guragalung Gayanayung (Maroota Historic Site) continue to have research value to the community due to their extent and complexity. The sites can be assessed individually or as a site complex. Individually, several of the sites can be considered as having a high value, such as the main rock platform, and there is an opportunity for further research of individual elements as well as their interrelationships.

The rock art at Guragalung Gayanayung (Maroota Historic Site) is rare for its variety and density in a relatively small site – it has double the regional frequency of art, and the site density is higher than any recorded around the Hawkesbury. The main rock platform also has rare contact era engravings, documenting interactions with European settlers. These are a sailing ship, a man in a top hat and a woman in a crinoline dress. Guragalung Gayanayung demonstrates a good representative range of site types and is historically and culturally associated with the Ku-ring-gai and Darug peoples.

Signed at Sydney this 24th day of June 2015

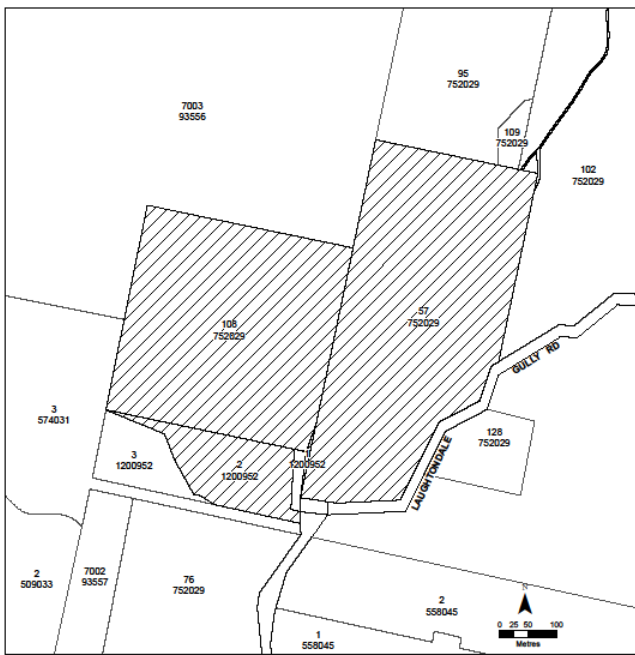
MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule “A”

*Land District – Guragalung Gayanayung
(Maroota Historic Site)
LGA – Hornsby*

County of Cumberland, Parish of Frederick, approximately 32 hectares, being Lots 57 and 108 DP 752029 and Lots 1 and 2 DP 1200952 and the area shown by hatching in the diagram following.

Papers: DOC15/142685



NATIONAL PARKS AND WILDLIFE ACT 1974

Declaration of an Aboriginal Place Pursuant to Section 84

Happy Valley Fringe Camp Aboriginal Place
Coonabarabran

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as Happy Valley Fringe Camp is, and was, of special significance to Aboriginal culture, declare the lands described in Schedule “A” as an Aboriginal Place.

Happy Valley Fringe Camp has special significance to the Gomeroi/Kamilaroi people of North Western NSW, as well as other Aboriginal people from a wider area, who have historic connections to the place. Local Aboriginal people have a strong spiritual and emotional attachment to this

area as it is the site of a camp established by the Aboriginal community outside and in opposition to the official reserve system. The fringe camp was deliberately located where other significant places in the surrounding landscape are visible, thus continuing the spiritual connection with these features.

The area is also valued because during the depression years of the 1930s both Aboriginal and non-Aboriginal people lived and raised their families together as equals and in harmony, forging relationships that still exist today.

Happy Valley also has traditional sites such as an ochre quarry, and a range of bush tucker and bush medicine. It is used by the local community to connect with and pass on knowledge about their history and culture. Elders also use it to teach local school children about Aboriginal history and culture.

Signed at Sydney this 22nd day of June 2015

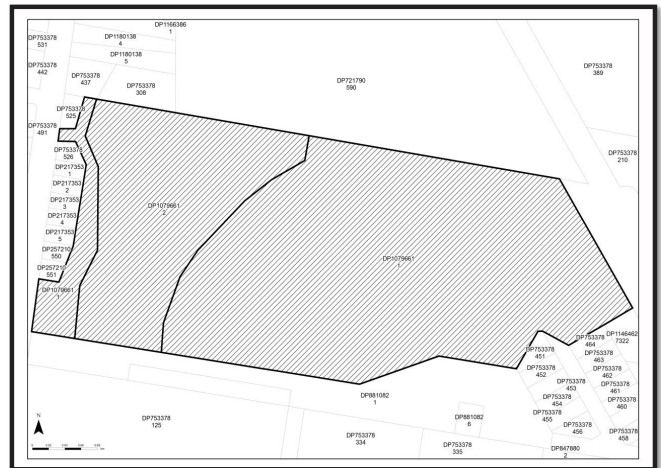
The Hon MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule “A”

Land Districts – Coonabarabran LGA – Warrumbungle

County of Coonabarabran, Parish of Gowen, approximately 17.55 hectares, being Lot 1 and Lot 2 DP 1079661, being the area shown by hatching in the diagram following :

Papers: DOC15/31753



NATIONAL PARKS AND WILDLIFE ACT 1974

Declaration of an Aboriginal Place Pursuant to Section 84

Red Hands Cave Aboriginal Place
Blue Mountains National Park, Glenbrook

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as Red Hands Cave is, and was, of special significance to Aboriginal culture, declare the lands described in Schedule “A” as an Aboriginal Place.

Red Hands Cave contains 45 hand markings made in red, yellow and white ochre, including both left and right hands, and children’s hand markings. It is estimated that the stencils were painted between 500 and 1600 years ago. Today, the many layered stencils appear as a vibrant, rich collage, visually distinctive, and highly evocative of the connections of Aboriginal people to this place over many generations.

The site has special significance to Gundangurra and other local Aboriginal people as a ceremonial cave for the initiation of young warriors. According to Aboriginal stories, the cave was the abode of Aboriginal ghosts that represented the children left there by the Great Spirit.

Signed at Sydney this 22nd day of June 2015

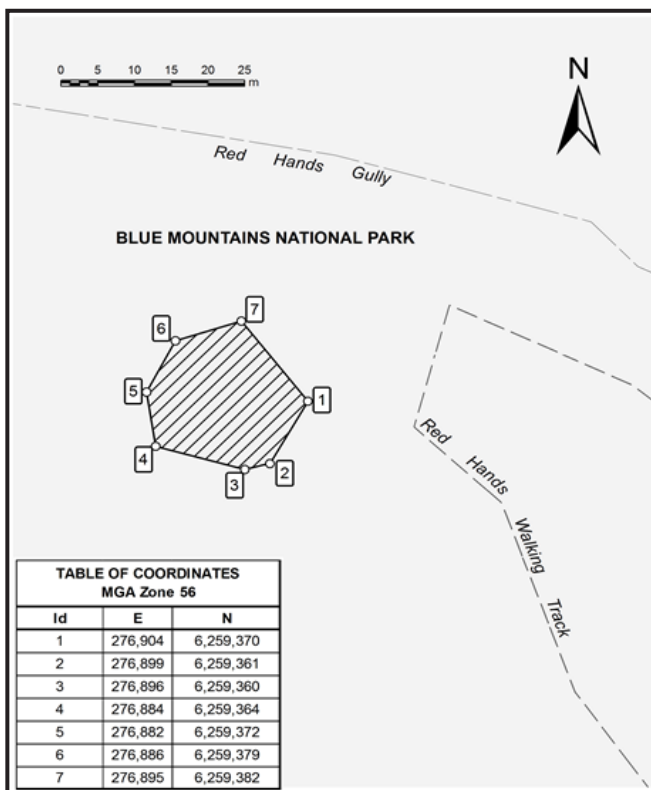
MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule "A"

Land District – Penrith LGA – Blue Mountains

County of Cook, Parish of Strathdon, about 319.76 square metres, being within the Blue Mountains National Park and the area shown by hatching in the diagram following

Papers: DOC15/91775



NATIONAL PARKS AND WILDLIFE ACT 1974

Declaration of an Aboriginal Place Pursuant to Section 84

Ten Pelicans Aboriginal Place
Lake Brou

Pursuant to section 84 of the *National Parks and Wildlife Act 1974*, I, the Minister for the Environment, being of the opinion that the place known as Ten Pelicans is, and was, of special significance to Aboriginal culture, declare the lands described in Schedule "A" as an Aboriginal Place.

The values for which the Aboriginal Place is significant to Aboriginal culture include, but are not limited to, the area being a place of past and present connection, relating to ceremonial areas, spiritual connections, knowledge of ceremonial practice and the importance of a women's burial area. It has several burials which are remembered as being women of the Yuin people, some being known ancestors of Yuin women elders of today.

The site has spiritual associations related to past women's ceremonies and stories. It is linked with Two Sisters Rocks and is connected to the wider sacred landscape, which includes Gulaga (Mt Dromedary) and Biamanga (Mumbulla Mountain). The area is the location of traditional communication between women at Lake Brou (Ten Pelicans) and men on Barunguba (Montague Island).

The area continues to be a rich source of fish, bush food, medicines and cultural resource material. It is an area where Yuin Aboriginal families continue to meet, camp, fish, teach and pass on traditional cultural knowledge. The area is integral to the broader regional cultural landscape due to its connection to the dreaming of Aboriginal people of the south coast. It is an area of tangible and intangible value that illustrates the continuity of Aboriginal tradition in the area.

Signed at Sydney this 24th day of June 2015

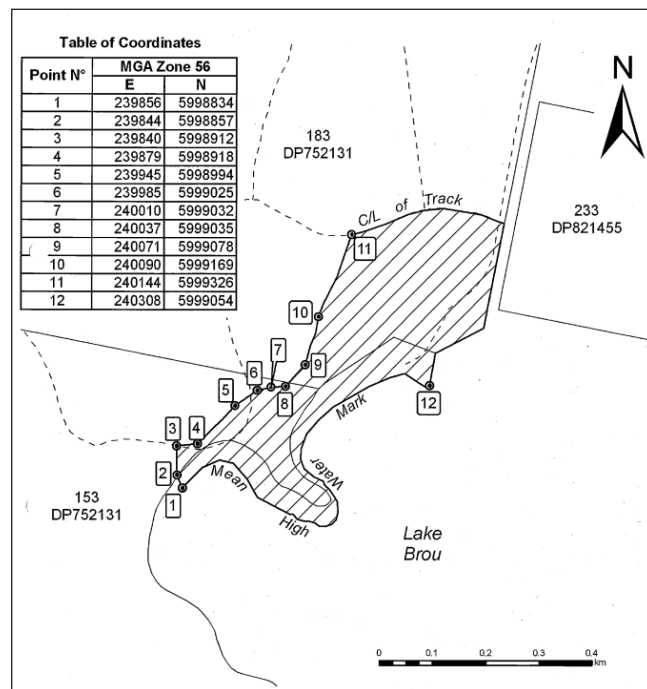
MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule "A"

Land District – Moruya LGA – Eurobodalla

County of Dampier, Parish of Bodalla, approximately 13.89 hectares, being Portion comprising of Lot 153 and Lot 183 DP 752131

Papers: DOC14/101452



PESTICIDES REGULATION 2009

NSW Office of Environment and Heritage

Notice of Finalisation of a Pesticide Use Notification Plan
for NSW National Parks And Wildlife Service

The Office of Environment and Heritage has prepared a Pesticide Use Notification Plan for the National Parks and Wildlife Service (NPWS) in accordance with the requirements of Part 5 of the *Pesticides Regulation 2009*.

The Plan outlines how NPWS will notify the community of pesticide applications it makes to lands acquired or reserved under the *National Parks and Wildlife Act 1974*.

The Plan is available on the NPWS website at <http://www.environment.nsw.gov.au/pestsweeds/PesticideUseNotificationPlan.htm>. Copies of the Pesticide Use Notification Plan will also be available at the Office of Environment and Heritage Head Office Sydney CBD (Level 14, 59–61 Goulburn Street, Sydney) or from any Regional or Area office of the NPWS.

NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

An Order to Exclude Certain Access Roads from Various National Parks and Regional Parks and to Reserve Access Roads as Part of Various National Parks Regional Parks and a State Conservation Area

I, Mark Speakman, Minister for the Environment, being the Minister administering the *National Parks and Wildlife Act 1974*, in accordance with the *National Park Estate (Riverina Red Gum Reservations) Act 2010* and with the concurrence of the Minister administering the *Forestry Act 2012*, by this my order declare, under Schedule 9 clause 5 (7) (a) & (b):

1. The access roads described in the Schedule 1 hereunder are excluded from the reservation of Euston National Park and are vested in the Minister administering the *National Parks & Wildlife Act 1974*.
2. The access roads described in the Schedule 2 hereunder are excluded from the reservation of Kemendok National Park and are vested in the Minister administering the *National Parks & Wildlife Act 1974*.
3. The access road described in the Schedule 3 hereunder is excluded from the reservation of Lachlan Valley Regional Park and is vested in the Minister administering the *National Parks & Wildlife Act 1974*.
4. The access roads described in the Schedule 4 hereunder are excluded from the reservation of Murray Valley National Park and are vested in the Minister administering the *National Parks & Wildlife Act 1974*.
5. The access roads described in the Schedule 5 hereunder are excluded from the reservation of Murray Valley Regional Park and are vested in the Minister administering the *National Parks & Wildlife Act 1974*.
6. The access roads described in the Schedule 6 hereunder are excluded from the reservation of Murrumbidgee Valley National Park and are vested in the Minister administering the *National Parks & Wildlife Act 1974*.
7. The access road described in the Schedule 7 hereunder is excluded from the reservation of Murrumbidgee Valley Regional Park and is vested in the Minister administering the *National Parks & Wildlife Act 1974*.
8. All other access roads within lands described in Schedules 1, 2 and 4 of *National Park Estate (Riverina Red Gum Reservations) Act 2010* and not so excluded by this Order are reserved as part of Euston National Park, Kemendok National Park, Lachlan Valley National Park, Lachlan Valley Regional Park, Murray Valley National Park, Murray Valley Regional Park, Murrumbidgee Valley National Park, Murrumbidgee Regional Park or Lachlan Valley State Conservation Area whichever they may adjoin.

MARK SPEAKMAN SC, MP
Minister for the Environment

Schedule 1 [Euston National Park]

County of Taila; Parish of Euston; Local Government area of Balranald; within the land formerly being Euston State Forest and being the roads shown by heavy black lines in the Diagrams 1–2 inclusive following.

Schedule 2 [Kemendok National Park]

County of Taila; Parishes of Mallee Cliffs and Bengallow; Local Government area of Wentworth; within the land formerly being Mallee Cliffs State Forest and being the roads shown by heavy black lines in the Diagrams 3–7 inclusive following.

Schedule 3 [Lachlan Valley Regional Park]

County of Nicholson; Parish of Huntawong; Local Government area of Carrathool; within the land formerly being Hillston State Forest and being the road shown by a heavy black line in the Diagram 8 following.

Schedule 4 [Murray Valley National Park]

Counties of Denison, Townsend, Cadell and Wakool; Parishes of Bullatella, Cottadidda, Boyeo, Gulpa, Moorongatta, Toolon, Towool, Wetuppa, Whymoul, Wonnue and Yalama; Local Government areas of Berrigan, Murray, Wakool; within the land formerly being Cottadidda State Forest, Gulpa Island State Forest, Moira State Forest, Noorong State Forest, Wetuppa State Forest, Whymoul State Forest, Tuppall State Forest and Thornley State Forest and being the roads shown

by heavy black lines in the Diagrams 9–19 inclusive following and also the road identified as Lots 1 and 2 on the diagram catalogued Misc R 00328 in the Office of Environment and Heritage.

Schedule 5 [Murray Valley Regional Park]

Counties of Wakool and Townsend; Parishes of Kyalite and Nallam; Local Government areas of Murray and Wakool; within the land formerly being Moira State Forest, Gulpa Island State Forest and Kyalite State Forest and being the roads shown by heavy black lines in the Diagrams 20–25 inclusive following and also the road identified as Lot 1 on the diagram catalogued Misc R 00485 in the Office of Environment and Heritage.

Schedule 6 [Murrumbidgee Valley National Park]

Counties of Boyd, Cooper and Sturt; Parishes of Cuba, Carabury, Hulong, Wowong, Yarangery, Cudgel and Gogeldrie; Local Government areas of Murrumbidgee, Leeton and Carathool; within the land formerly being Carabury State Forest, Cuba State Forest, Benerembah State Forest and the area of land whose control and silvicultural management was vested in the Forestry Commission of New South Wales by proclamations published in the NSW Gazette on 7 August 1925 and 11 June 1954 under section 11A of the *Forestry Act 1916* and being the roads shown by heavy black lines in the Diagrams 26–35 inclusive following.

Schedule 7 [Murray Valley Regional Park]

County of Cooper; Parish of Narrandera; Local Government area of Narrandera; within the land formerly being Narrandera State Forest and being the road shown by a heavy black line in the Diagram 36 following.

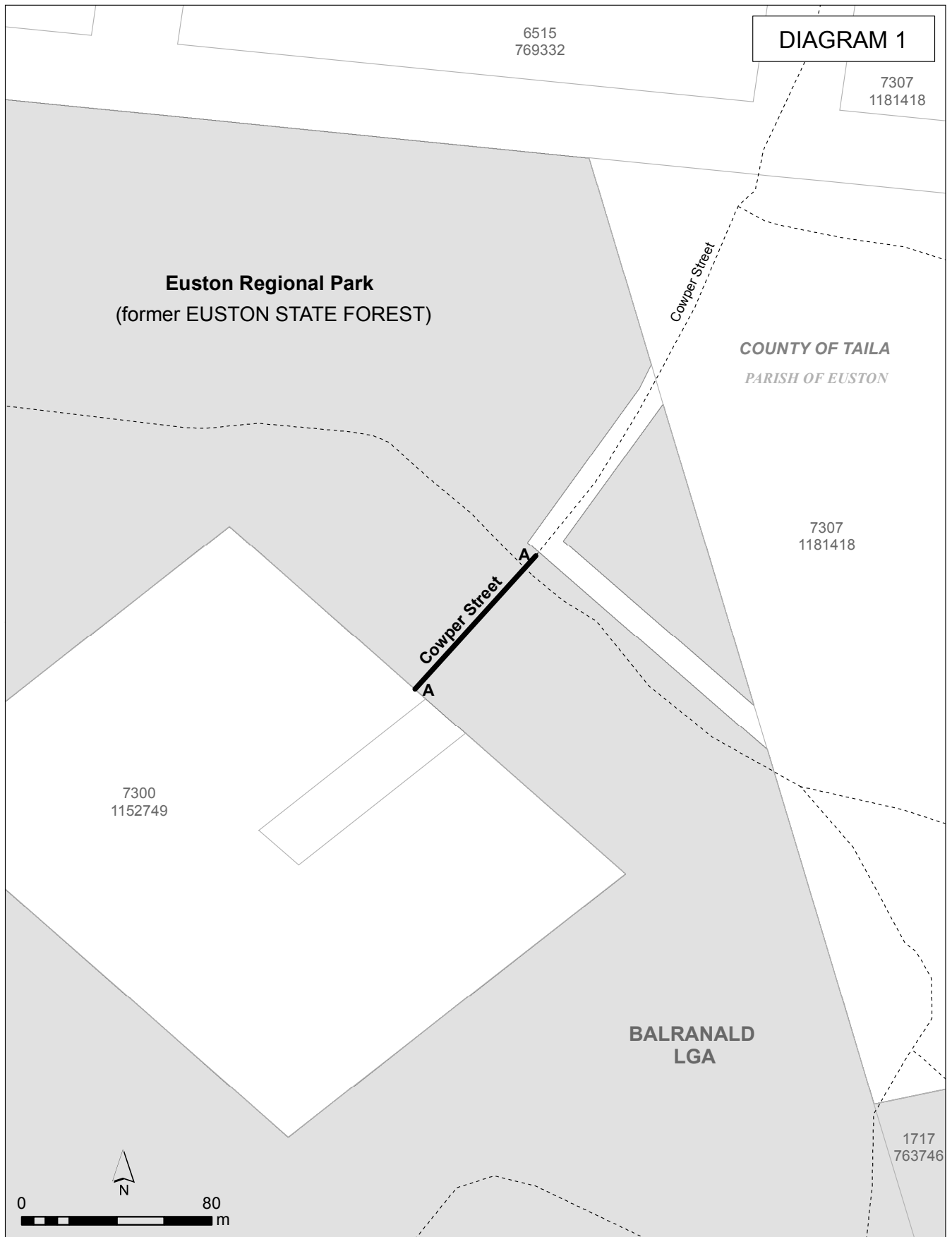


DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

NOTE: Any section of the road/trail not within the former State Forest or Crown Land at the commencement of the NPE (Riverina Red Gum Reservation) Act 2010 is not vested in the Minister

- A** Road/Trail is 20m wide based on a 10m offset from centreline as at 1/7/2010
- B** Road/Trail is 10m wide based on a 5m offset from centreline as at 1/7/2010
- C** Road/Trail is 30m wide based on a 15m offset from centreline as at 1/7/2010
- D** Road/Trail is 20m wide based on a 20m offset from boundary

ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

DIAGRAM 2

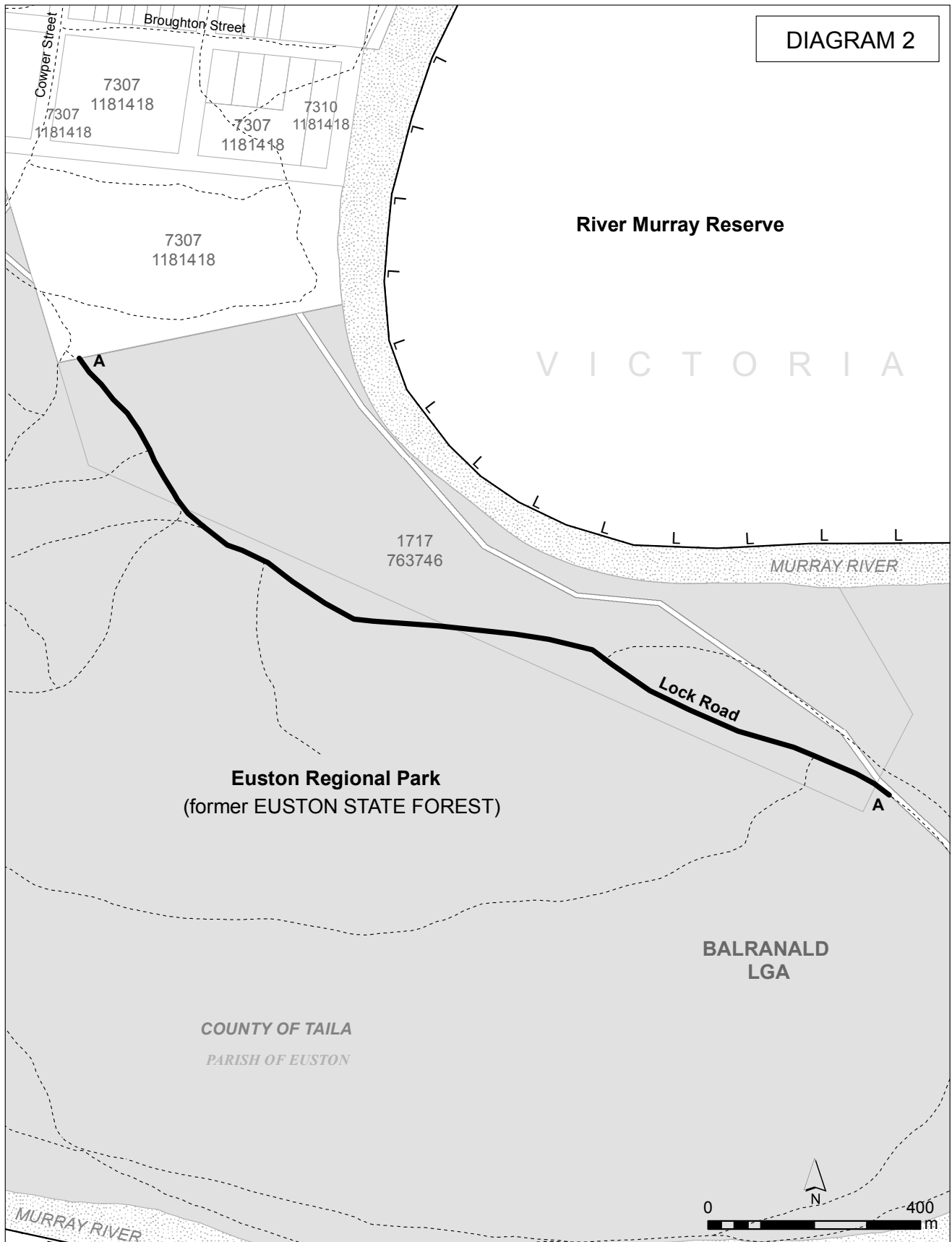


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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

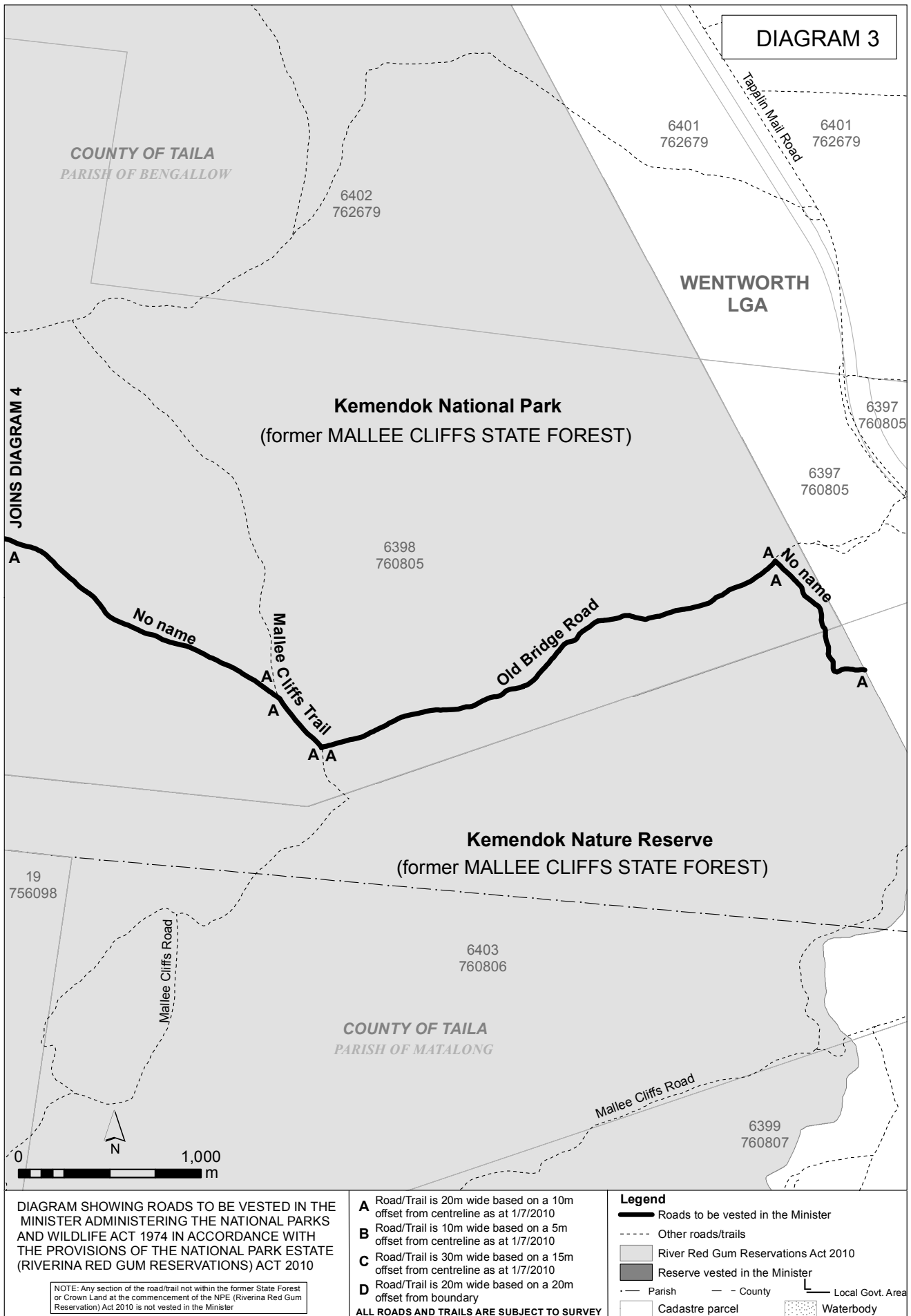


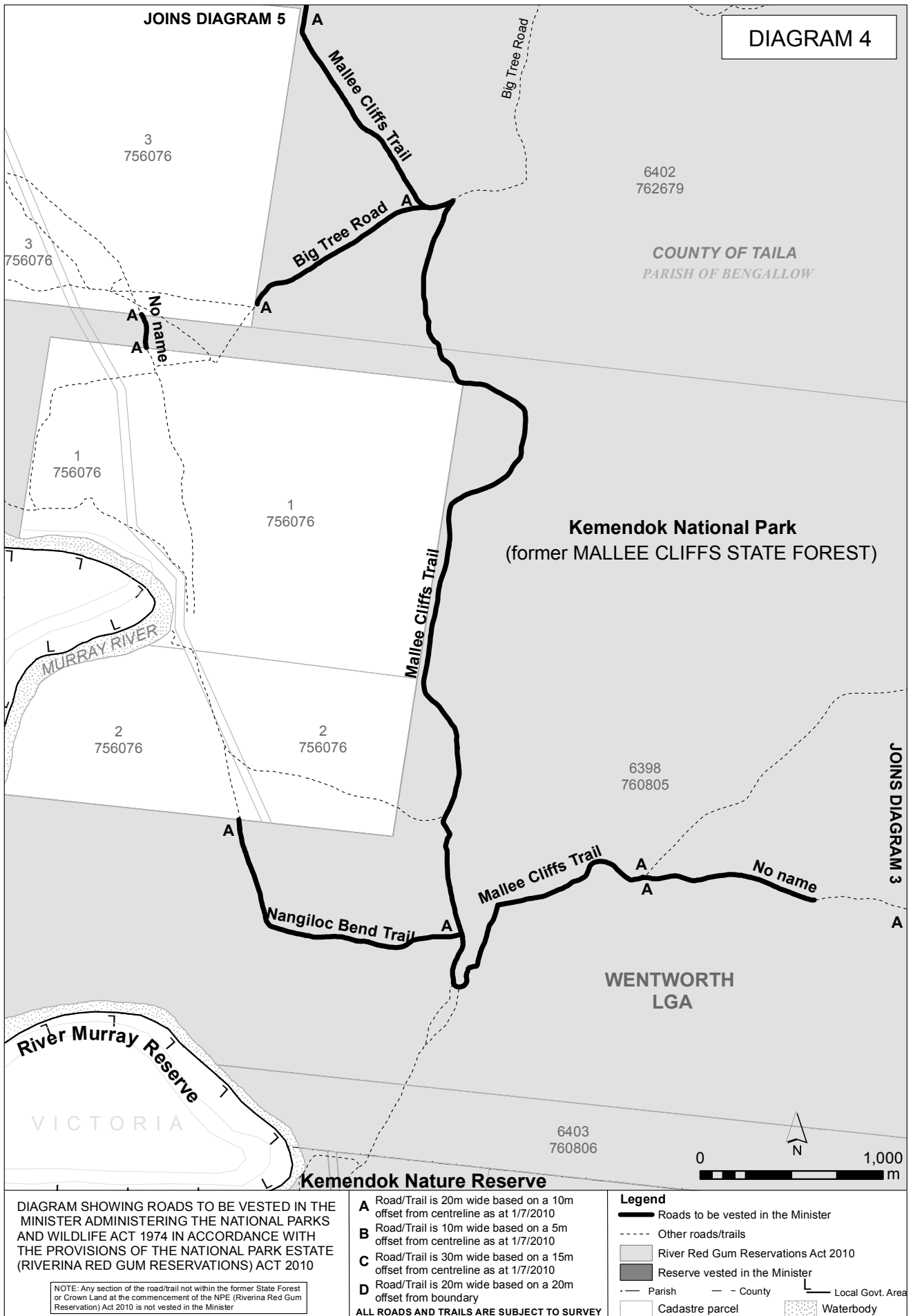
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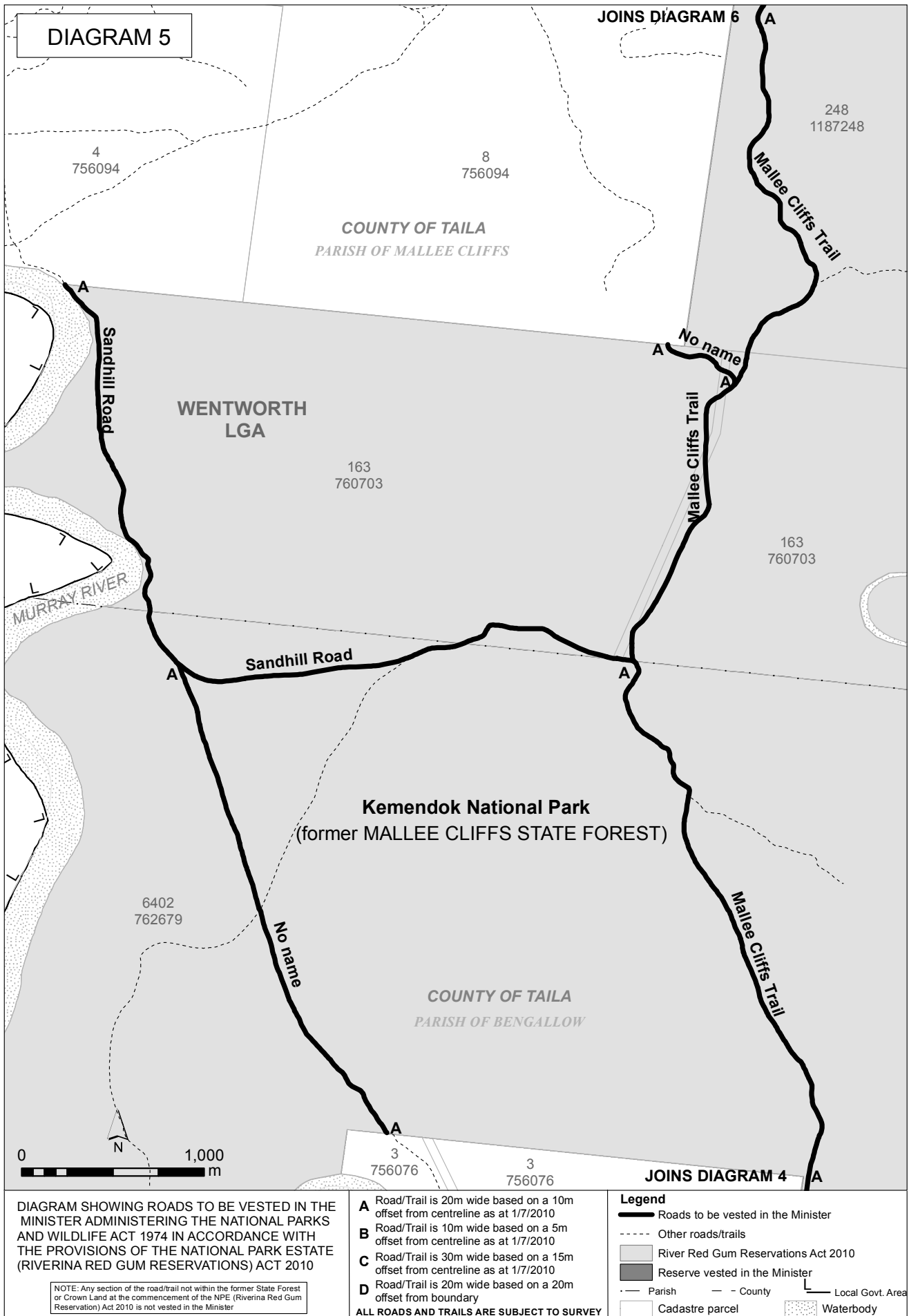
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 - C** Road/Trail is 30m wide based on a 15m offset from centreline as at 1/7/2010
 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastral parcel
- Waterbody





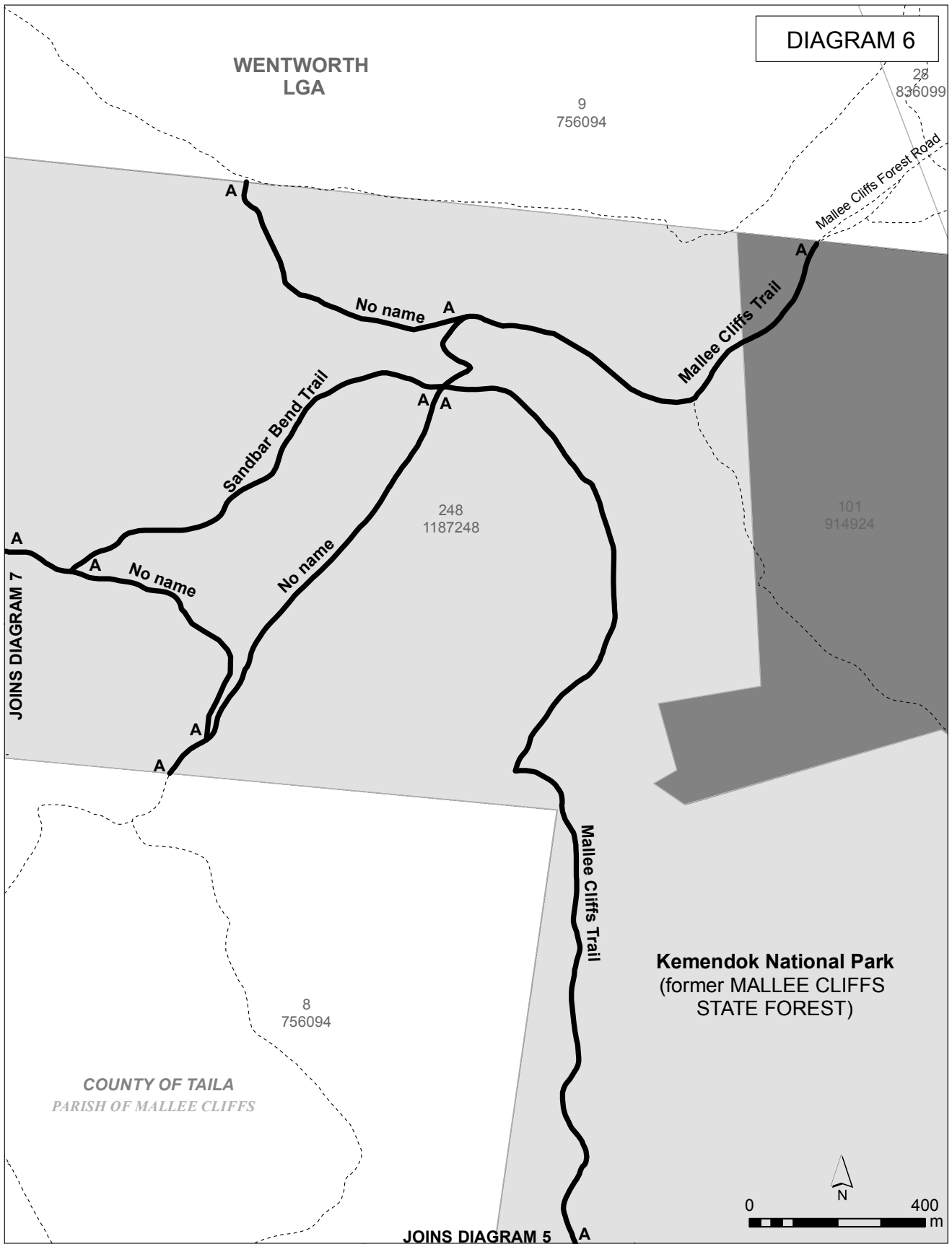


DIAGRAM 6

JOINS DIAGRAM 5

DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

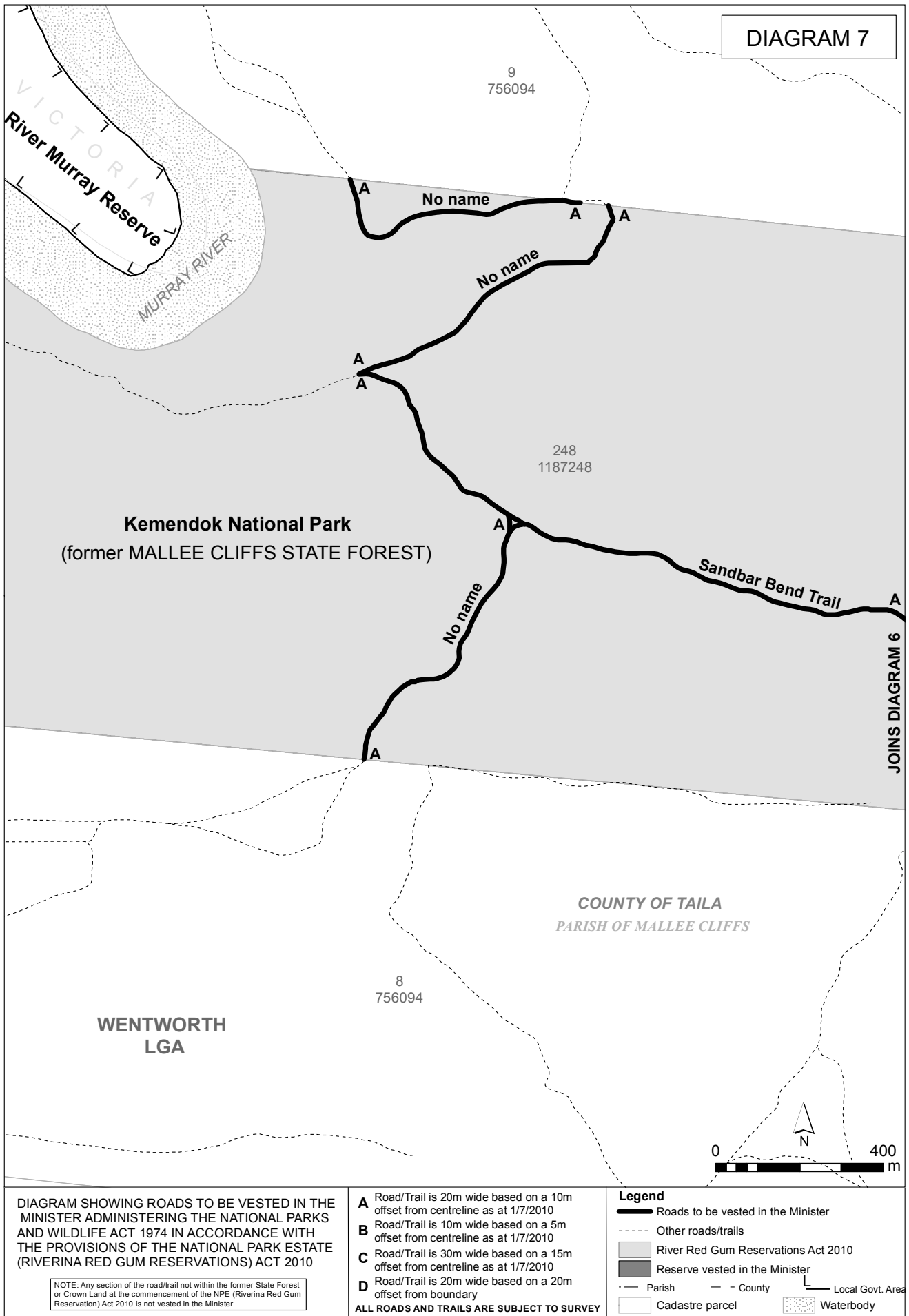
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- C** Road/Trail is 30m wide based on a 15m offset from centreline as at 1/7/2010
- D** Road/Trail is 20m wide based on a 20m offset from boundary

ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastral parcel
- Waterbody



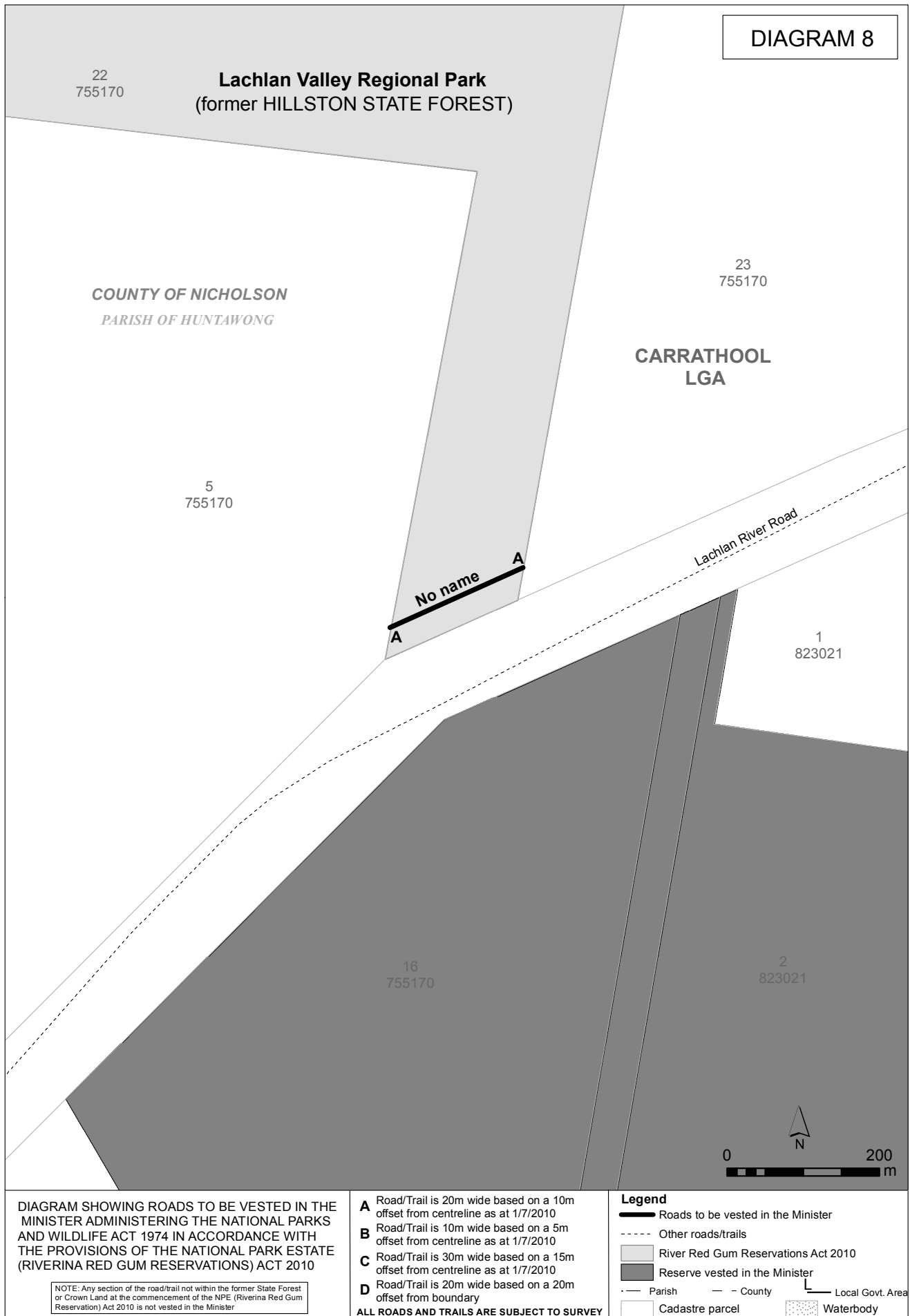


DIAGRAM 8

22
755170

Lachlan Valley Regional Park
(former HILLSTON STATE FOREST)

COUNTY OF NICHOLSON
PARISH OF HUNTAWONG

23
755170

CARRATHOOL
LGA

5
755170

No name
A A

Lachlan River Road

1
823021

16
755170

2
823021



DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

DIAGRAM 9

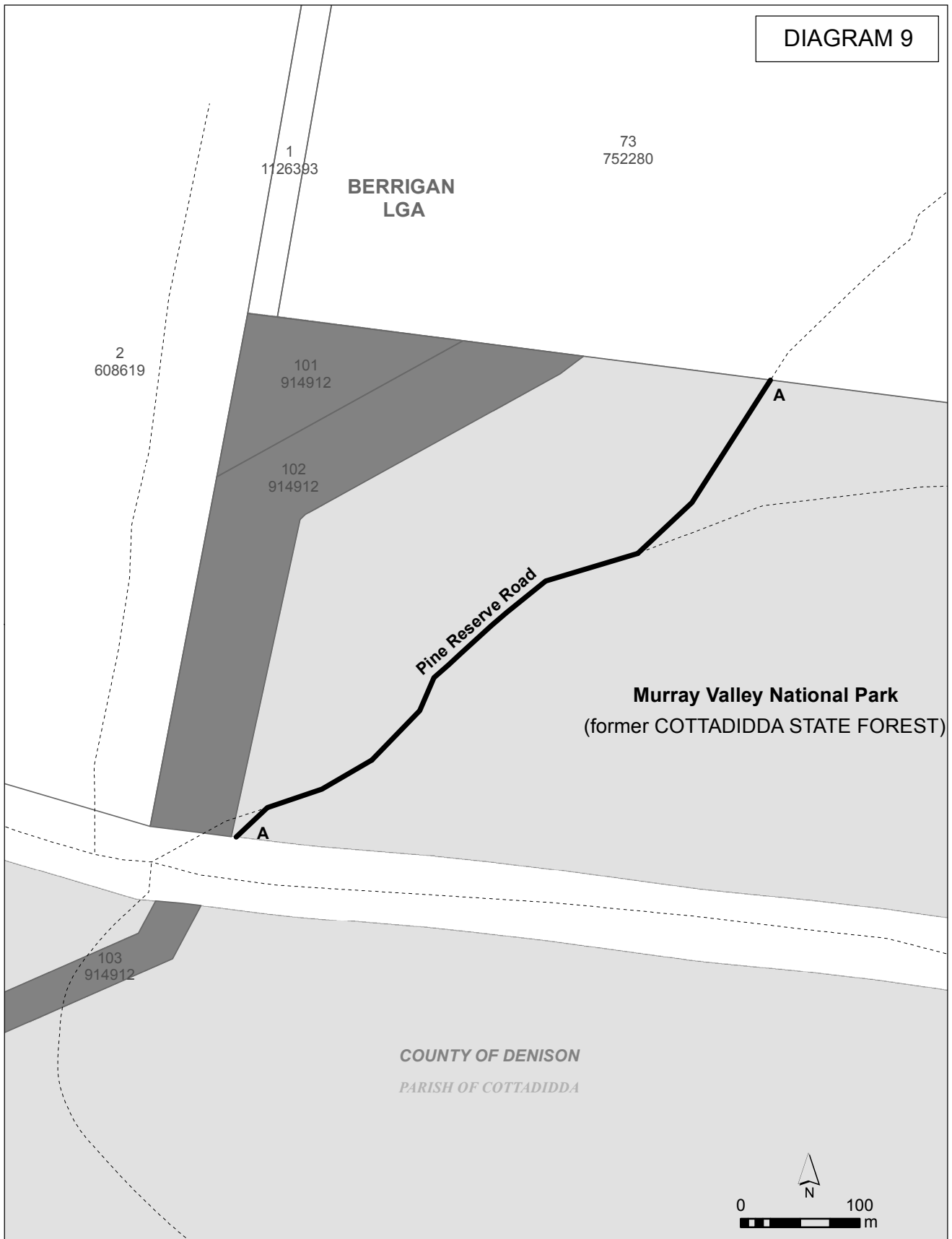


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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre Parcels
- Waterbody

DIAGRAM 10

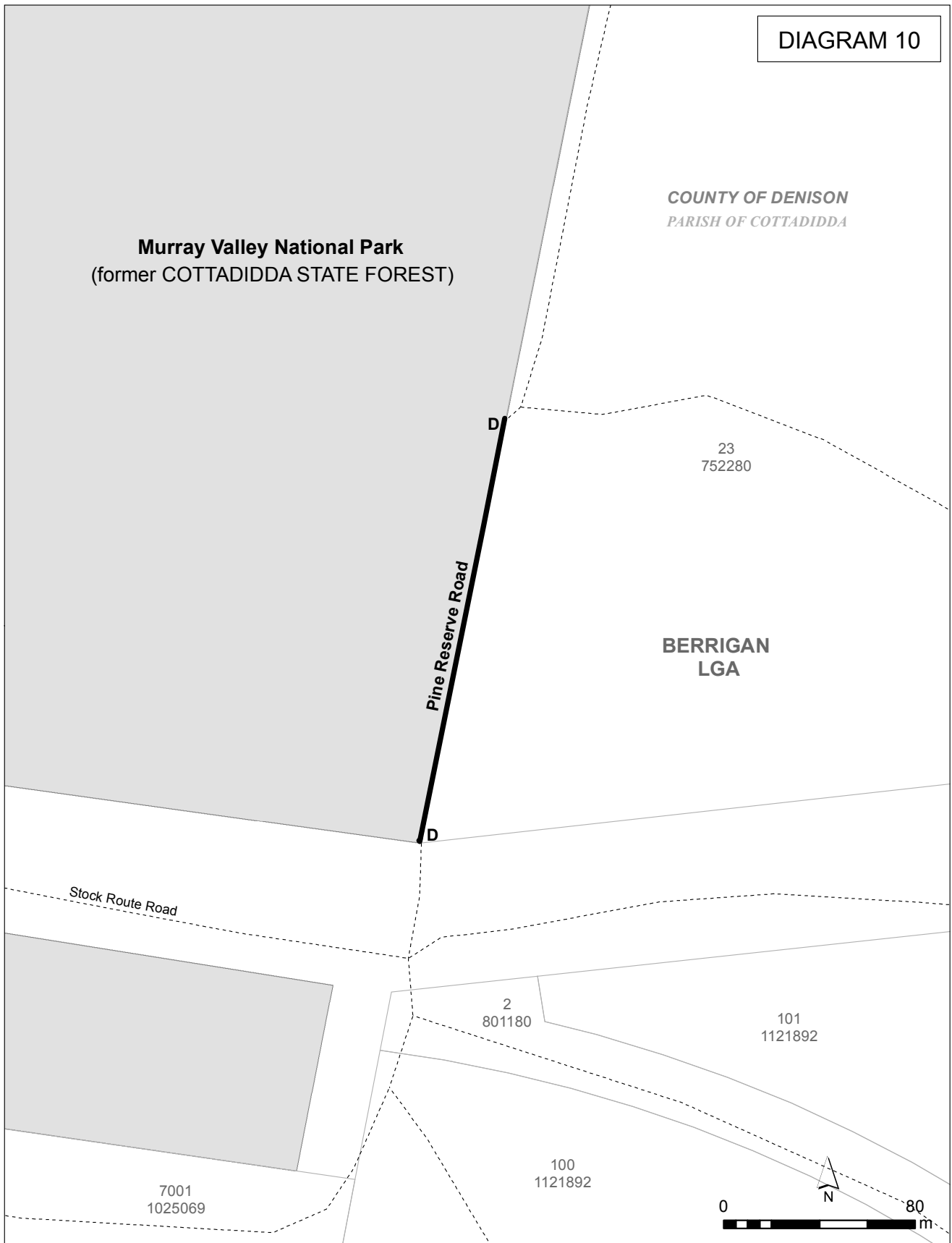


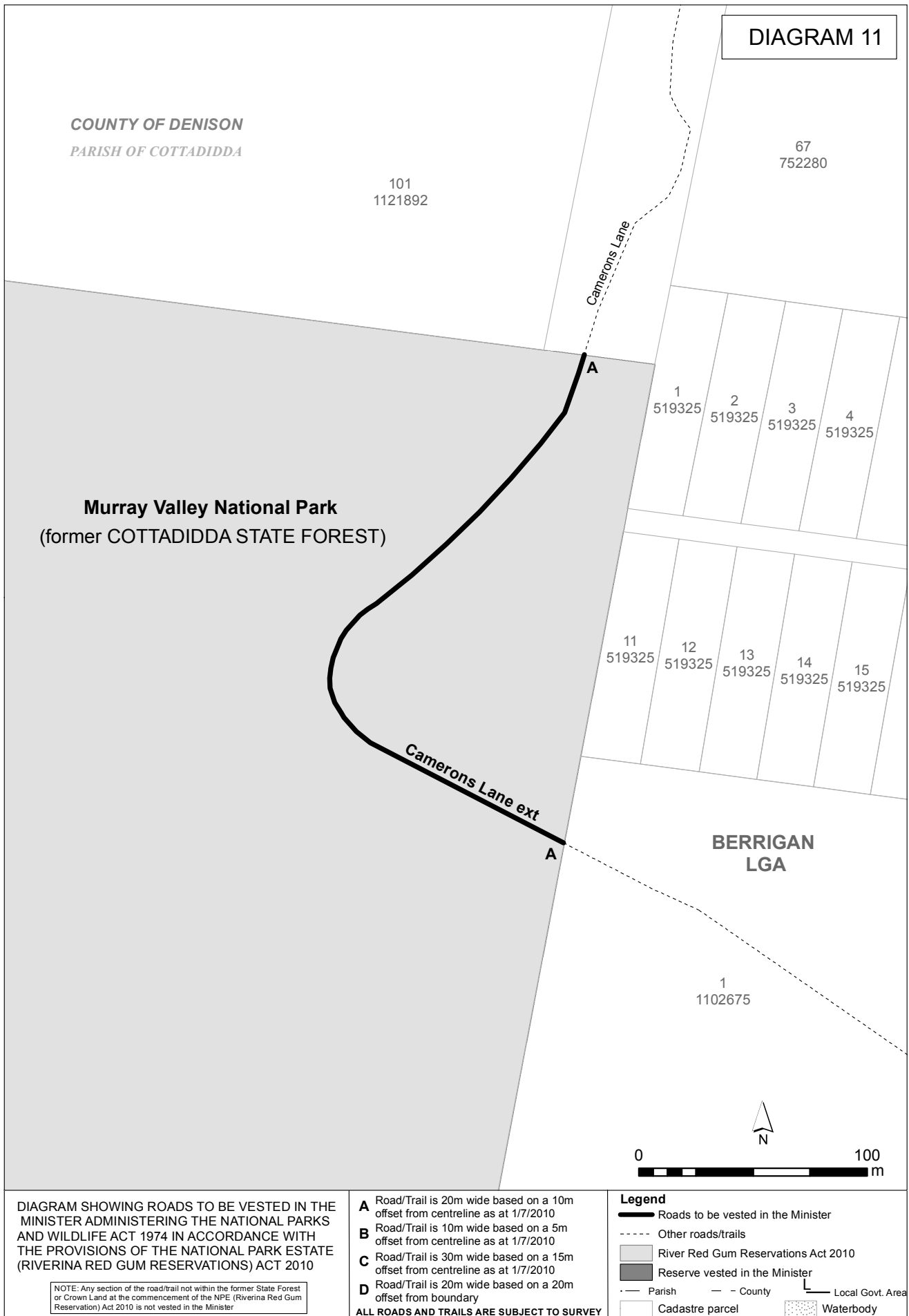
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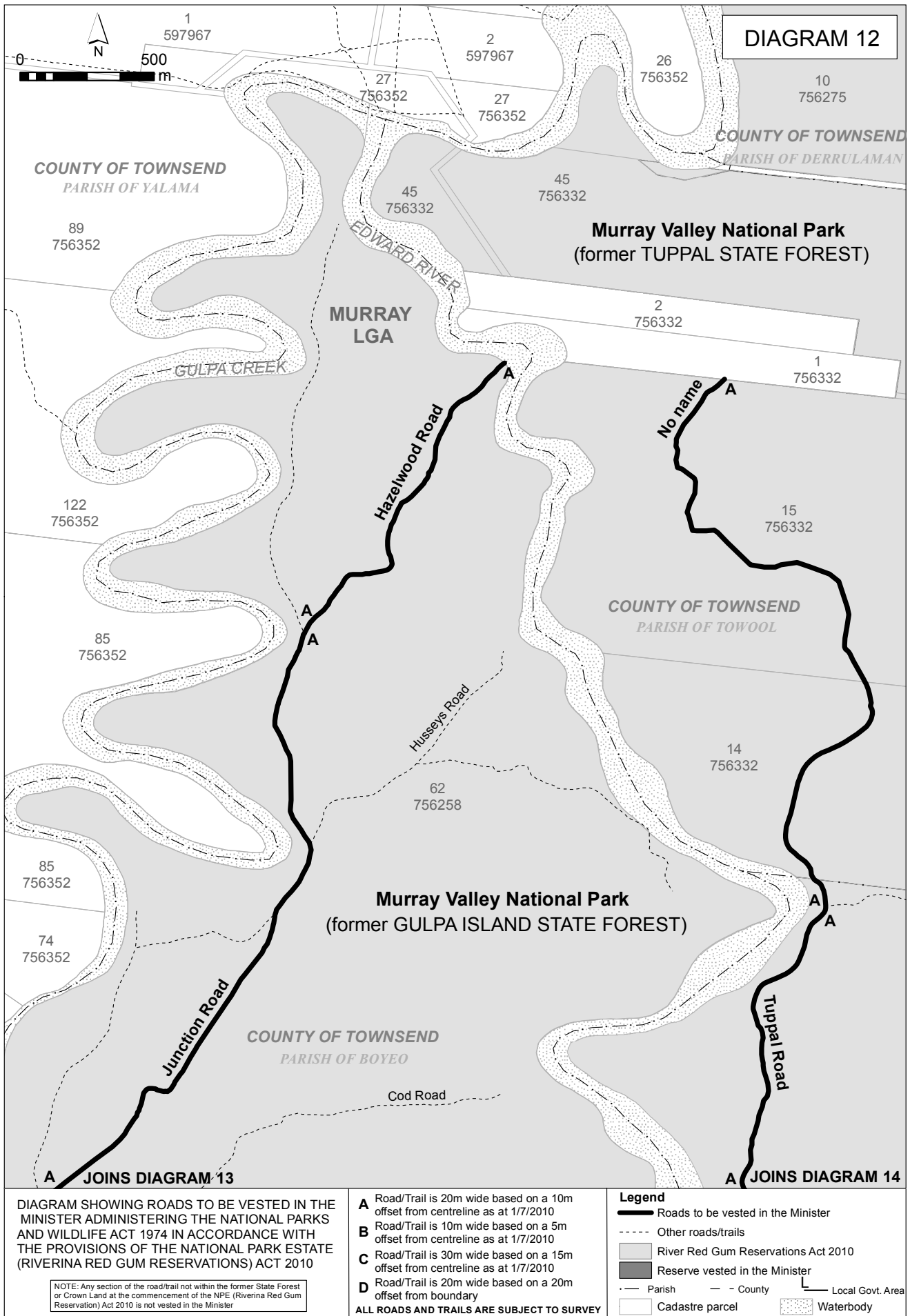
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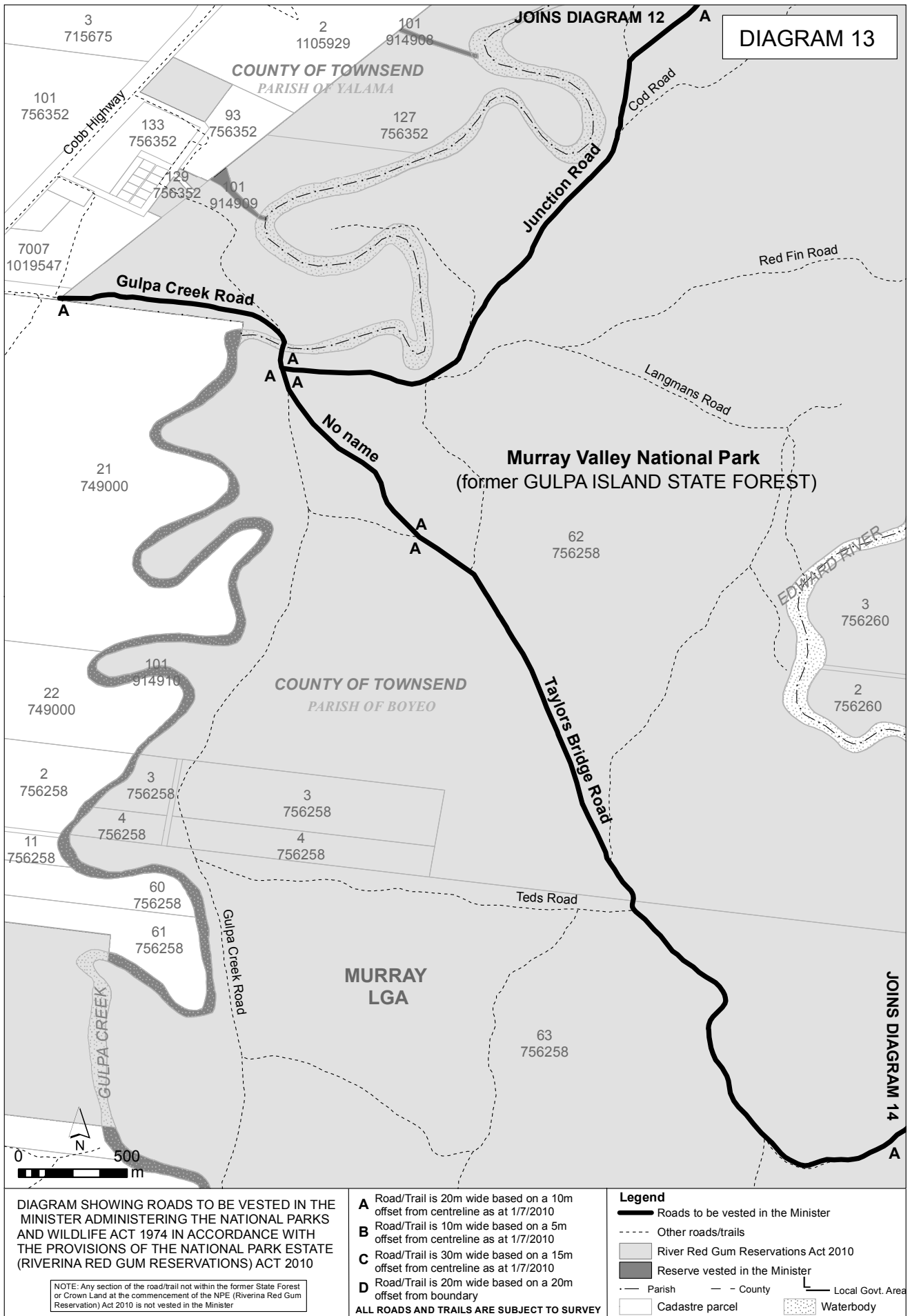
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- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY**

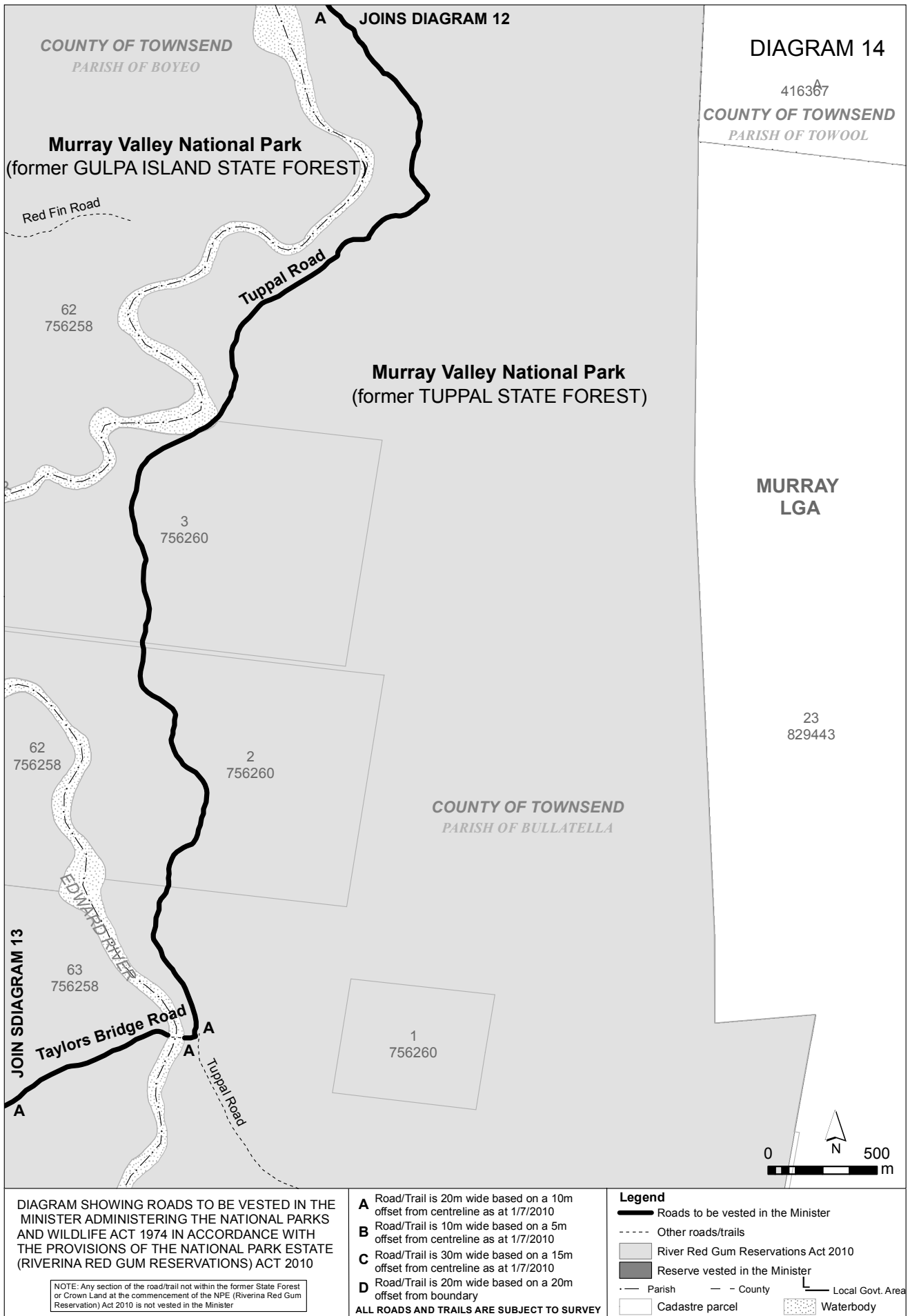
Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody









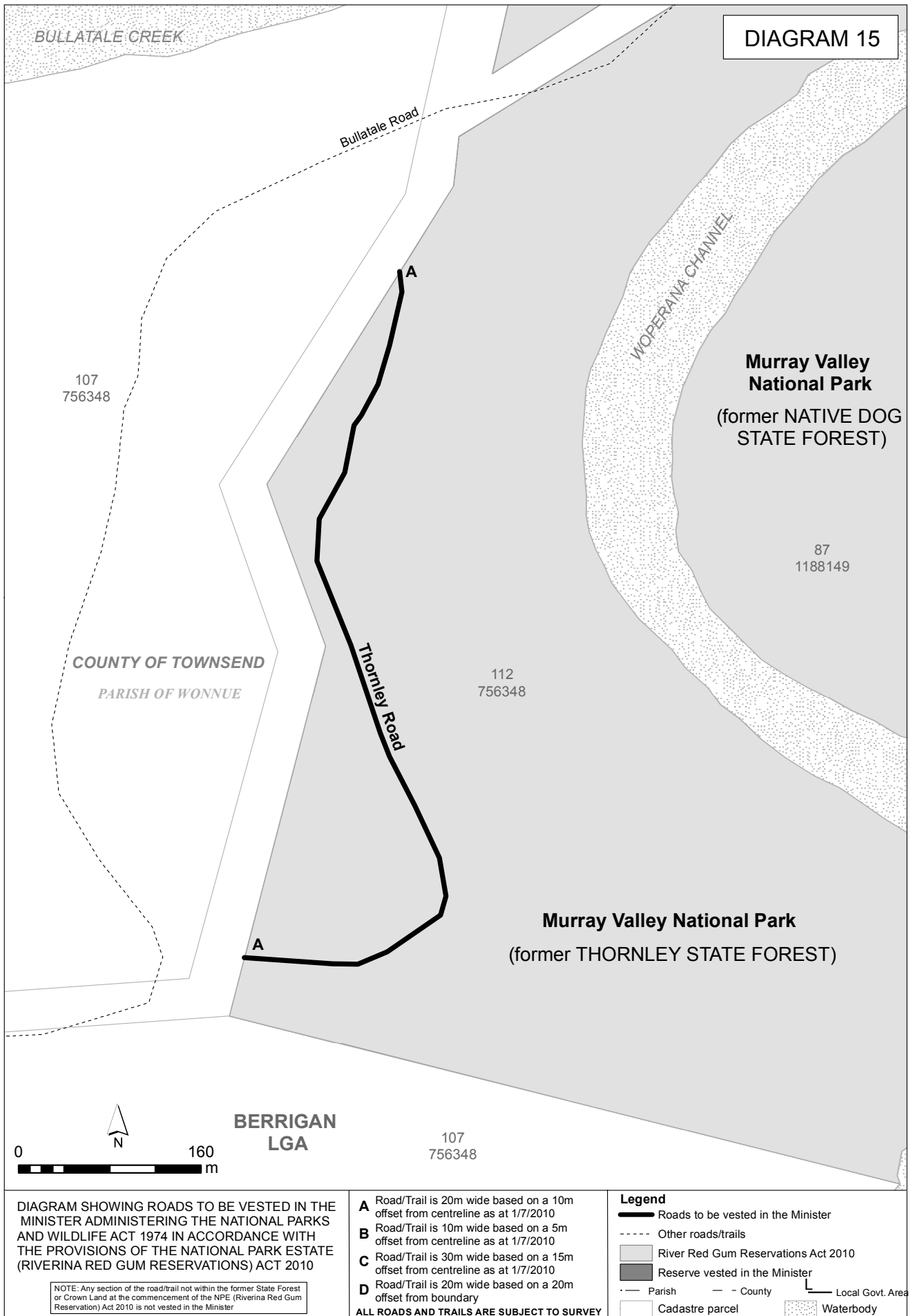


DIAGRAM 16

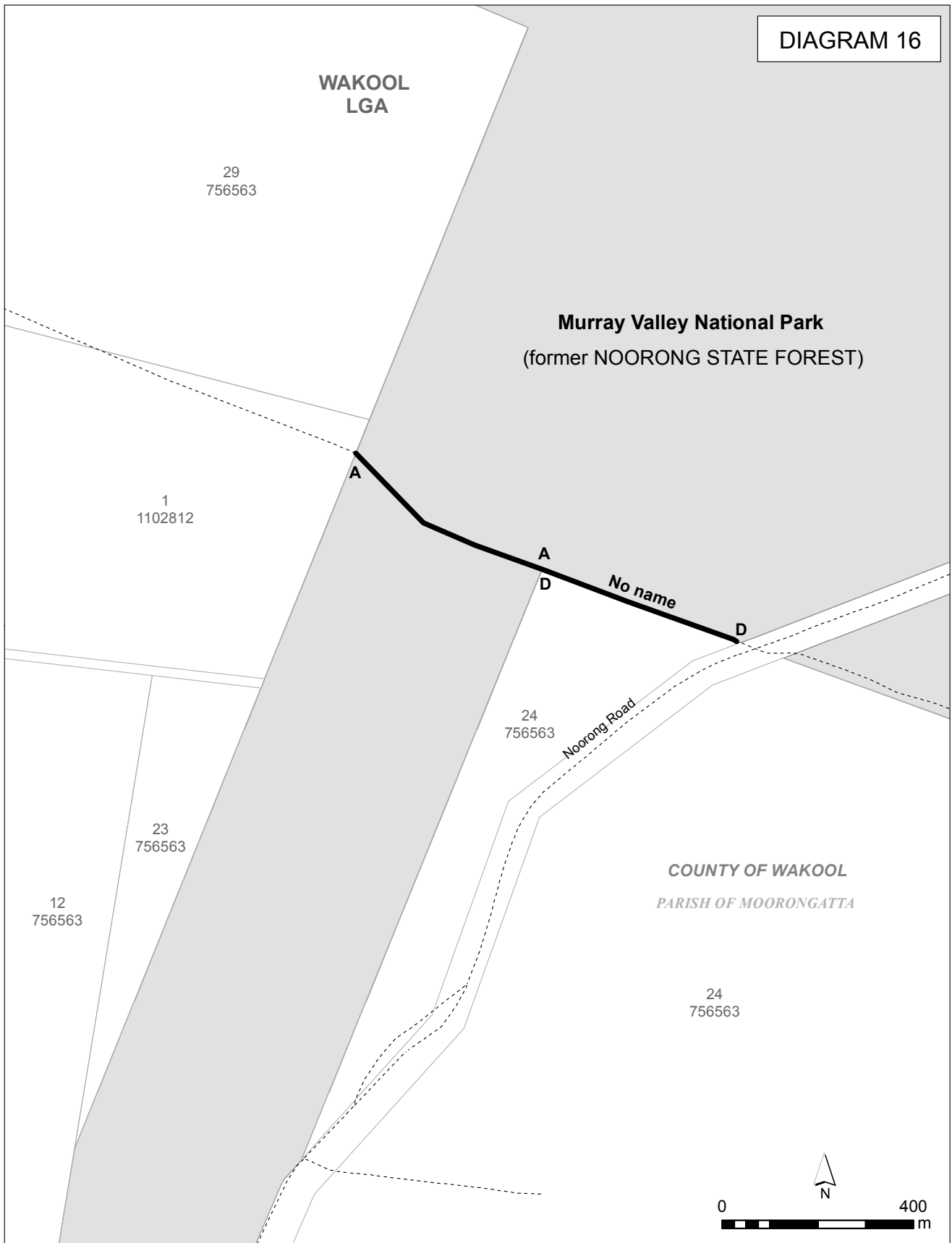


DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY**

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

DIAGRAM 17

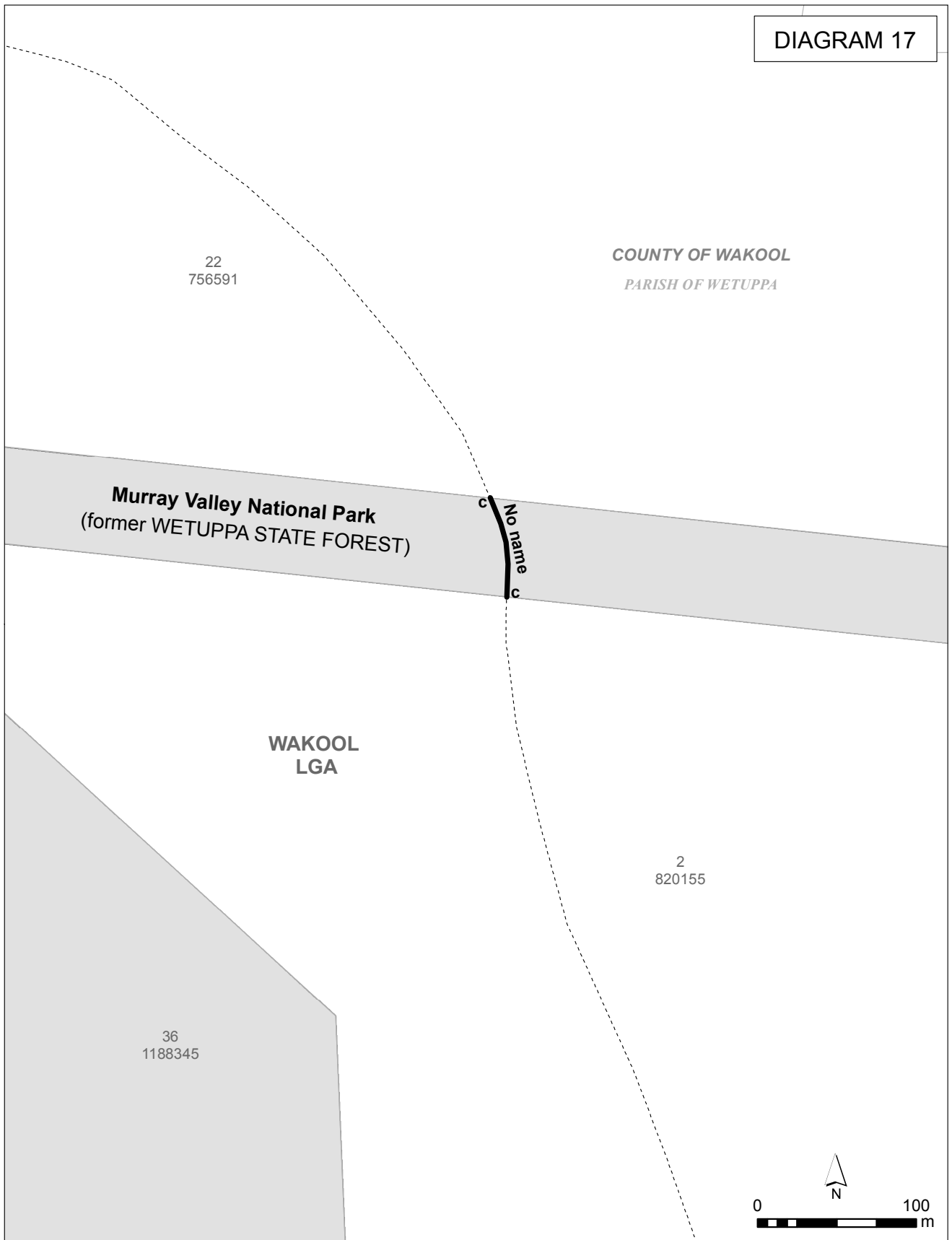


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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY**

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

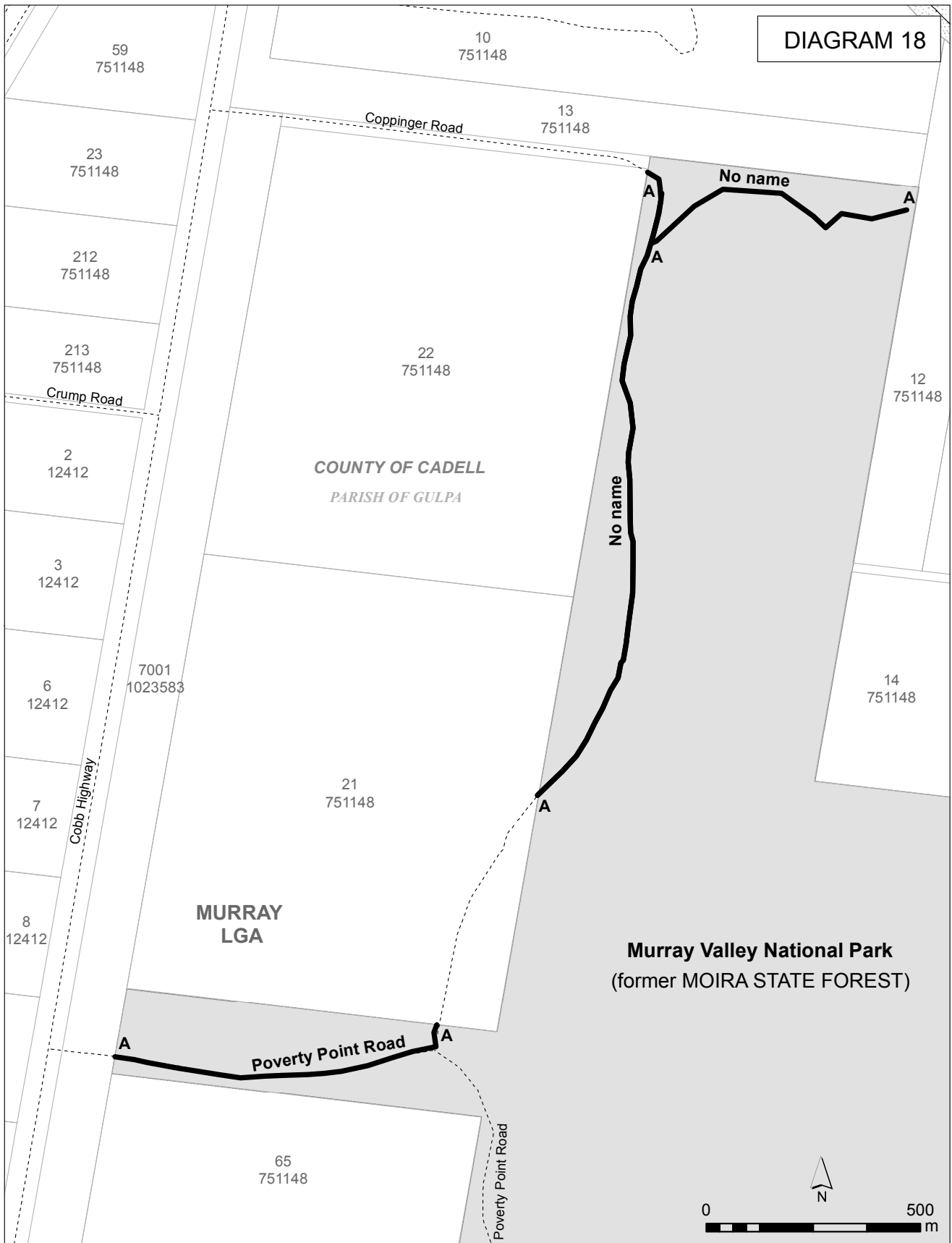


DIAGRAM 18

DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

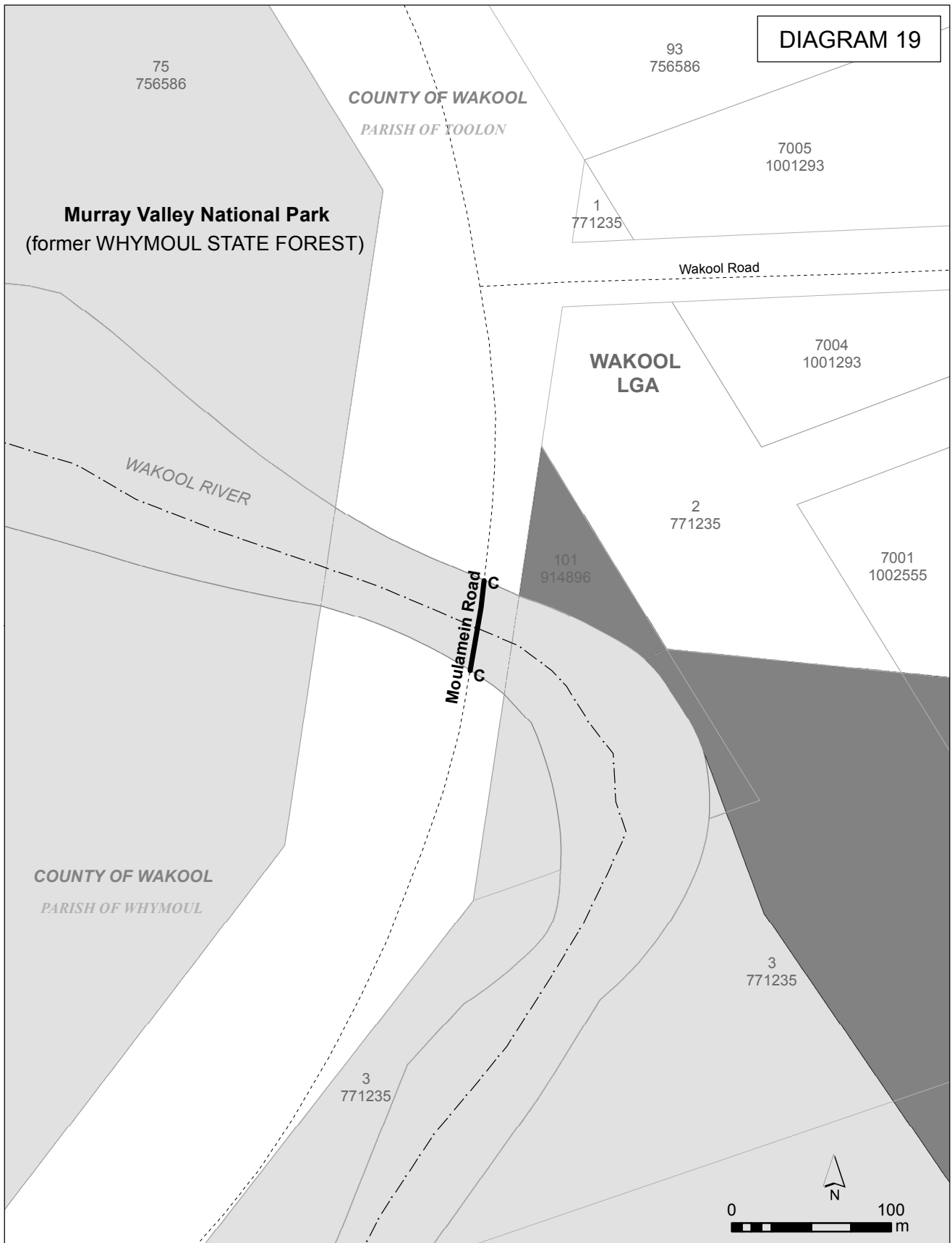


DIAGRAM 19

DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

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 - D** Road/Trail is 20m wide based on a 20m offset from boundary
- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- Reserve vested in the Minister
- River Red Gum Reservations Act 2010
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

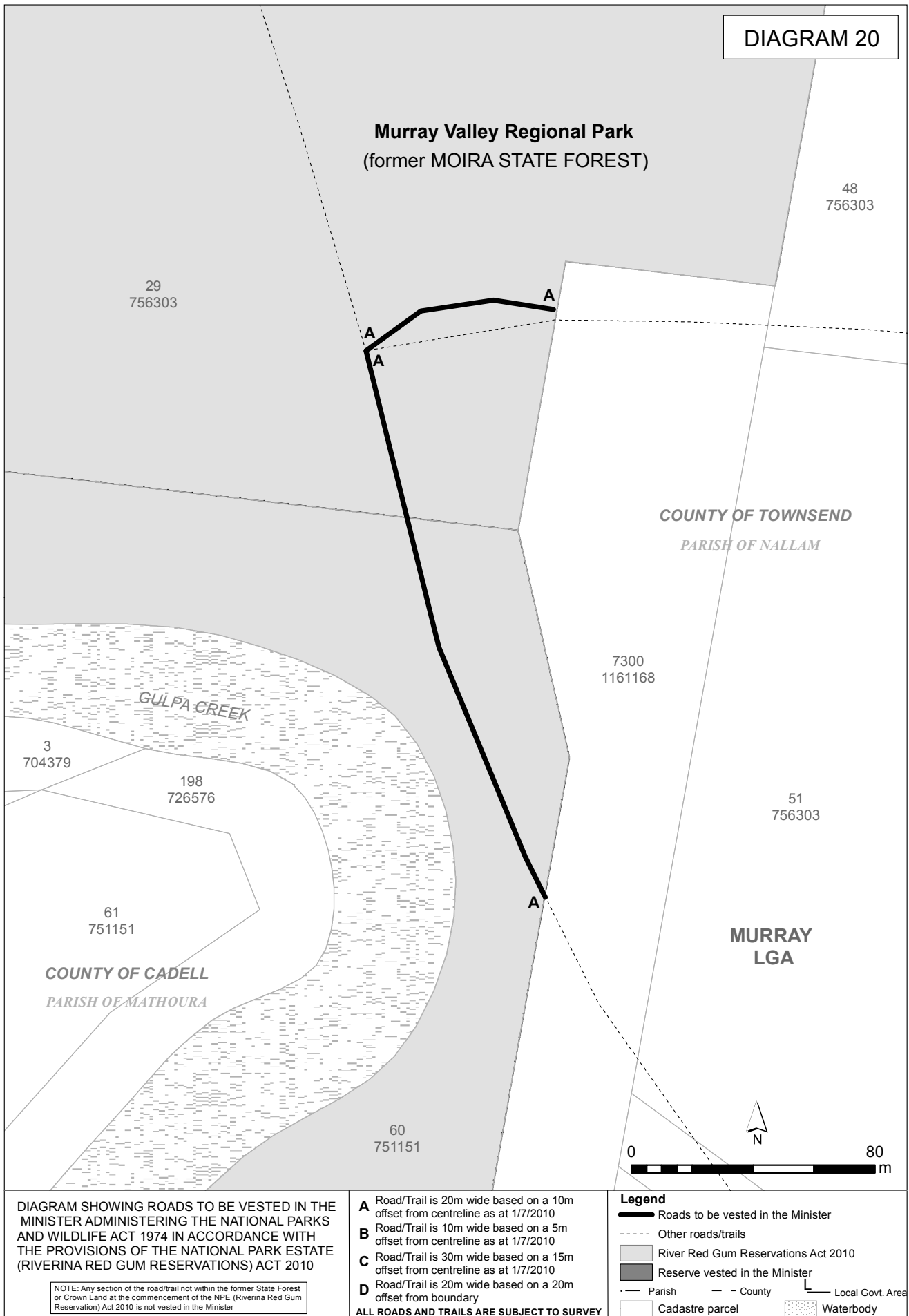


DIAGRAM 21

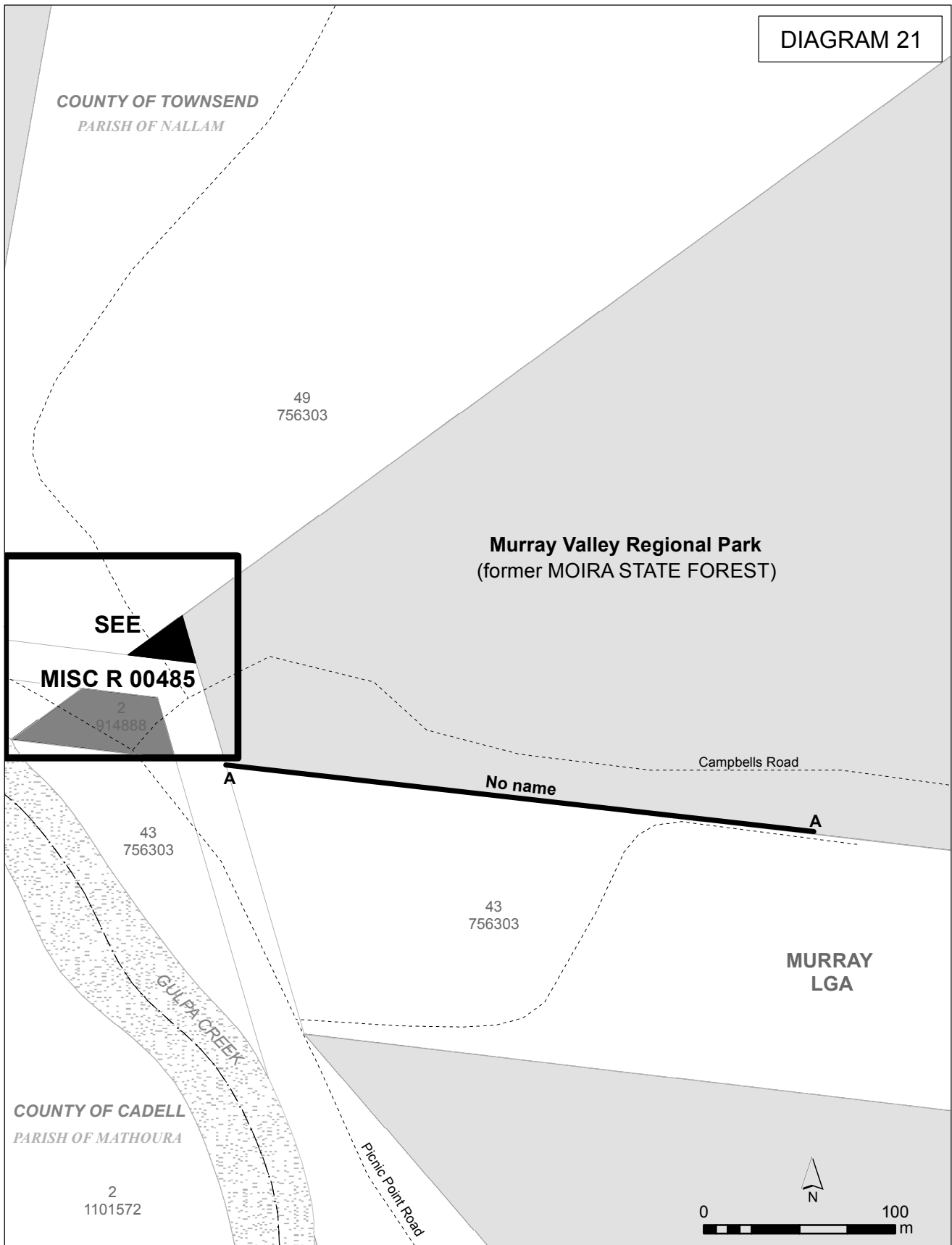


DIAGRAM SHOWING ROADS TO BE VESTED IN THE MINISTER ADMINISTERING THE NATIONAL PARKS AND WILDLIFE ACT 1974 IN ACCORDANCE WITH THE PROVISIONS OF THE NATIONAL PARK ESTATE (RIVERINA RED GUM RESERVATIONS) ACT 2010

NOTE: Any section of the road/trail not within the former State Forest or Crown Land at the commencement of the NPE (Riverina Red Gum Reservations) Act 2010 is not vested in the Minister

- A** Road/Trail is 20m wide based on a 10m offset from centreline as at 1/7/2010
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- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

DIAGRAM 22

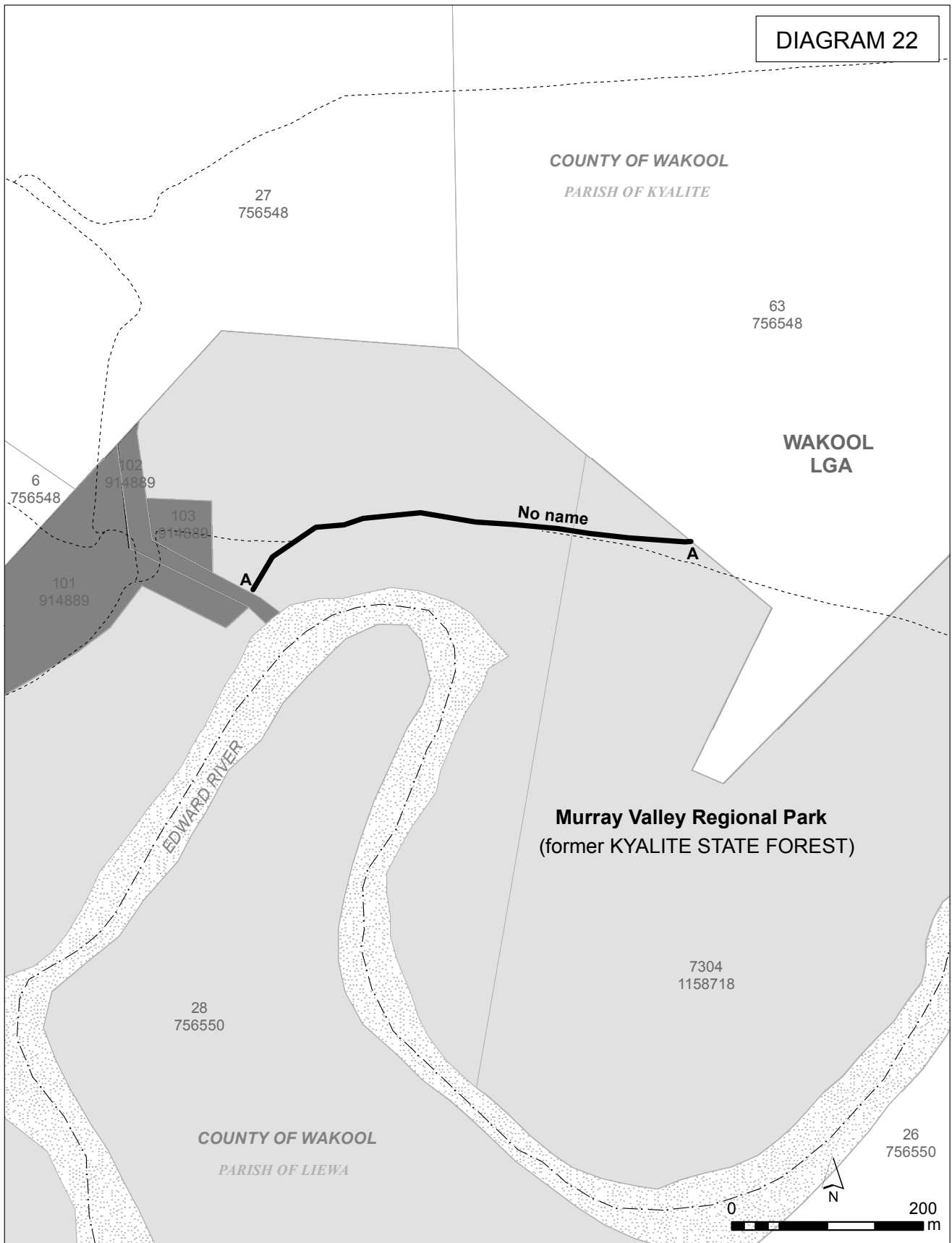


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- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastral parcel
- Waterbody

DIAGRAM 23

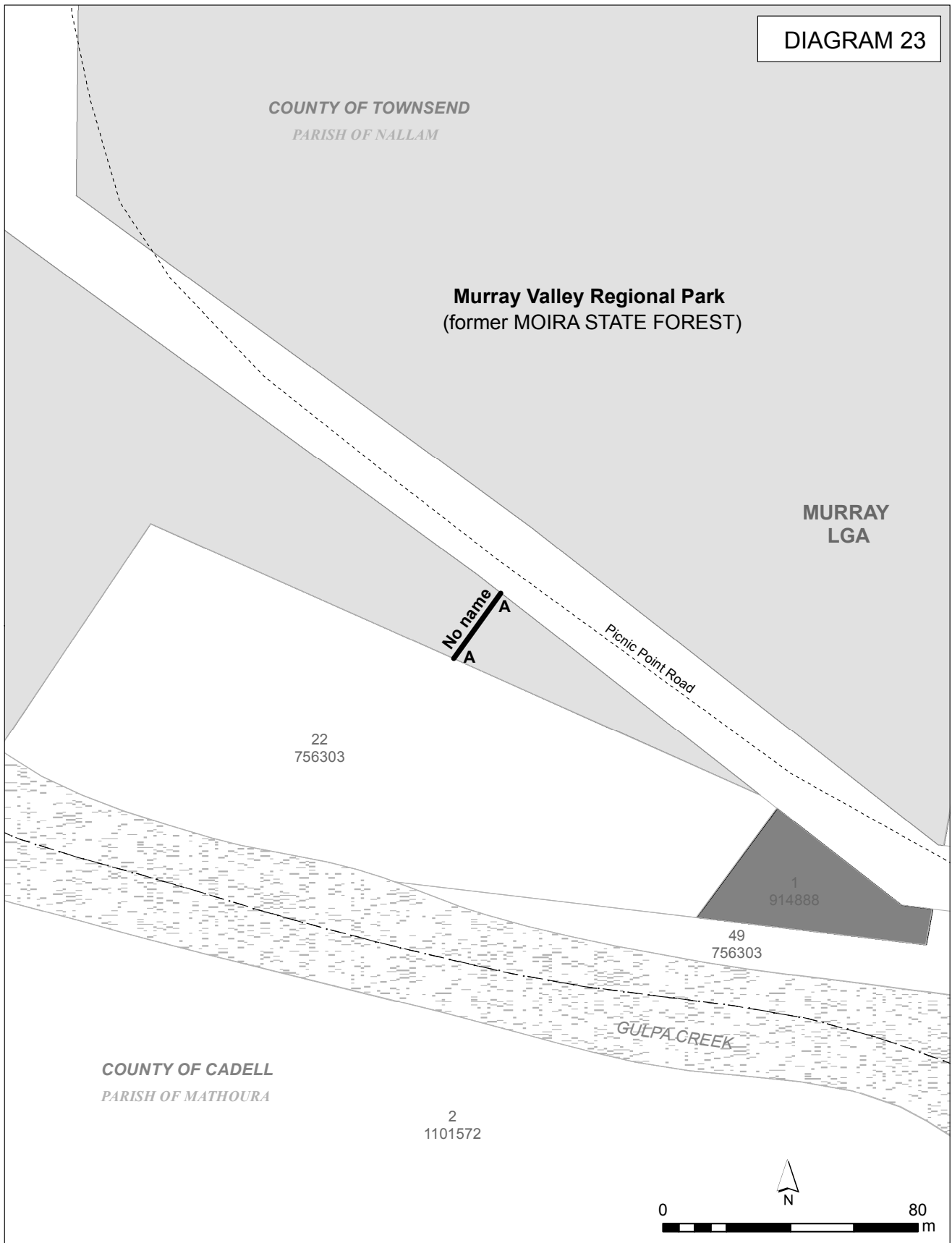


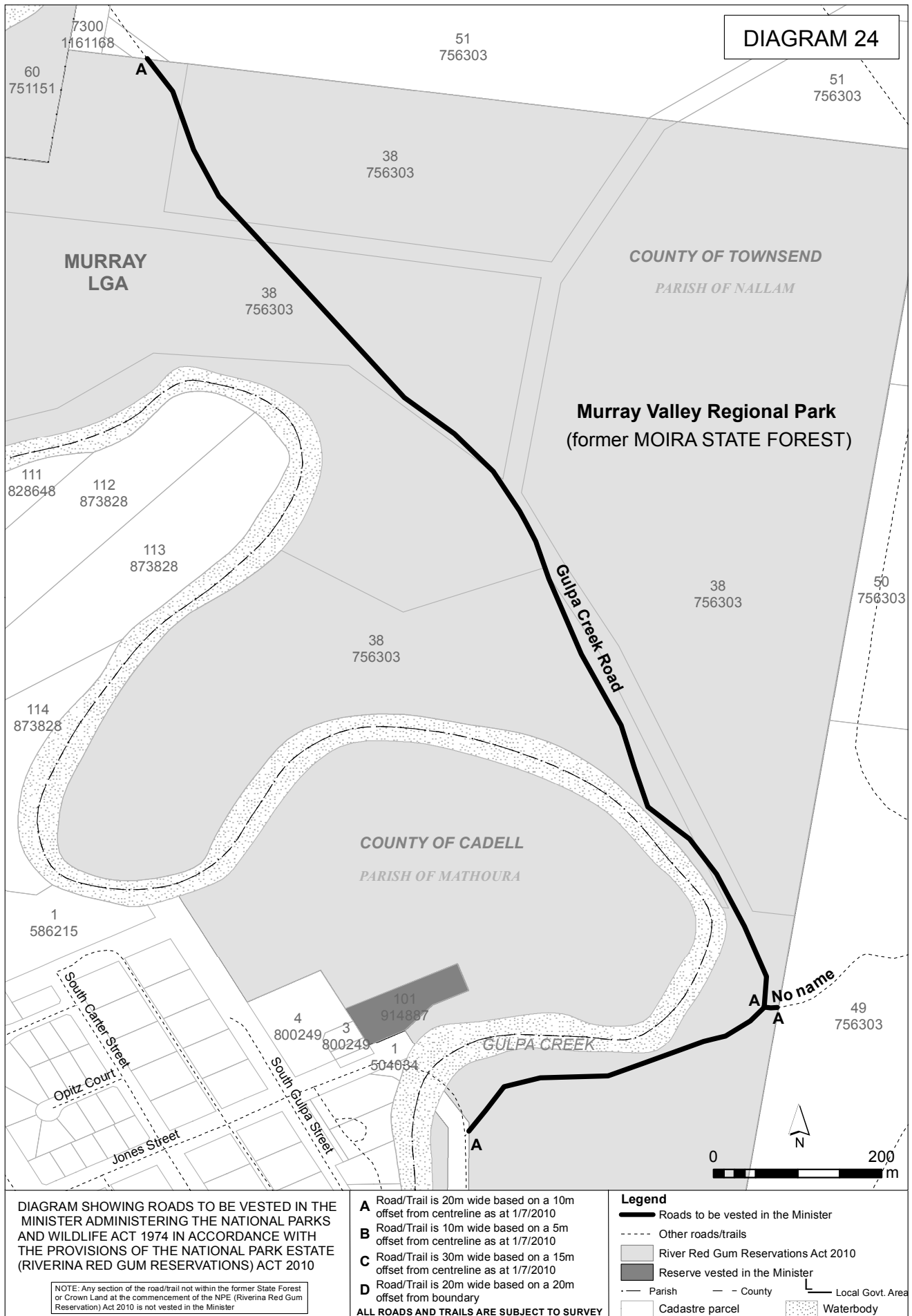
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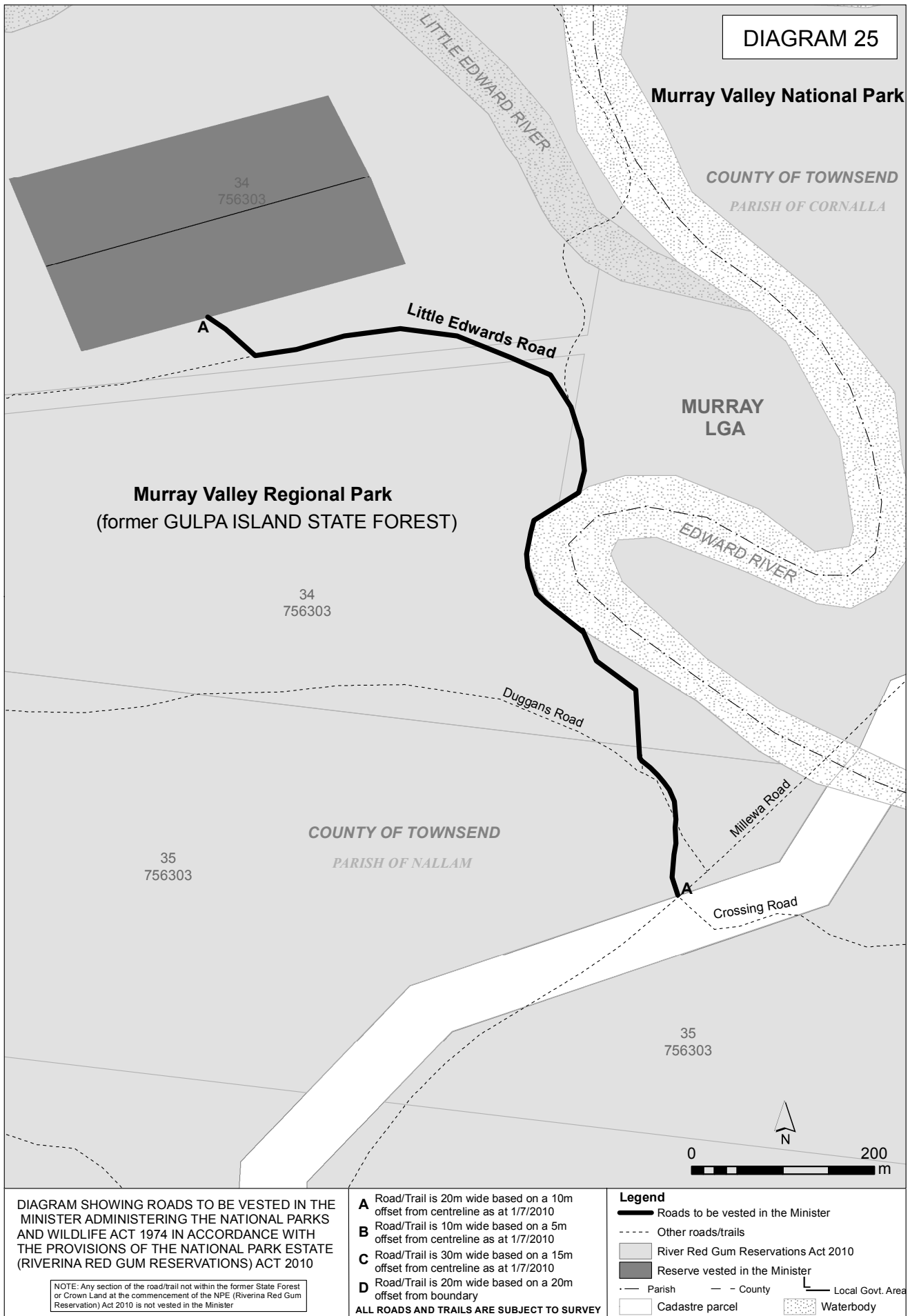
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- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY**

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody





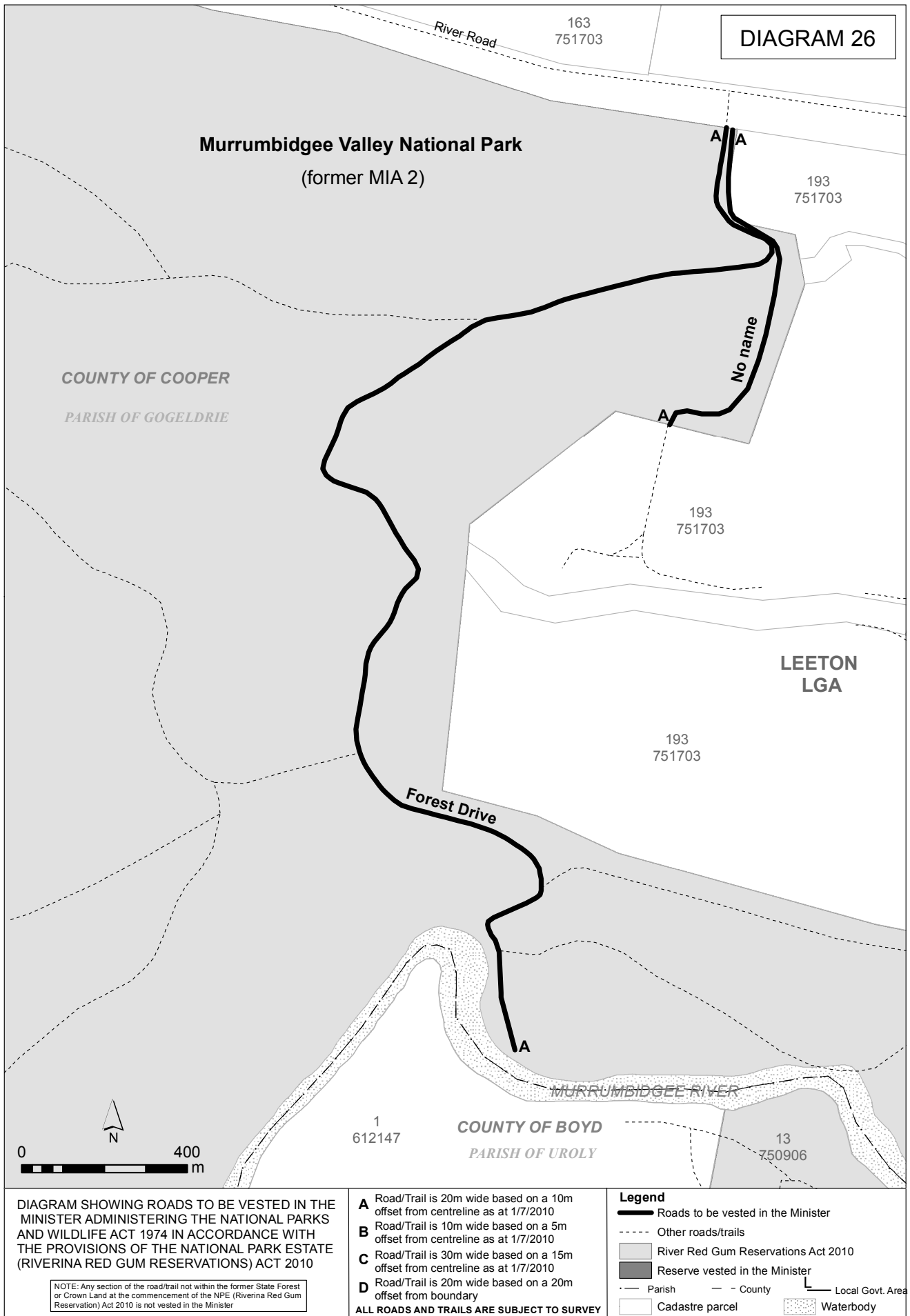


DIAGRAM 27

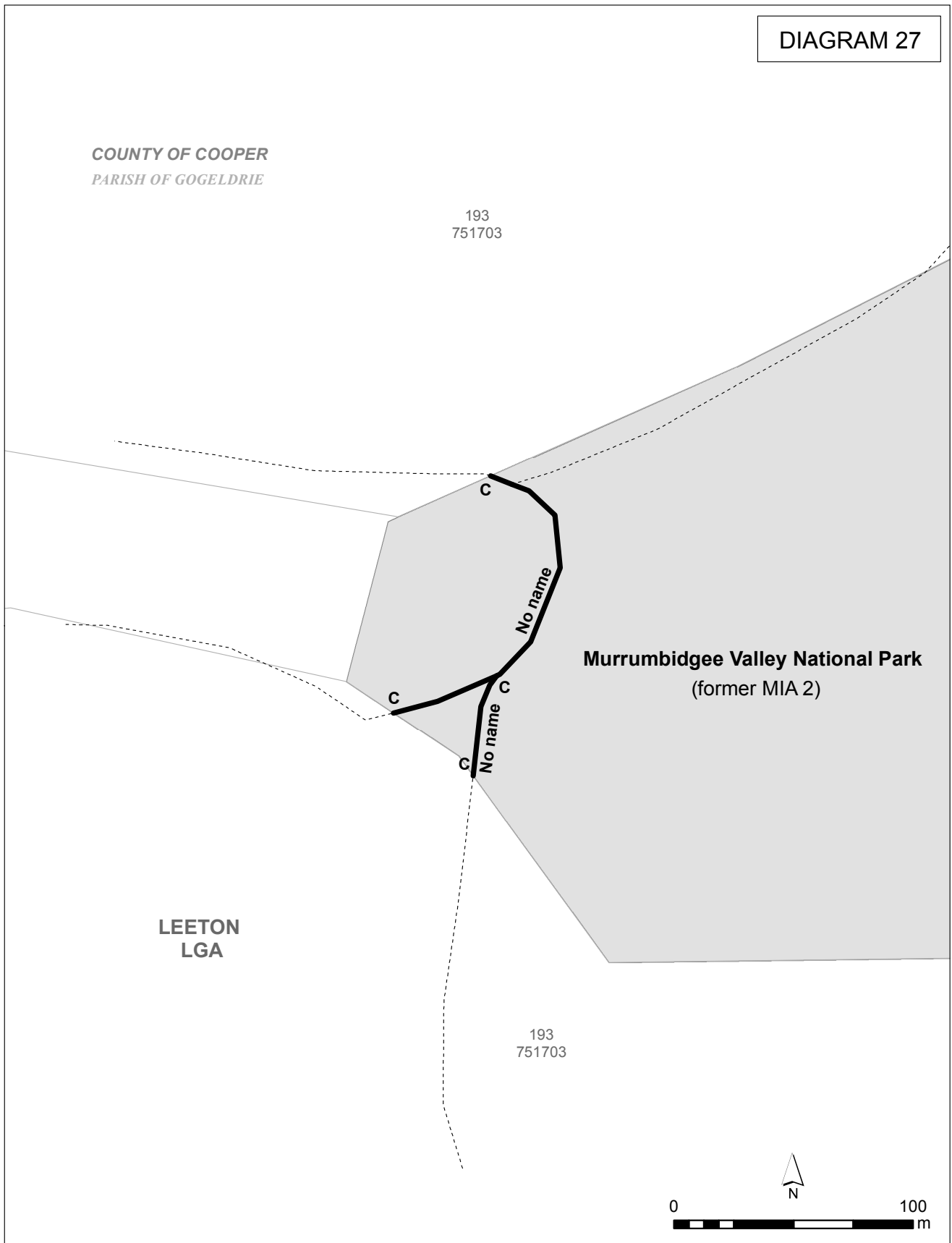


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- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
- Parish
- County
- Local Govt. Area
- Cadastre parcel
- Waterbody

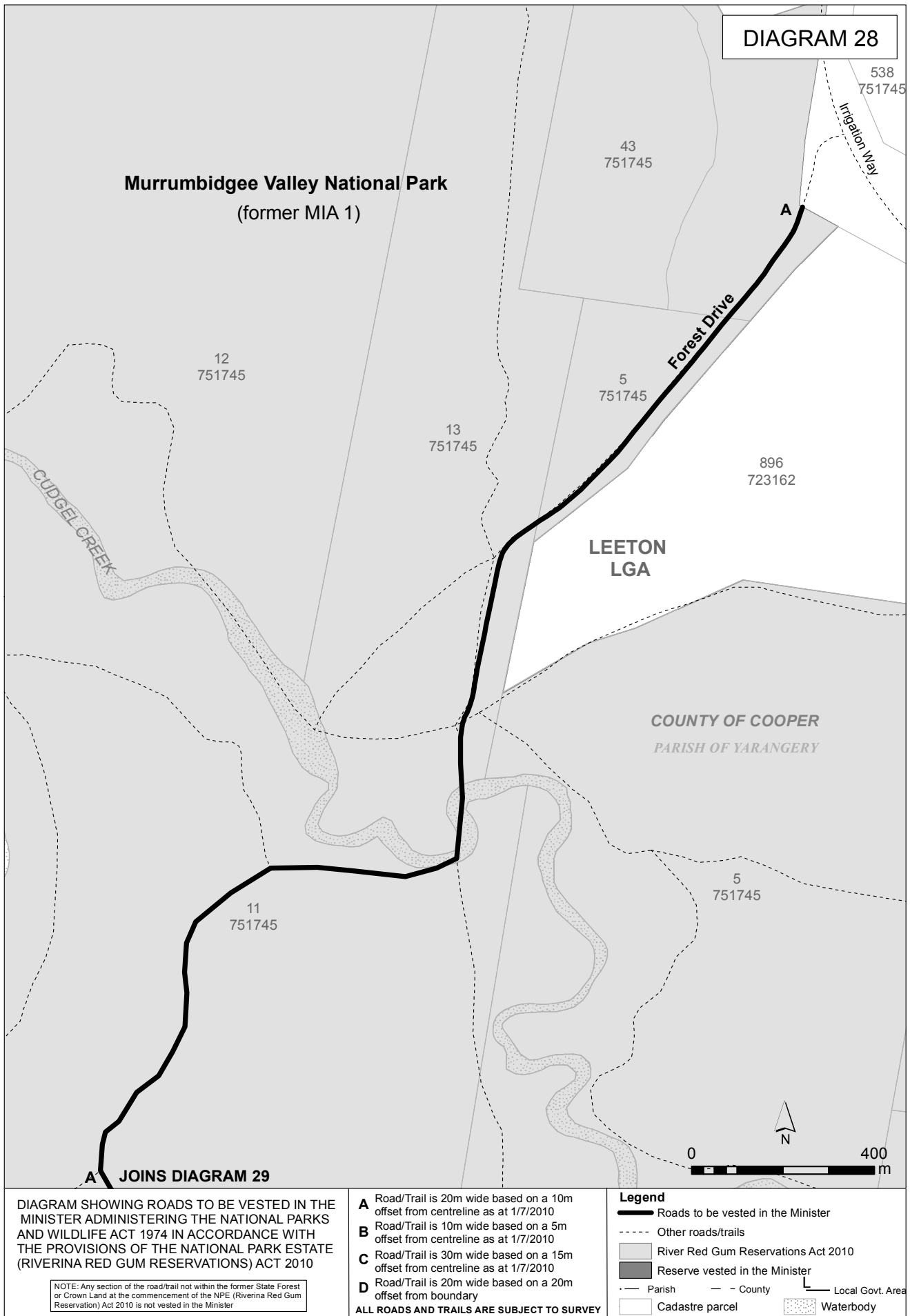


DIAGRAM 28

Murrumbidgee Valley National Park
(former MIA 1)

LEETON LGA

COUNTY OF COOPER
PARISH OF YARANGERY

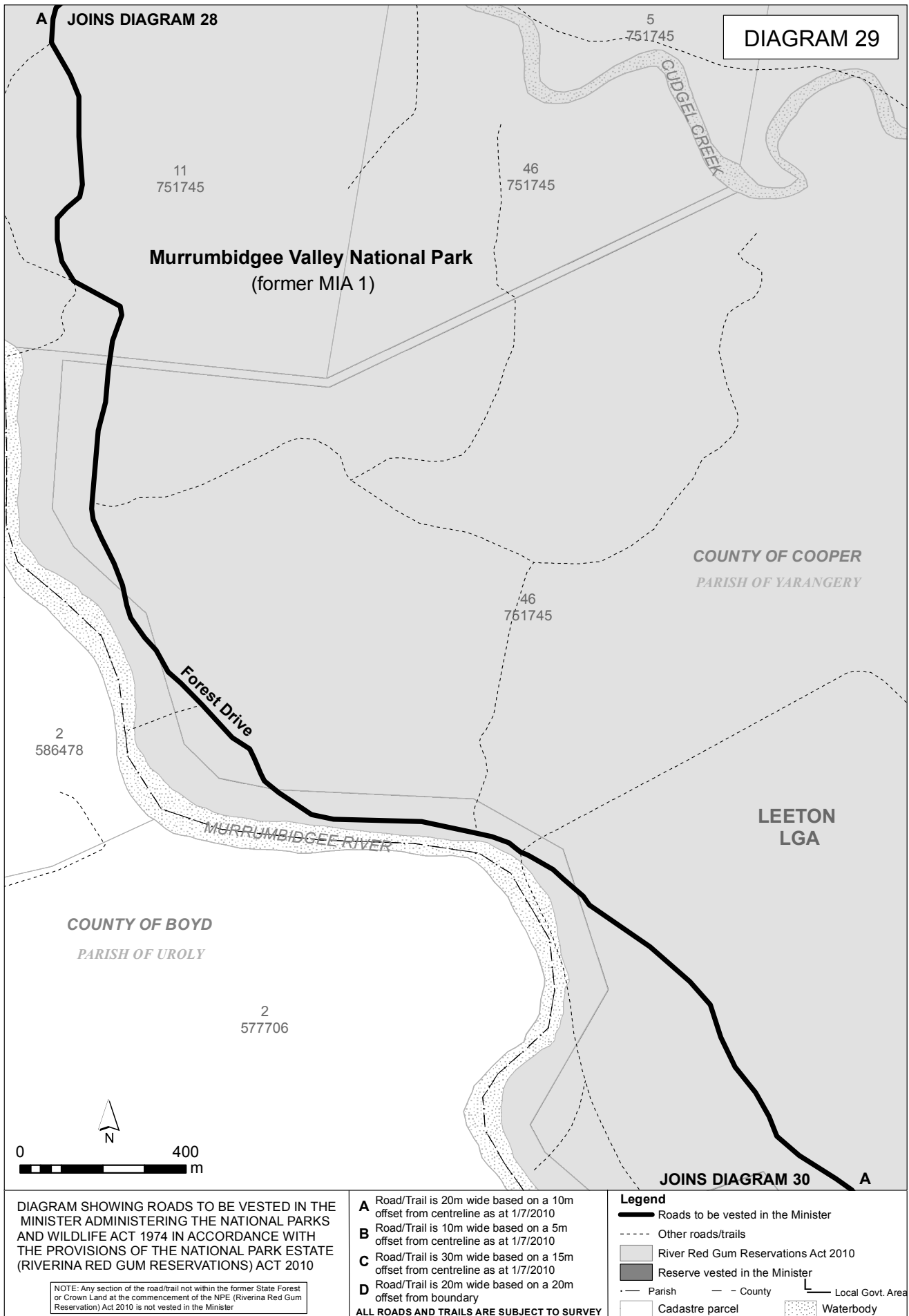
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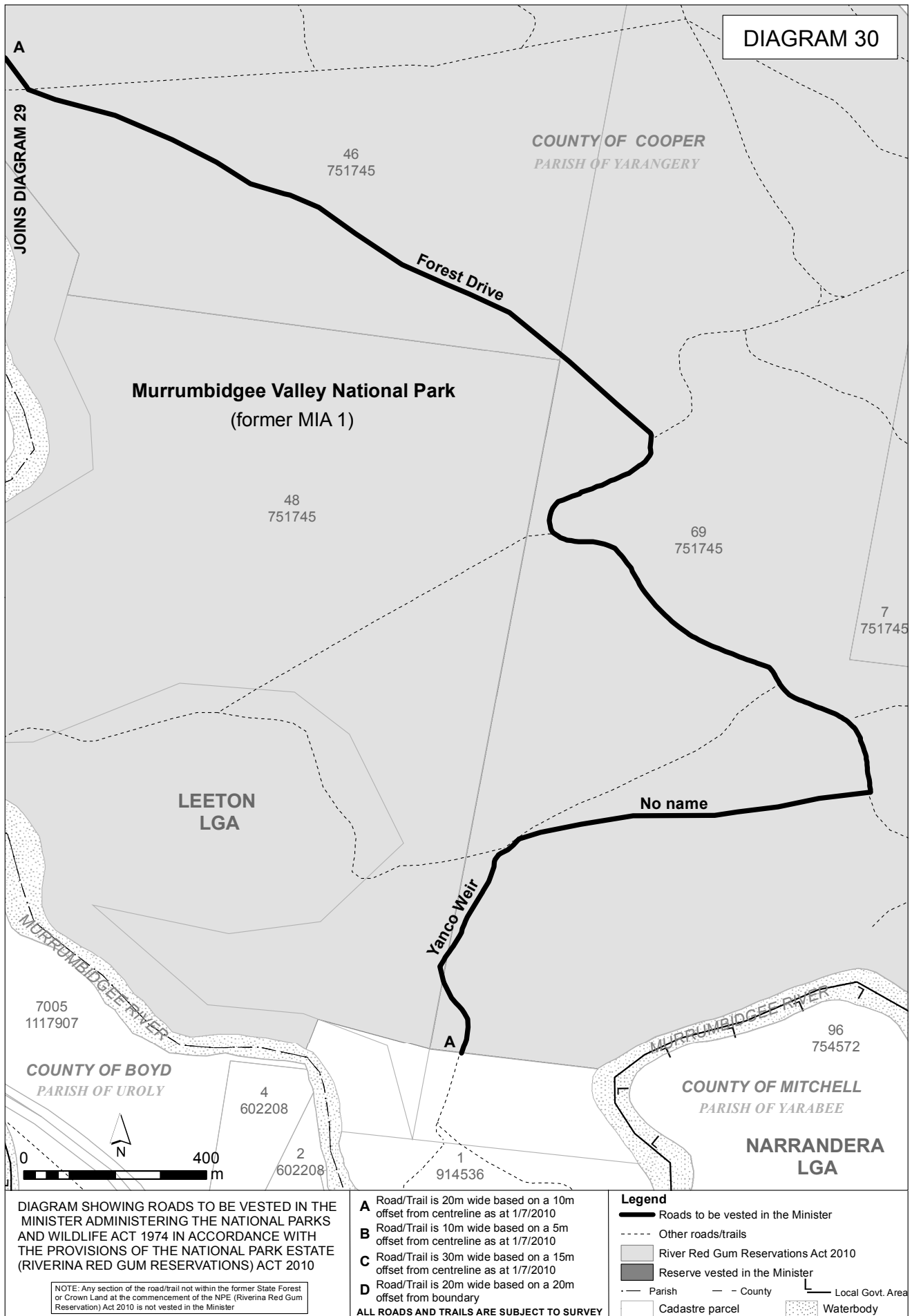
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- ALL ROADS AND TRAILS ARE SUBJECT TO SURVEY**

Legend

- Roads to be vested in the Minister
- Other roads/trails
- River Red Gum Reservations Act 2010
- Reserve vested in the Minister
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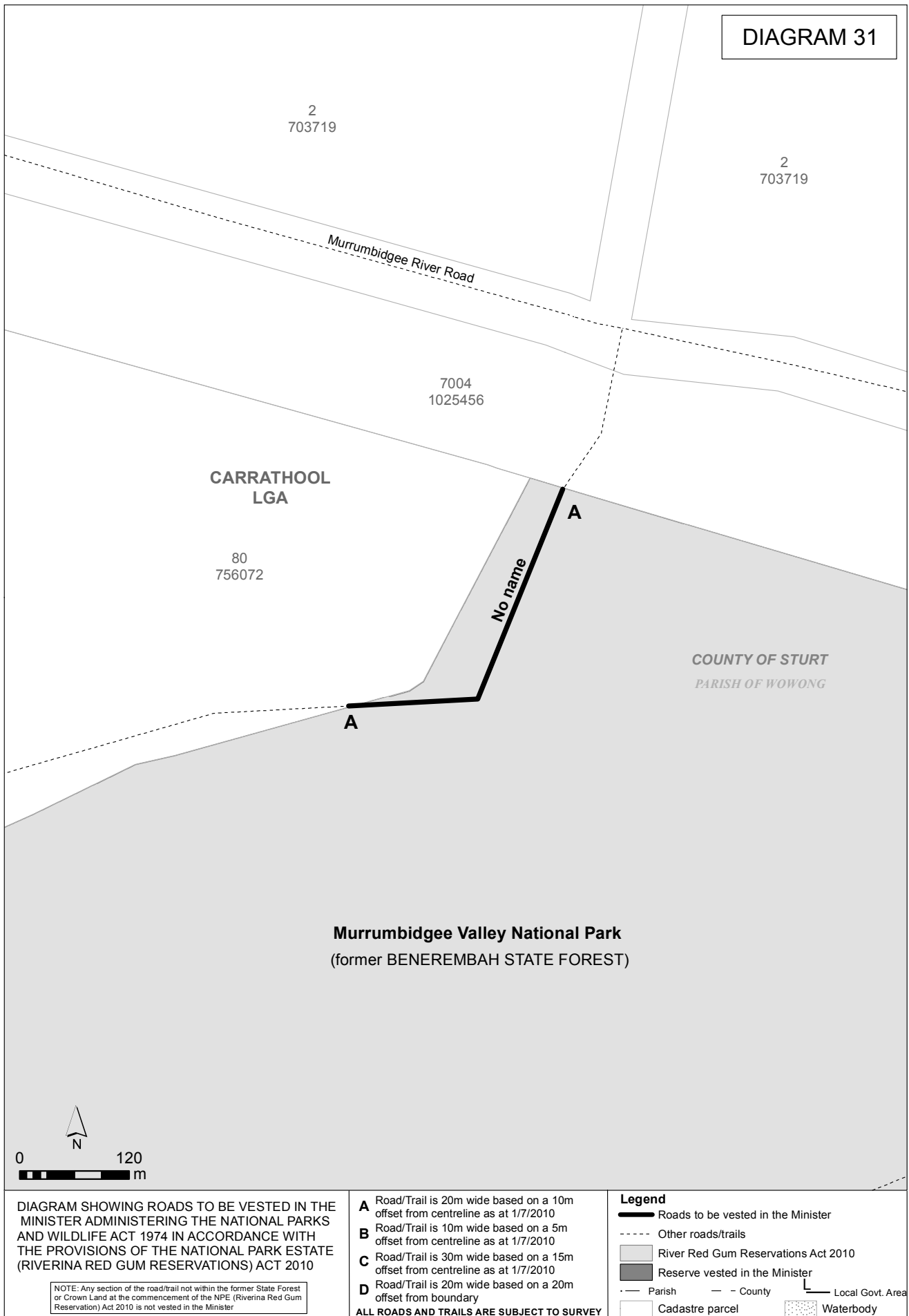


DIAGRAM 32

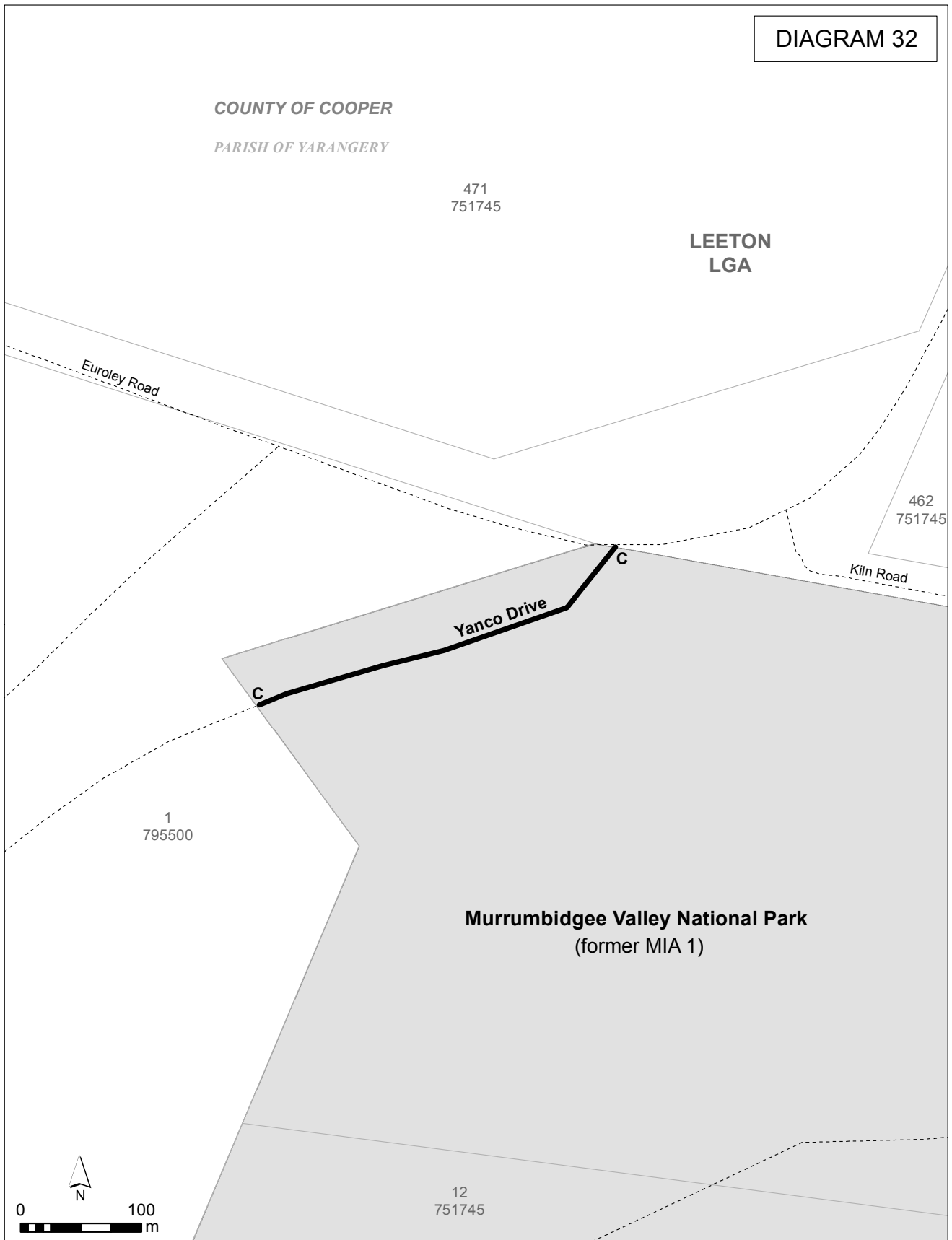


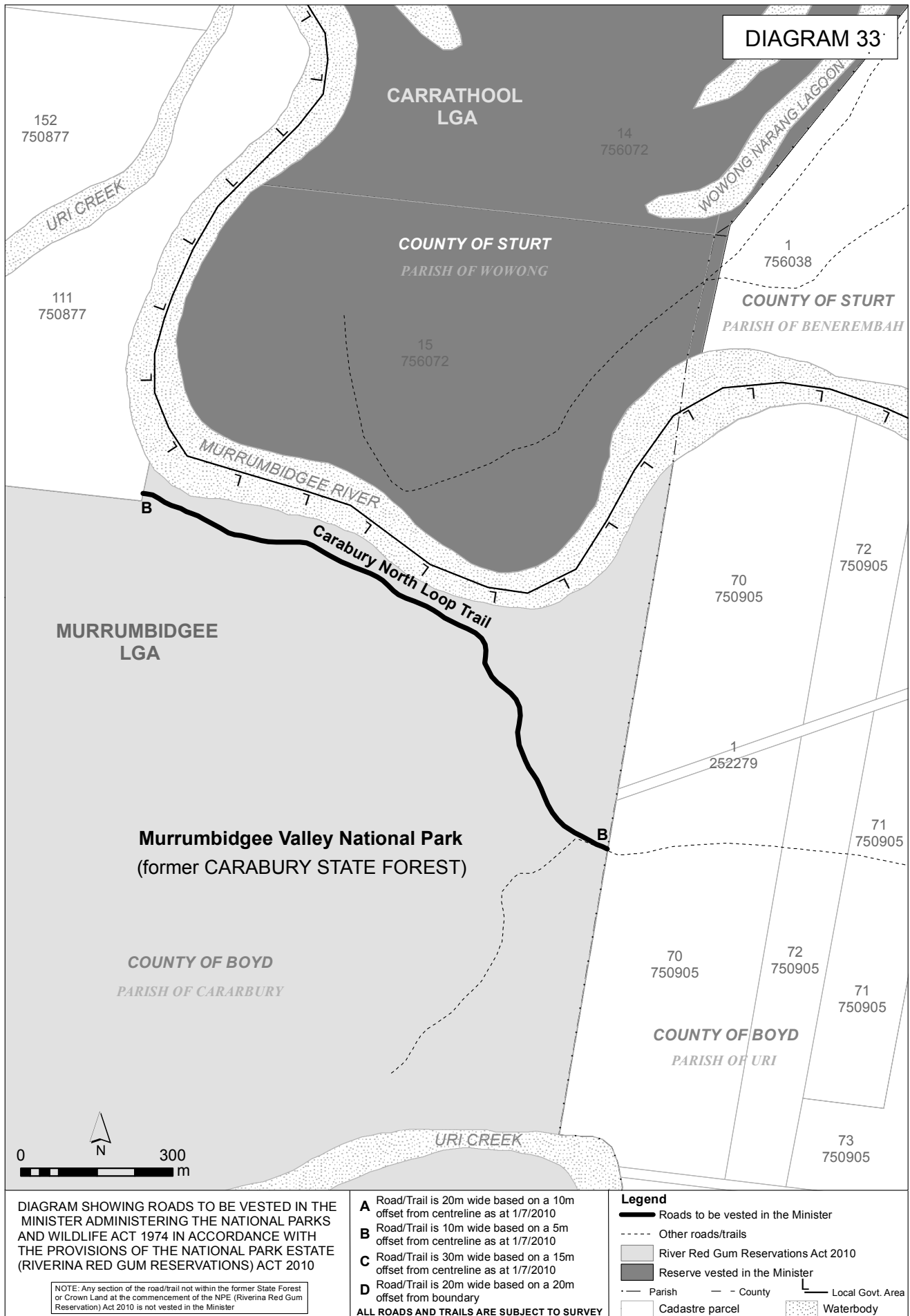
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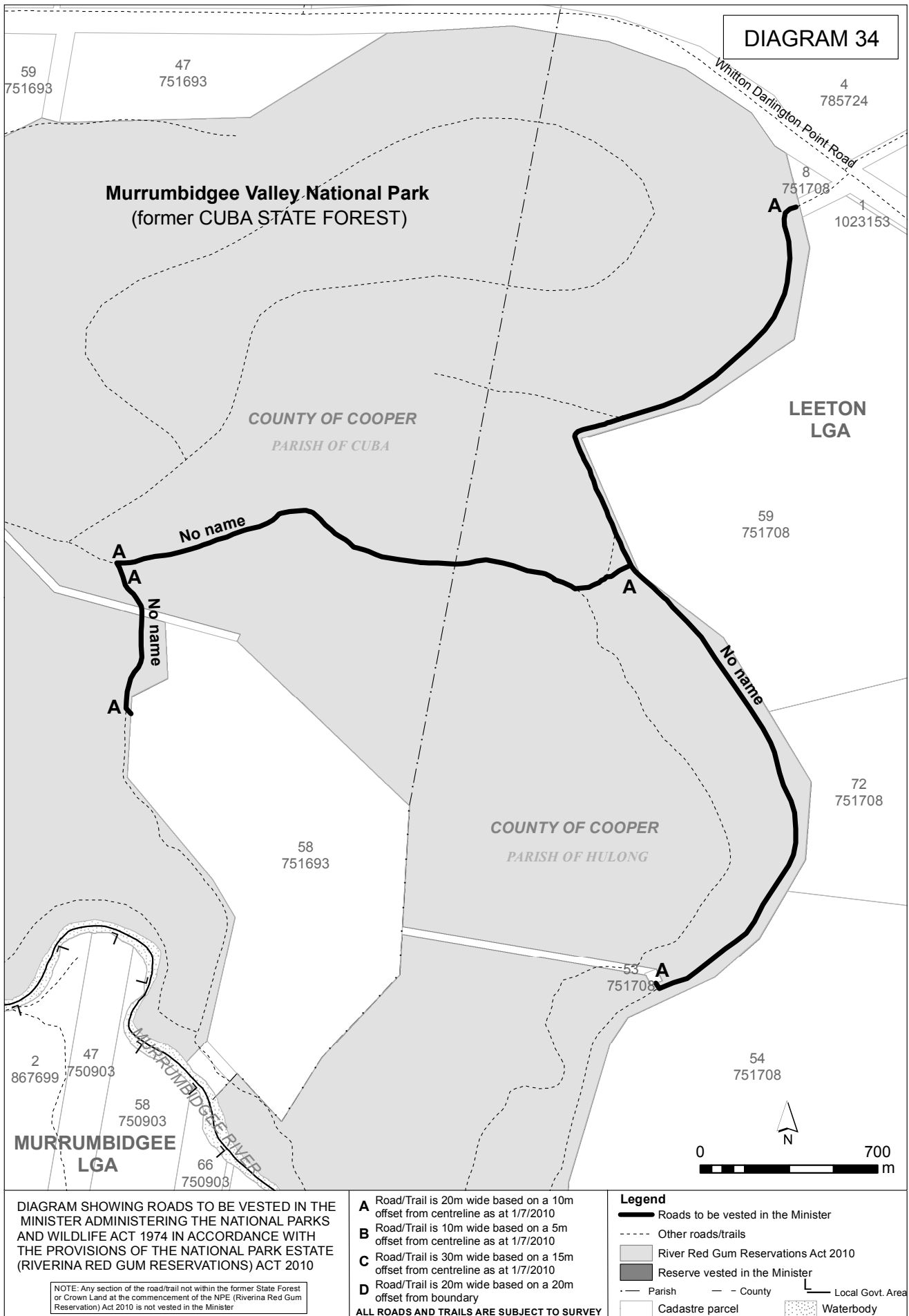
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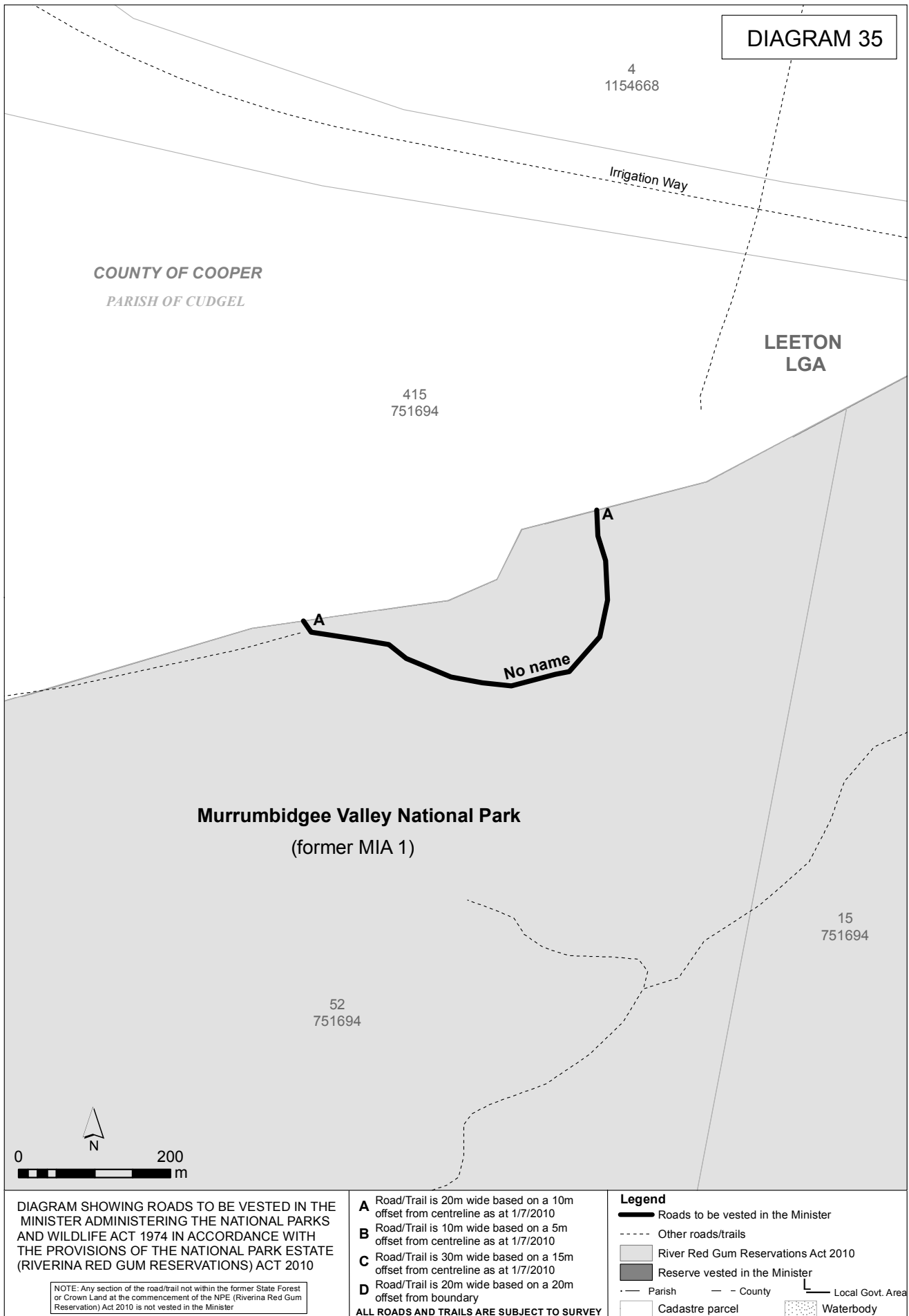
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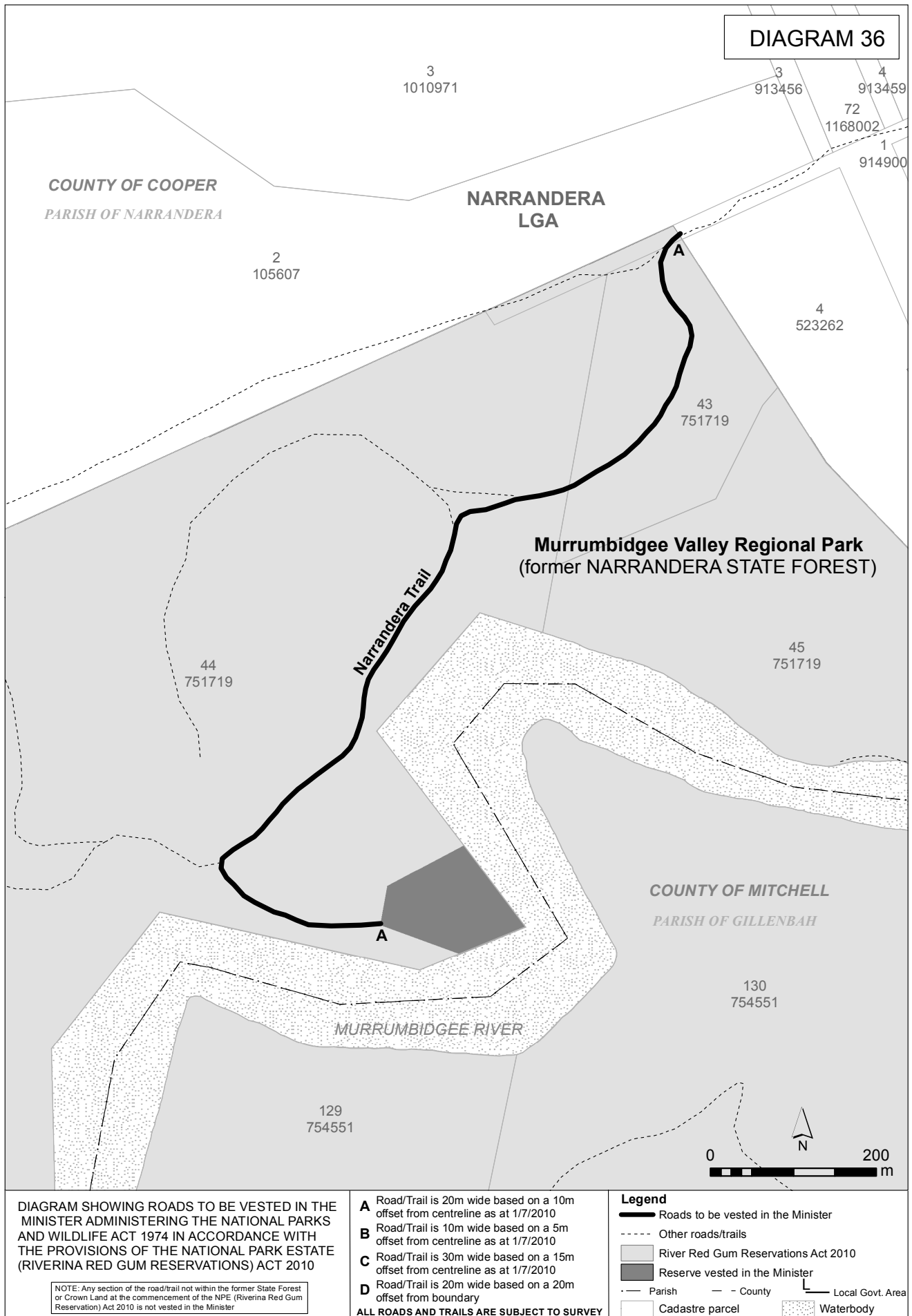
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Roads and Maritime Notices

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land
at Leppington in the Camden Council Area

Roads and Maritime Services by its delegate declares, with the approval of His 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 that piece or parcel of land situated in the Camden Council area, Parish of Cook and County of Cumberland, shown as Lot 22 Deposited Plan 1204031, being part of the land in Certificate of Title 101/618733, excluding any existing easements from the compulsory acquisition of the said Lot 22.

The land is said to be in the possession of Peter Han Binh Hua and Man Du Hua (registered proprietors), National Australia Bank Limited (mortgagee) and Roads and Maritime Services (lessee).

(RMS Papers: SF2014/154866)

ROADS ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land
at Austral in the Liverpool City Council Area

Roads and Maritime Services by its delegate declares, with the approval of His 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 that piece or parcel of land situated in the Liverpool City Council area, Parish of Cabramatta and County of Cumberland, shown as Lot 11 Deposited Plan 1203674, being part of the land in Certificate of Title 21/730327, excluding any existing easements from the compulsory acquisition of the said Lot 11.

The land is said to be in the possession of Assia Bassal (registered proprietor), St George Bank Limited (mortgagee) and Roads and Maritime Services (lessee).

(RMS Papers: SF2014/52614)

Mining and Petroleum Notices

Notice is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATION

(T15-1019)

No 5150, now Exploration Licence No 8377, CMOC MINING PTY LIMITED (ACN 164 997 317), Counties of Ashburnham and Cunningham, Map Sheet (8431, 8531), area of 91 units, for Group 1, dated 12 June 2015, for a term until 12 June 2018.

MINING LEASE APPLICATIONS

(T12-1506)

Singleton No 422, now Mining Lease No 1708 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000 023 656), Parish of Ellis, County of Brisbane, Map Sheet (9033-1-S), area of 9951 square metres, to mine for coal, dated 2 February 2015, for a term until 2 February 2036.

(T12-1507)

Singleton No 423, now Mining Lease No 1709 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000 023 656), Parish of Ellis, County of Brisbane, Map Sheet (9033-1-S), area of 81.7 hectares, to mine for coal, dated 2 February 2015, for a term until 2 February 2036.

(T12-1513)

Singleton No 435, now Mining Lease No 1704 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000 023 656), Parish of Liddell, County of Durham; and Parish of Ravensworth, County of Durham, Map Sheet (9033-2-S, 9133-3-S), area of 23.44 hectares, to mine for coal, dated 5 December 2014, for a term until 5 December 2035.

(11-5476)

Singleton No 436, now Mining Lease No 1707 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000 023 656), Parish of Ravensworth, County of Durham, Map Sheet (9033-2-S), area of 51.38 hectares, to mine for coal, dated 9 December 2014, for a term until 9 December 2035. As a result of the grant of this title, Mining Lease No 1393 (Act 1992), Mining Lease No 1502 (Act 1992) and Mining Lease No 1576 (Act 1992) have partly ceased to have effect.

(T14-1090)

Orange No 478, now Mining Lease No 1712 (Act 1992), KBL MINING LIMITED (ACN 129 954 365), Parish of Talingaboolba, County of Kennedy, Map Sheet (8232-1-N), area of 23.92 hectares, to mine for bismuth, cadmium, copper, gold, lead, molybdenite, nickel, silver, tin, tungsten and its ores and zinc, dated 28 May 2015, for a term until 28 May 2036. As a result of the grant of this title, Exploration Licence No 1999 has partly ceased to have effect.

The Hon ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

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

(12-2989)

Assessment Lease No 18 (Act 1992), OAKLANDS COAL PTY. LIMITED (ACN 001 030 520), area of 111.1 square kilometres. Application for renewal received 23 June 2015.

(08-4598)

Exploration Licence No 5958, RIMFIRE PACIFIC MINING N.L. (ACN 006 911 744), area of 27 units. Application for renewal received 23 June 2015.

(T12-1123)

Exploration Licence No 8105, PEEL (CSP) PTY LTD (ACN 600550141), area of 42 units. Application for renewal received 18 June 2015.

(T12-1195)

Exploration Licence No 8111, GRASMONT EXPLORATION & MINING PTY LTD, area of 18 units. Application for renewal received 23 June 2015.

(T12-1292)

Exploration Licence No 8136, THOMSON RESOURCES LTD (ACN 138 358 728), area of 6 units. Application for renewal received 22 June 2015.

The Hon ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authority has been renewed:

(11-3076)

Exploration Licence No 6428, RENISON COAL PTY LTD (ACN 100 163 942) AND NORTHERN ENERGY CORPORATION LIMITED (ACN 081 244 395), County of Arrawatta, Map Sheet (9139), area of 585 hectares, for a further term until 6 June 2015. Renewal effective on and from 21 May 2015.

The Hon ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

REQUEST FOR CANCELLATION OF AUTHORITIES

Notice is given that the following applications for cancellation of authorities have been received:

(T13-1159)

Exploration Licence No 8277, PEEL GOLD PTY LTD, (ACN 166 110 041), Counties of Darling and Murchison, area of 99 units. Application for Cancellation was received on 23 June 2015

(T83-0967)

Private Lands Lease No 1217 (Act 1924), SIBELCO AUSTRALIA LIMITED, (ACN 000 971 844), Parish of Airly, County of Roxburgh, area of 23.37 hectares. Application for Cancellation was received on 18 June 2015

The Hon ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

**CANCELLATION OF AUTHORITIES
AT REQUEST OF HOLDERS**

Notice is given that the following authorities have been cancelled:

(T10-0067)

Exploration Licence No 7588, MINOTAUR OPERATIONS PTY LTD (ACN 108 925 284), County of Gordon and County of Lincoln, Map Sheet (8632, 8633), area of 51 units. Cancellation took effect on 17 June 2015.

(T10-0287)

Exploration Licence No 7745, OXLEY EXPLORATION PTY LTD (ACN 137 511 141), County of Mouramba, Map Sheet (8134), area of 19 units. Cancellation took effect on 17 June 2015.

The Hon ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

TRANSFERS

(15-0343)

Authorisation No 324, formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Authorisation No 420, formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Consolidated Coal Lease No 702 (Act 1973), formerly held by COALPAC PTY LIMITED (ACN 003 558 914) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Exploration Licence No 5712, formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Exploration Licence No 6007, formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(12-1070)

Exploration Licence No 6381, formerly held by RUTILA RESOURCES LIMITED (ACN 139 886 187) has been transferred to IRONBARK ZINC LIMITED (ACN 118 751 027) AND NSW BASE METALS PTY LTD (ACN 126 507 140). The transfer was registered on 11 June 2015.

(15-0343)

Exploration Licence No 7517, formerly held by COALPAC PTY LIMITED (ACN 003 558 914) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Mining Lease No 1455 (Act 1992), formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Mining Lease No 1488 (Act 1992), formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Mining Lease No 1556 (Act 1992), formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Mining Lease No 1557 (Act 1992), formerly held by LITHGOW COAL COMPANY PTY LIMITED (ACN 073 632 952) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Mining Lease No 1635 (Act 1992), formerly held by COALPAC PTY LIMITED (ACN 003 558 914) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

(15-0343)

Mining Lease No 1638 (Act 1992), formerly held by COALPAC PTY LIMITED (ACN 003 558 914) has been transferred to SHOALHAVEN COAL PTY LTD (ACN 070 863 893). The transfer was registered on 2 June 2015.

The Hon ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

**WORK HEALTH AND SAFETY (MINES)
REGULATION 2014**

Registration of Booster Fans Design Order 2015

I, Doug Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* ("the Regulation") make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

**REGISTRATION OF BOOSTER FANS
DESIGN ORDER 2015**

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Booster Fans Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

MDG is a reference to mining design guidelines produced by the NSW Government and published on the Department of Trade and Investment, Regional Infrastructure and Services website.

4. Design requirements

All booster fans used in underground coal mines must be designed in accordance with Section 3 and 4.1 of MDG 3 *Main fans, booster fans and auxiliary fans in underground coal mines*, as amended from time to time.

5. Testing and performance requirements

All booster fans must meet the testing and performance standards set out in Sections 3 and 4.1 of MDG 3, as amended from time to time.

**WORK HEALTH AND SAFETY (MINES)
REGULATION 2014**

Registration of Braking Systems on Plant Used
in Underground Transport Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and

Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

**REGISTRATION OF BRAKING SYSTEMS
ON PLANT USED IN UNDERGROUND
TRANSPORT DESIGN ORDER 2015**

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Braking Systems on Plant Used in Underground Transport Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

AS is a reference to Australian Standards.

AS/NZS is a reference to Australian/New Zealand Standards.

braking system includes all components which combine together to stop or hold the transport.

ISO is a reference to International Organisation for Standardisation.

MDG is a reference to mining design guidelines produced by the NSW Government and published on the Department of Trade and Investment, Regional Infrastructure and Services website.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

transport means mobile plant used for the purpose of transporting persons, materials, coal or stone, whether by carrying, towing or otherwise and includes:

- (a) a locomotive, or
- (b) a rubber tyred or caterpillar tracked vehicle (including a shuttle car) propelled by electrical or mechanical means.

4 Revocation of Requirements for Design Registration of Braking System on Plant Used in Underground Transport (TBS)

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *requirements for Design Registration of Braking System on Plant Used in Underground Transport (TBS)* published in *NSW Government Gazette* No 24 of 2 February 2007 at page 666 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirements

- (1) All braking systems on plant used in underground transport and used in underground coal mines must be designed in accordance with the following standards, as amended from time to time:

- (a) Sections 1 and 3 of the MDG 39:2001 *Handbook for approval assessment of transport braking systems on free-steered vehicles in underground coal mines*;
 - (b) MDG 39 Amendments No.1 December 2006;
 - (c) Section 3 of the MDG 2:1991 *Design Guidelines for the Construction of Locomotives*.
- (2) The design risk assessment on the braking system on plant used in underground transport must identify and control all foreseeable unintended movement events that may occur during the intended life of the braking system. The risk assessment must consider:
- (a) the entirety of the braking system, and
 - (b) reasonably foreseeable misuse and reasonably foreseeable human error; and
 - (c) possible failure modes of the braking system.
- (3) Control measures must be identified as either:
- (a) a safety related function; or
 - (b) a safety related componentry.
- (4) All safety related componentry must be designed and analysed using appropriate engineering practices and according to current engineering standards:
- (a) safety related componentry must be systematically analysed to determine all reasonably foreseeable failure modes and to verify that a sufficient level of reliability has been achieved; and
 - (b) systematic analysis methods such as a failure modes effects analysis, fault tree analysis or other similar analysis methods must be used to assess safety related componentry and to determine lifecycle inspection, maintenance, test and discard requirements, as required for lifecycle functionality; and
 - (c) consideration must be given to fatigue testing or analysis, where applicable.

6 Testing requirements and performance standards

- (1) Braking system testing and performance must comply with the relevant requirements set out in the following standards, as amended from time to time:
- (a) Sections 1 and 3 of the MDG 39:2001 *Handbook for approval assessment of transport braking systems on free-steered vehicles in underground coal mines*; and
 - (b) Section 3 of the MDG 2:1991 *Design Guidelines for the Construction of Locomotives*.
- (2) Safety related functions, which keep the transport under control by use of braking systems, must be designed and assessed using the following functional safety standards, as amended from time to time, as applicable to the design architecture and type of components used:

- (a) application of performance levels in accordance with:
 - i. AS/NZS 4024.1503:2014 *Safety of machinery – Safety-related parts of control systems – General principles for design*, or
 - ii. ISO 13849-1:2006 *Safety of machinery – Safety-related parts of control systems – Part 1: General principles for design*.
 - (b) application of safety integrity levels in accordance with:
 - i. AS 61508.1:2011 *Functional safety of electrical/electronic/programmable electronic safety-related systems – General requirements*; or
 - ii. AS 62061-2006 *Safety of machinery – Functional safety of safety-related electrical, electronic and programmable electronic control systems*.
 - (c) application of safety categories in accordance with:
 - i. AS 4024.1501:2006 (R2014) *Safety of machinery – Design of safety related parts of control systems – General principles for design*; and
 - ii. AS 4024.1502:2006 *Safety of machinery – Design of safety related parts of control systems – Validation*.
 - (d) other relevant functional standards, provided an equivalent level of safety can be demonstrated.
- (5) All safety related functions must be tested and independently assessed and verified against the applicable functional safety standard, so far as is reasonably practicable.

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

Registration of Breathing Apparatus to Assist Escape (Including Self-Rescuers) Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

**REGISTRATION OF BREATHING APPARATUS
TO ASSIST ESCAPE (INCLUDING
SELF RESCUERS) DESIGN ORDER 2015**

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Breathing Apparatus to Assist Escape (including Self-Rescuers) Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

Chief Inspector is a person appointed under the *Work Health and Safety (Mines) Act 2013*.

MDG is a reference to mining design guidelines produced by the NSW Government and published on the Department of Trade and Investment, Regional Infrastructure and Services website.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

4 Revocation of Requirements for registration of breathing apparatus to assist escape from the underground parts of the coal operation (including self-rescuers)

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for registration of breathing apparatus to assist escape from the underground parts of the coal operation (including self-rescuers)* published in *NSW Government Gazette* No 185 of 21 December 2007 at page 10475 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirements

All breathing apparatus to assist escape (including self-rescuers) used in underground coal mines must be designed in accordance with sections 2 to 4 of the MDG3609 *Escape Breathing Apparatus for Underground Coal Mining Applications* (as amended from time to time).

6 Testing and performance requirements

- (1) The test facility used for testing the breathing apparatus to assist escape (including self-rescuers) must be a test facility which is unrelated to the designer, manufacturer or supplier.
- (2) The test facility must either be:
 - (a) the Department of Trade and Investment, Regional Infrastructure and Services, Mine Safety Technology Centre, Thornton NSW; or
 - (b) a facility acceptable to the Chief Inspector having regard to test equipment, equipment calibration, quality processes, work methods, past test experience and independent technical verification.
- (3) Testing and performance requirements must comply with sections 2 to 4 of the MDG3609 (as amended from time to time).

**WORK HEALTH AND SAFETY (MINES)
REGULATION 2014**

Registration of Canopies on Continuous Miners
Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

**REGISTRATION OF CANOPIES ON
CONTINUOUS MINERS DESIGN ORDER 2015**

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Canopies on Continuous Miners Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

AS is a reference to Australian Standards.

AS/NZS is a reference to Australian/New Zealand Standards.

canopy roof means the platework and any associated bracing commonly utilised to provide protection above the driver’s enclosure.

lateral means the side edge of the canopy roof, usually located at 90 degrees to the centreline running from the head to the tail of the continuous miner.

longitudinal means the lengthways edge of the canopy roof, usually located parallel to the centreline.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

Support includes the support legs and any associated steel work, other than the canopy roof, which interconnects the support legs.

Support leg means the vertical or near vertical member connecting the continuous miner chassis or driver’s enclosure to the canopy roof.

4 Revocation of Requirements for design registration of canopies on continuous miners

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for design registration of canopies on continuous miners* published in *NSW Government Gazette* No 24 of 2 February 2007 at page 678 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirements

5.1 General

- (1) All *canopies on continuous miners* used in underground coal mines must be designed by a qualified practicing structural or mechanical engineer who is registered on the National Professional Engineers Register (administered by Engineers Australia) and it must be designed in accordance with the relevant Australian Standards, good engineering practice and this Order.
- (2) Without limiting 5.1 (1) above, all *canopies on continuous miners* used in underground coal mines must be designed in accordance with the relevant parts of the following standards, as amended from time to time:
 - (a) AS/NZS 1554.1:2014 *Structural steel welding – Welding of steel structures*;
 - (b) AS 1654.1-1995 *ISO system of limits and fits – Bases of tolerances, deviations and fits*;
 - (c) AS 3990-1993 *Mechanical equipment – Steelwork*;
 - (d) AS 4100-1998 *Steel structures*.
- (3) In this Order, any reference to the standards at 5.1 (2) above is a reference to such standards, as amended from time to time.

5.2 Conceptual aspects

- (1) The canopy design, together with the operator compartment, must provide an enclosure which will prevent driver injury in the event of a fall of the mine roof, so far as is reasonably practicable.
- (2) In the event of the canopy being subjected to a fall of roof which exceeds the elastic limit of the canopy design, then the canopy must be designed such that the yielding should be progressive and limited to the extent that the driver can safely remain within the operator compartment i.e. 1000mm minimum headroom space remains between the seat and canopy roof.

Note: Consideration should be given to suspending the driver's seat from the underside of the canopy roof.
- (3) The canopy design must consider access into the operator compartment and the driver's visibility in all directions, particularly to the driver's front and rear and as far as is reasonably practicable, to the sides.
- (4) The design of the canopy roof and seat must be such that when the driver leans slightly to the right, as is customary by many drivers, the driver's head remains underneath the canopy roof.

5.3 Canopy Design

- (1) There must be a minimum of four supports for the canopy roof.
- (2) The canopy roof must be attached to the support legs by either bolted or welded-connections.
- (3) Where pinned connections are used, maximum clearances must not exceed H7 and C9 to AS 1654.1-1995.
- (4) The base of the canopy support legs must be securely bolted or welded to the main frame of the continuous miner or driver enclosure.
- (5) The canopy roof must be designed by utilising a substantial one piece solid plate devoid of uneven structural protrusions above the roof line (including cable support structures etc).
- (6) The canopy must be designed to elastically resist a minimum load of 8.2 tonnes applied vertically, and a minimum test load of 2.0 tonnes applied horizontally, in both longitudinal and transverse directions independently.

5.4 Design Loads

- (1) The protective canopy must be designed to have a minimum structural capacity to support elastically a static uniform load of 8.2 tonnes or a force equivalent to a static load of 105 kilopascals distributed uniformly over the greatest plan view area of the canopy roof.
- (2) The protective canopy must be designed to have a minimum structural capacity to support elastically a static uniform load of 2 tonnes applied horizontally to the edge of the canopy roof. The horizontal loading must be applied in both the longitudinal and lateral directions separately.
- (3) Larger test loads should be considered by the applicant where appropriate for conditions where canopy is to be used. The registration document will record the maximum load for successful tests.

5.5 Materials

All main load bearing components used in the construction of protective canopies must be in accordance with AS 4100-1998 or AS 3990-1993.

5.6 Welding

All welding must comply with Category SP welds as set out in AS/NZS 1554.1:2014.

6 Testing requirements

6.1 Loading method

- (1) When testing in the vertical plane, an acceptable method of test provides for the test load to be distributed within the middle ninth of the roof's plan view area.
- (2) When testing in the horizontal plane, an acceptable method of test provides for the test load to be distributed along the middle third of the longitudinal and middle third of the lateral edge of the roof separately.

6.2 Test Method

- (1) All testing must be carried out with the canopy fully extended, unless stated otherwise.

- (2) A dial indicator is suitable for measurement of the maximum deflection and the permanent set, caused by the application of the test load.
- (3) Apply vertical test load to middle ninth plan view area i.e. to one third span of width and length:
 - (a) For fixed type canopy apply preload of between 300–500 kg to remove slack from joints, set dial indicator to zero then apply test load. Record deflection “A” under the test load and the residual deflection “B” on removal of the test load. “B” divided by “A” must be less than 10% for the canopy to be satisfactory.
Note: It may be necessary to repeat this test or other tests in order to further eliminate any initial movement in pinned or bolted connections.
 - (b) For canopies initially supported by hydraulic cylinders, measure pressure and load at hydraulic cylinders when full test load is applied, then increase test load till cylinders yield, record yield pressure and load. Ensure that pressure relief system reseats when load is reduced i.e. reload a second time.
 If the yield testing of the hydraulics requires a load which is beyond the elastic limit of the canopy then separate bench testing of the hydraulics may be required.
 - (c) With canopy lowered to its minimum height and oil removed from the support cylinders i.e. canopy resting on its mechanical stops apply test load as per 6.2 (3) (a) above.
Note: This test is only applicable for canopies with hydraulic height adjustment where the support cylinders are required to elastically support the test load without pressure relief occurring.
- (4) Re-extend canopy to maximum height and apply horizontal test load along the middle one third of the canopy edge directing the load away from the centreline of the machine. Preload and deflection measurements are as in 6.2 (3) above.
- (5) Repeat test 4 (per 6.2 (4) above) but with the load applied towards the centreline of the machine. This test is only necessary if there is a significant difference in the strength of the canopy supports between the two directions. Preload and deflection measurements are as in 6.2 (3) above.
- (6) Apply horizontal test load along the middle one third of the canopy edge directing the load from the rear to the front of the machine. Preload and deflection are as in 6.2 (3) above.
 For canopies fitted with rear hydraulic cylinders, the cylinder must not be the component that stops any upward movement that may occur i.e. a mechanical stop should prevent over extension of the canopy.
- (7) Repeat test 6 (per 6.2 (6) above) but with the load applied directed from the front to the back of the machine. This test is only necessary if there is a significant difference in the strength of the canopy supports between the two directions. Preload and deflection are as in 6.2 (3) above.

6.3 Test Results

Full details of the results of each test must be supplied with the application for design registration.

7 Performance standards

7.1 Canopy performance

- (1) When tested, the canopy must elastically resist a minimum test load of 8.2 tonnes applied vertically, and a minimum test load of 2.0 tonnes applied horizontally, in both longitudinal and transverse directions independently.

Note: Larger test loads may be used if required for site specific conditions.

- (2) To achieve 7.1 (1) above, the permanent set after testing must be less than 10% of the maximum deflection measured with the load applied.

7.2 Welded joints

All welded joints must be non-destructively examined in accordance with AS/NZS 1554.1:2014.

7.3 Certification

The design and testing must be certified to comply with these requirements by the designer.

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

Registration of Conveyor Belting Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
 Executive Director Governance
 Department of Trade and Investment, Regional
 Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

REGISTRATION OF CONVEYOR BELTING DESIGN ORDER 2015

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Conveyor Belting Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

AS is a reference to Australian Standards.

Chief Inspector is a person appointed under the *Work Health and Safety (Mines) Act 2013*.

ISO is a reference to International Organisation for Standardisation.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

4 Revocation of Requirements for Design Registration of Conveyor Belts used in Underground Mines

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for Design Registration of Conveyor Belts used in Underground Mines* published in *NSW Government Gazette* No 24 of 2 February 2007 at page 666 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirements

- (1) All conveyor belting used in underground coal mines must be designed in accordance with AS 4606-2012 *Grade S fire resistant and antistatic requirements for conveyor belting and conveyor accessories*.
- (2) In this Order, all references to AS 4606-2012 is a reference to such standard, as amended from time to time.

6 Testing requirements

6.1 General

- (1) Conveyor belts must be type tested and retested in accordance with the requirements of clause 5 ‘*Type testing*’ of AS 4606-2012 (as amended from time to time).
- (2) Conveyor belts must be tested in accordance with all of the following test standards (as amended from time to time), as altered by clause 6.1 of AS 4606-2012:
 - (a) AS 1334.12-1996 *Methods of testing conveyor and elevator belting – Determination of combustion propagation characteristics of conveyor belting*;
 - (b) AS 1334.11-1988 *Methods of testing conveyor and elevator belting – Determination of ignitability and maximum surface temperature of belting subjected to friction*;
 - (c) AS 1334.10-1994 *Methods of testing conveyor and elevator belting – Determination of ignitability and flame propagation characteristics of conveyor belting*;
 - (d) ISO 4589-2:1996 *Plastics – Determination of burning behaviour by oxygen index – Part 2: Ambient-temperature test*;
 - (e) ISO 284:2012 *Conveyor belts – Electrical conductivity – Specification and test method*, or AS 1334.9-1982 *Methods of testing conveyor and elevator belting – Determination of electrical resistance of conveyor belting*.

- (3) Retesting of conveyor belt samples may be carried out in accordance with clause 6.3 ‘*Retesting for type tests*’ of AS 4606-2012.

6.2 Test Facility

- (1) Despite the requirements of clause 5.5 ‘*Test facility*’ of AS 4606-2012, the test facility used for type testing must be a test facility which is unrelated to the organisation manufacturing or supplying the conveyor belt.
- (2) The test facility must either be:
 - (a) a test facility in Australia and be accredited by the National Association of Testing Authorities (NATA) for conducting the tests and issuing reports for those tests; or
 - (b) a facility acceptable to the Chief Inspector having regard to test equipment, equipment calibration, quality processes, work methods, past test experience and independent technical verification.

7 Performance standards

- (1) Conveyor belts must comply with the requirements of Grade S conveyor belting as set out in AS 4606-2012.
- (2) Despite the performance requirements of clause 6.1.3 of AS 4606-2012, ‘*Ignitability and maximum surface temperature of belting subjected to friction (Drum friction test)*’, conveyor belts for special applications need not comply with those requirements, provided:
 - (a) it can be demonstrated that it is not reasonably practicable to comply; and
 - (b) a risk assessment is carried out to identify all engineering control measures that will be in place to protect from the risk of heating of the conveyor belt due to belt slip and/or friction between the conveyor belt and a metal object.

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

Registration of Detonators Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

REGISTRATION OF DETONATORS DESIGN ORDER 2015

under the

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

1 Name of Order

This Order is the *Registration of Detonators Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

Chief Inspector is a person appointed under the *Work Health and Safety (Mines) Act 2013*.

ISO is a reference to International Organisation for Standardisation.

HSE is a reference to the Health and Safety Executive, United Kingdom.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

4 Revocation of Requirements for Registration of Detonators used in Underground Mines at a Coal Workplace

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for Registration of Detonators used in Underground Mines at a Coal Workplace* published in *NSW Government Gazette* No 10 of 25 January 2008 at page 185 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirement

- (1) All detonators used in underground coal mines must be copper-cased with leading wires of copper complying with HSE Testing Memorandum No 13 (TM13) *Conditions of Test and Approval of Electric Detonators*, Appendix 'C' excluded, (as amended from time to time).
- (2) All detonators, including its associated components, must be designed so that the detonator is capable of satisfactorily initiating detonation in the explosive or explosives in which it is intended to be used, without itself being an effective ignition source of a methane enriched atmosphere.
- (3) The detonator must be of such character as not to be liable to deteriorate or to become dangerous under conditions of storage or use.

6 Testing requirements

6.1 Test facility

All compliance testing must be carried out by:

- (a) Health and Safety Laboratory, United Kingdom, or
- (b) an equivalent facility acceptable to the Chief Inspector having regard to test equipment, equipment calibration, quality processes, work methods, past test experience and independent technical verification.

6.2 Test method

Detonators must be tested in accordance with the relevant requirements of HSE Testing Memorandum No 13 (TM13) *Conditions of Test and Approval of Electric Detonators*, Appendix 'C' excluded (as amended from time to time).

7 Performance standards

- (1) When tested, the design of the detonator must provide evidence that it is capable of satisfactorily initiating detonation in the explosive or explosives in which it is intended to be used.
- (2) All detonators must pass the following performance requirements:
 - (a) **Fusehead resistance:** the electrical resistance of the fusehead must be not less than 0.9 ohms and not greater than 1.8 ohms.
 - (b) **Firing current:** with a current of 0.6 ampere d.c. applied for 50 milliseconds, the probability of a misfire must not exceed 1 in 10 000.
 - (c) **No-fire current:** with a current of 0.25 ampere d.c., applied for 5 seconds, the probability of a detonator firing must not exceed 1 in 10 000.
 - (d) **Detonator resistance:** not more than 2% of the detonators of any one type must have a total resistance, inclusive of the leading wires, of more than 2.2 ohms.

In addition, for delay detonators, the mean delay time for each delay number should correspond approximately to the nominal delay time. And, the tolerance on the delay time should be such that the probability of the delay time of a detonator taken at random from one delay number in series overlapping the delay time of a detonator similarly taken from an adjacent delay number must not exceed 1 in 20 (i.e. an overlap probability less than 0.05).
 - (e) **Detonator series firing:** when a current of 1.25 amperes d.c. is applied for 4 milliseconds there shall be no failure in 20 consecutive rounds each of 10 detonators connected in series.
 - (f) **Detonator incendivity tests:** when fired in the presence of a methane-air mixture containing 9% methane, in a steel lined chamber of approximate dimensions 710mm x 265mm x 50mm sealed along the top by polythene film, using a current of 1.25 amperes d.c. applied for 4 milliseconds, the probability of ignition must be such that not more than 14 ignitions in 200 tests are produced.
- (3) Ongoing performance must be provided through quality control by either:
 - (a) being certified to comply with ISO 9001:2008 *Quality management systems – Requirements* (as amended from time to time); or
 - (b) demonstrated every three years as being equivalent to ISO 9001:2008 (as amended from time to time).

**WORK HEALTH AND SAFETY (MINES)
REGULATION 2014**

Registration of Diesel Engine Systems
Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

**REGISTRATION OF DIESEL ENGINE SYSTEMS
FOR USE IN UNDERGROUND COAL MINES
DESIGN ORDER 2015**

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Diesel Engine Systems Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

MDG is a reference to mining design guidelines produced by the NSW Government and published on the Department of Trade and Investment, Regional Infrastructure and Services website.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

4 Revocation of Requirements for Registration of Diesel Engine System Design

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for Registration of Diesel Engine System Design* published in *NSW Government Gazette* No 24 of 2 February 2007 at page 667 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirements

All diesel engine systems used in underground coal mines must be designed in accordance with MDG 43 *Technical Standard for the Design of Diesel Engine Systems for Use in Underground Coal Mines*, as amended from time to time.

6 Testing requirements

All diesel engine systems must be tested in accordance with MDG 43, as amended from time to time.

7 Performance standards

All diesel engine systems must meet the performance standards in accordance with MDG 43, as amended from time to time.

**WORK HEALTH AND SAFETY (MINES)
REGULATION 2014**

Registration of Explosive-Powered Tools
Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional
Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

**REGISTRATION OF EXPLOSIVE-POWERED
TOOLS DESIGN ORDER 2015**

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Explosive-powered Tools Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

AS/NZS is a reference to Australian/New Zealand Standard.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

4 Revocation of Requirements for Registration of Explosive-Powered Tool Design

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for Registration of Explosive-Powered Tool Design* published in *NSW Government Gazette* No 24 of

2 February 2007 at page 665 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirement

- (1) All *explosive-powered tools* used in underground coal mines must be designed, in accordance with the following standards, as amended from time to time:
 - (a) AS/NZS 1873.1:2003 *Powder-actuated (PA) hand-held fastening tools – Selection, operation and maintenance*
 - (b) AS/NZS 1873.2:2003 *Powder-actuated (PA) hand-held fastening tools – Design and construction*
 - (c) AS/NZS 1873.3:2003 *Powder-actuated (PA) hand-held fastening tools – Charges*
 - (d) AS/NZS 1873.4:2003 *Powder-actuated (PA) hand-held fastening tools – Fasteners*
- (2) Without limiting 5 (1) above, all explosive-powered tools including its associated range of explosive charges and fasteners, must be designed such that the tool itself is not an effective ignition source of a methane enriched atmosphere.

6 Testing requirements

6.1 General

The explosive-powered tool, including its associated range of explosive charges and fasteners as intended for use in the underground coal mine, must be tested to determine if the explosive-powered tool is likely to ignite an explosive atmosphere.

6.2 Test method

- (1) All explosive-powered tools must be tested as follows:
 - (a) the explosive-powered tool is to be placed in a small flameproof test chamber which is filled with a mixture of 7.5% volume ethylene in air;
 - (b) the tool is to be loaded with the range of relevant strip-mounted cartridges and range of relevant sized fasteners for which registration is sought;
 - (c) testing is to be performed at maximum and minimum power selections, using short and long fasteners firing into a range of target materials;
 - (d) testing is to be performed with a range of expected target materials including industry brick, concrete and steel plate;
 - (e) where applicable, the tool is to be tested with supplied extension trigger assembly fitted and with magazine.
- (2) Testing must be repeated at least 5 (five) times for each combination to be able to demonstrate the repeatability of the results.
- (3) Testing must be repeated to simulate all reasonably foreseeable operating conditions of the explosive-powered tool.

6.3 Test facility

All testing must be carried out by:

- (a) TestSafe Australia; or

- (b) a laboratory or testing facility acceptable to the Chief Inspector having regard to test equipment, equipment calibration, quality processes, work methods, past test experience and independent technical verification.

7 Performance standards

When the explosive-powered tool is fired in the test chamber, the surrounding ethylene environment must not ignite.

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

Registration of Design of Plant Used to Determine or Monitor the Presence of Gas Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

REGISTRATION OF DESIGN OF PLANT USED TO DETERMINE OR MONITOR THE PRESENCE OF GAS ORDER 2015

under the

WORK HEALTH AND SAFETY (MINES)
REGULATION 2014

1 Name of Order

This Order is the *Registration of Design of Plant Used to Determine or Monitor the Presence of Gas Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

AS/NZS is a reference to Australian/New Zealand Standards.

Chief Inspector is a person appointed under the *Work Health and Safety (Mines) Act 2013*.

plant used to determine or monitor the presence of gas means electrically powered hand-held plant, fixed installations and installations on mobile plant (but not

tube bundle systems where the analyser is installed at the surface) used to determine or monitor the presence of gas.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

4 Revocation of Requirements for Design Registration for Gas Detection and Monitoring Plant and Items

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for Design Registration for Gas Detection and Monitoring Plant and Items* published in *NSW Government Gazette* No 90 of 16 September 2011 at page 5524 is revoked, as is any Notice revived as a result of their revocation.

5 Design requirements

5.1 Gas detection design

(1) All plant used to determine or monitor the presence of gas used in underground coal mines must be designed to detect gas in accordance with this Order and the relevant parts of the following standards, as amended from time to time, but only in so far as this Order specifies:

- (a) AS/NZS 60079.29.1:2008 *Explosive atmosphere – Gas detectors – Performance requirements of detectors for flammable gases*;
- (b) AS/NZS 4641:2007 *Electrical apparatus for detection of oxygen and other gases and vapours at toxic levels – General requirements and test methods*.

(2) In this Order, any reference to the standards at 5.1 (1) above is a reference to such standards, as amended from time to time.

5.2 Electrical explosion protection design

All plant used to determine or monitor the presence of gas must be designed, tested and certified to comply with the relevant parts of clause 78 ‘*Use of plant in hazardous zone (explosion-protection required)*’ of the Regulation.

6 Testing requirements

6.1 Test facility – Gas detection

- (1) The test facility used for testing the performance of gas monitors must be a test facility which is unrelated to the organisation designing, manufacturing or supplying the gas monitors.
- (2) The test facility must either be:
 - (a) the Department of Trade and Investment, Regional Infrastructure and Services, Mine Safety Technology Centre, Thornton NSW; or
 - (b) a facility acceptable to the Chief Inspector having regard to test equipment, equipment calibration, quality processes, work methods, past test experience and independent technical verification.

6.2 Plant that is designed to detect methane

(1) Plant which is designed to detect methane must be tested as per the relevant clauses of AS/NZS 60079.29.1:2008, as amended below:

- (a) clause 5.4.4.2 ‘*Long-term stability (fixed and transportable apparatus – Group I only)*’, the test period of four weeks is reduced to three weeks.
 - (b) clause 5.4.4.3 ‘*Long-term stability (portable apparatus – Group I only)*’, the test period of 20 working days is reduced to 15 working days.
 - (c) clause 5.4.24.2 ‘*Other gases*’, parts a) 3) and b) 3) are not mandatory.
- (3) Plant which is designed to detect methane up to and including 5%, must also be tested as follows:
- (a) the apparatus using catalytic combustion sensors must be exposed to a volume fraction of 2.0 ± 0.2 % methane in air mixture containing a volume fraction of 50ppm hydrogen sulphide for 20 minutes and a reading taken.
 - (b) the apparatus must be exposed to a volume fraction of 2.0 ± 0.2 % methane in air mixture containing a volume fraction of 200ppm ethane (C_2H_6) and a reading taken.
- (2) Plant which is designed to detect methane up to and including 100%, must also be tested as follows:
- (a) the apparatus must be exposed to a volume fraction of 50.0 ± 5.0 % methane in air mixture containing a volume fraction of 0.5% ethane (C_2H_6).

6.3 Plant that is designed to detect Oxygen

Plant which is designed to detect Oxygen must be tested as per the relevant clauses in AS/NZS 4641:2007, as amended below:

- (a) clause 4.3.2 ‘*Transportable apparatus*’, the test period of four consecutive weeks is reduced to three consecutive weeks.
- (b) clause 4.3.3 ‘*Fixed apparatus*’, the test period of 28 days is reduced to 21 days.
- (c) clause 4.7 ‘*Pressure recovery*’, is not required for fixed units.

6.4 Plant that is designed to detect Hydrogen

(1) Plant which is designed to detect hydrogen must be tested as per with the relevant clauses in AS/NZS 60079.29.1:2008, as amended below:

- (a) clause 5.4.4.2 ‘*Long-term stability (fixed and transportable apparatus – Group I only)*’, is not mandatory.
- (b) clause 5.4.4.3 ‘*Long-term stability (portable apparatus – Group I only)*’, is not mandatory.
- (c) clause 5.4.4.4 ‘*Long-term stability (fixed and transportable apparatus – Group II only)*’, is not mandatory.
- (d) clause 5.4.4.5 ‘*Long-term stability (portable apparatus – Group II only)*’, is not mandatory.
- (e) clause 5.4.24.2 ‘*Other gases*’, is not mandatory.

(2) Plant which is designed to detect hydrogen must be tested as per the following clauses of AS/NZS 4641:2007, as amended below:

- (a) clause 3.3.1, ‘*Portable apparatus*’.
- (b) clause 3.3.2 ‘*Transportable apparatus*’, the test period of four consecutive weeks is reduced to three consecutive weeks.

- (c) clause 3.3.3 'Fixed apparatus,' the test period of 28 days is reduced to 21 days.
- (d) clause 3.24 'Effects of other gases/cross-sensitivity,' must be complied with only where the standard test gas is between 40% and 60% of manufacturer's stated measurement range.
- (e) the apparatus must be exposed to a mixture containing a concentration of hydrogen of between 40% and 60% of manufacturer's stated measurement range and a volume fraction of 200ppm ethane (C₂H₆) in air.

6.5 Plant that is designed to detect any other gas

Plant which is designed to detect any other gas must be tested as per the relevant clauses of AS/NZS 4641:2007 as amended below:

- (a) clause 3.3.2 'Transportable apparatus,' the test period of four consecutive weeks is reduced to three consecutive weeks.
- (b) clause 3.3.3 'Fixed apparatus,' the test period of 28 days is reduced to 21 day.
- (c) clause 3.7 'Pressure recovery,' is not required for fixed apparatus.

7 Performance standards

7.1 Plant that is designed to detect methane up to and including 5%

- (1) Plant which is designed to detect methane up to and including 5% must comply with the performance requirements in AS/NZS 60079.29.1:2008, as amended below:
 - (a) clause 5.4.8 'Pressure,' the change in the plant indication must not exceed the greater of ± 0.2% methane or ± 35% of the indication at 100 kPa when tested at 80 kPa, 100 kPa and 120 kPa.
 - (b) clause 5.4.10 'Air velocity,' the difference between plant indication at 0 m/s and test conditions must not exceed the greater of ± 0.1% methane or ± 10% of the indication.
 - (c) clause 5.4.15 'Warm-up time,' must comply with manufacturer's claims as stated in the plant operating manual or the requirements of AS/NZS 60079.29.1:2008.
- (2) When tested in accordance with 6.2 (2) (a) and 6.2 (2) (b) above, the difference between the plant indication and the test gas methane concentration must not exceed ±0.2% methane.

7.2 Plant that is designed to detect methane up to and including 100%

- (1) Plant which is designed to detect methane up to and including 100% must comply with the performance requirements in AS/NZS 60079.29.1:2008, as amended below:
 - (a) clause 5.4.8 'Pressure,' the change in the plant indication must not exceed the greater of ± 5% methane or ± 35% of the indication at 100 kPa when tested at 80 kPa, 100 kPa and 120 kPa.
 - (b) clause 5.4.10 'Air velocity,' the difference between plant indication at 0 m/s and test conditions must not exceed the greater of ± 3% methane or ± 10% of the indication.

- (c) clause 5.4.15 'Warm-up time,' must comply with manufacturer's claims as stated in the plant operating manual or the requirements of AS/NZS 60079.29.1:2008.

- (2) When tested in accordance with 6.2 (3) (a) above, the difference between the plant indication and the test gas methane concentration must not exceed ±5% methane.

7.3 Plant that is designed to detect Oxygen tested to AS/NZS 4641:2007

Plant which is designed to detect oxygen must comply with the performance requirements in AS/NZS 4641:2007, as amended below:

- (a) clause 4.24 'Effects of other gases/cross-sensitivity,' the performance requirement for the 10% CO₂ in air test is not mandatory.
- (b) clause 4.14 'Warm-up time,' must comply with manufacturer's claims as stated in the plant operating manual or the requirements of AS/NZS 4641:2007.

7.4 Plant that is designed to detect hydrogen

- (1) Plant which is designed to detect hydrogen must comply with the performance requirements in AS/NZS 60079.29.1:2008 for Group II performance requirements, as amended below:
 - (a) clause 5.4.8 'Pressure,' the change in the plant indication must not exceed the greater of ±5% measuring range or ±35% of the indication at 100 kPa when tested at 80 kPa, 100 kPa and 120 kPa.
 - (b) clause 5.4.15 'Warm-up time,' must comply with manufacturer's claims as stated in the plant operating manual or the requirements of AS/NZS 60079.29.1:2008.
- (2) When tested in accordance with 6.4 (2) (a) and 6.4 (2) (b) above, the plant must comply with the applicable requirements of AS/NZS 4641:2007, as amended below:
 - (a) clause 3.3.1, 'Portable apparatus' the difference between plant indication and the test gas concentration must not exceed the greater of ± 5% of measuring range or ±10% of the indication.
 - (b) clauses 3.3.2 'Transportable apparatus' and clause 3.3.3, 'Fixed apparatus' the difference between plant indication and the test gas concentration must not exceed the greater of ±7% of measuring range or ±20% of the indication.
- (3) When tested in accordance with 6.4 (2) (e), the difference between the plant indication and the test gas hydrogen concentration shall not exceed ±10% of indication.

7.5 Plant that is designed to detect other gases

Plant which is designed to detect other gases must comply with the relevant performance requirements in AS/NZS 4641:2007, as amended below:

- (a) plant that detects nitrogen dioxide or nitric oxide are exempt from requirements of clauses 3.6 'Pressure variation,' 3.7 'Pressure recovery' and 3.9 'Air velocity'.

- (b) clause 4.14 ‘*Warm-up time*’ must comply with manufacturer’s claims as stated in the plant operating manual or the requirements of AS/NZS 4641:2007.

7.6 Electromagnetic compatibility

Where AS/NZS 60079.29.1:2008 and/or AS/NZS 4641:2007 mandates plant testing in accordance with AS/NZS IEC 61000.4.3:2013 *Electromagnetic compatibility (EMC) – Testing and measurement techniques – Radiated, radio-frequency, electromagnetic field immunity test*, when tested, the plant must have no loss of function, degradation of performance or spurious alarms.

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

Registration of Shotfiring Apparatus Design Order 2015

I, Douglas Revette, Executive Director Governance, with the delegated authority of the Secretary, Department of Trade and Investment, Regional Infrastructure and Services in pursuance of clause 177 (5) of the *Work Health and Safety (Mines) Regulation 2014* (“the Regulation”) make the following Order.

Dated this 25th day of June 2015.

DOUGLAS REVETTE
Executive Director Governance
Department of Trade and Investment, Regional Infrastructure and Services

Explanatory note

From 1 July 2015, any reference to the Department of Trade and Investment, Regional Infrastructure and Service is a reference to the Department of Industry, Skills and Regional Development in accordance with the *Administrative Arrangements (Administrative Changes—Public Service Agencies) Order (No 2) 2015*.

REGISTRATION OF SHOTFIRING APPARATUS DESIGN ORDER 2015

under the

WORK HEALTH AND SAFETY (MINES) REGULATION 2014

1 Name of Order

This Order is the *Registration of Shotfiring Apparatus Design Order 2015*.

2 Commencement

This Order commences on 1 July 2015.

3 Interpretation

In this Order:

AS is a reference to Australian Standards.

AS/NZS is a reference to Australian/New Zealand Standards.

Chief Inspector is a person appointed under the *Work Health and Safety (Mines) Act 2013*.

circuit tester means apparatus for testing the continuity, and indicating the condition (resistance) of, a detonator circuit.

exploder means a self-contained portable apparatus designed and constructed for producing an electric current for firing detonators.

exploder tester means apparatus for testing the output characteristics of an exploder on a routine basis as a means of assessing its continued ability to perform its design function.

intrinsically safe means being certified as explosion protected using intrinsic safety techniques as identified in AS/NZS 60079.11:2009 *Explosive atmospheres – Part 11: equipment protection by intrinsic safety (i)* (as amended from time to time) for use in Group I applications.

Regulation means the *Work Health and Safety (Mines) Regulation 2014*.

shotfiring apparatus is a collective term encompassing circuit testers, exploders and exploder testing devices.

special tool means a tool that is designed to be used with a specific type of fastener and which is intended to discourage unauthorised interference with the apparatus (not a general purpose tool that is intended to be used on a range of fasteners for instance, pliers, multigrip pliers, shifting spanners, adjustable wrenches, etc.).

4 Revocation of Requirements for Design Registration for Shot Firing Apparatus used Underground at a Coal Workplace

Pursuant to clause 177 (5) and clause 34 (5) of Schedule 12 of the Regulation, the *Requirements for Design Registration of Shot Firing Apparatus used Underground at a Coal Workplace* published in *NSW Government Gazette* No 6 of 21 January 2011 at page 124 is revoked, as is any notice revived as a result of this revocation.

5 Design requirements

All shotfiring apparatus used in underground coal mines must be designed to:

- (a) withstand, without damage or impairment to correct operational performance, the arduous nature of use below ground; and
- (b) be reliable in performance; and
- (c) not sustain mechanical or electrical damage likely to affect the safe operation of the equipment, when dropped or impacted; and
- (d) ensure that the electrical circuits within the apparatus are adequately insulated from the outer case of the apparatus; and
- (e) ensure that where the exploder and the circuit tester are integrated into a single unit, it is provided with adequate segregation between the circuits of the exploder and the circuit tester, to prevent electrical leakage and/or interference from the exploder to the circuit tester circuits.

6 Testing requirements

6.1 Test facility

All testing and assessment must be carried out by:

- (a) a laboratory in Australia that is accredited by the National Association of Testing Authorities Australia; or
- (b) a facility acceptable to the Chief Inspector having regard to test equipment, equipment calibration, quality processes, work methods, past test experience and independent technical verification.

6.2 All shotfiring apparatus

The following examinations and tests must be carried out on a sample of the shotfiring apparatus to ensure compliance with the performance standards:

- (a) each item of shotfiring apparatus and associated documentation must be examined to ensure compliance with manufacturing drawings and design requirements; and
- (b) the correct functioning of each item of shotfiring apparatus must be checked to ensure compliance with relevant requirements as detailed at 7 below.

7 Performance standards

7.1 General

All shotfiring apparatus must be designed and constructed to:

- (1) prevent being disassembled without the use of special tools; and
- (2) provide an insulation resistance between the shotfiring circuit and the exploder case of greater than 50 MΩ at 1000 V when measured after conditioning for 24 hours in an ambient temperature of maximum 20 degrees Celsius and relative humidity of at least 90%; and
- (3) ensure that external parts of the enclosure must not be made of:
 - (a) aluminium; or
 - (b) an aluminium alloy containing more than 15% by mass of aluminium, magnesium and titanium, provided that the content of magnesium and titanium does not exceed 6% by mass; and
- (4) ensure that if constructed of non-metallic materials, all shotfiring apparatus must be:
 - (a) anti-static in accordance with clause 7.4.2 of AS/NZS 60079.0:2012 *Explosive atmospheres – Equipment – General requirements* (as amended from time to time); or
 - (b) contained within a leather carrying case having provision to prevent its unauthorized removal; and
- (5) provide means of carrying that does not involve the use of the hand(s). This may be incorporated on a case provided to contain the shotfiring apparatus; and
- (6) display any essential operating and safety instructions via inscription on the apparatus; and

- (7) withstand, without physical or electrical impairment, a vertical drop of 1 metre onto a concrete floor. Each test must be carried out five times; and
- (8) withstand, without sustaining mechanical damage likely to affect the safe operation of the equipment, a vertical impact test with energy of 20 joules; and
- (9) have a degree of protection of not less than IP54 in accordance with AS 60529:2004 *Degrees of protection provided by enclosures (IP Code)*, as amended from time to time.

7.2 Specific requirements for Exploders

All exploders must be designed and constructed to:

- (1) be prominently inscribed with the shot limit capacity. The shot limit must not exceed 100; and
- (2) where integrated with a continuity circuit tester, have a circuit tester which conforms with the requirements for performance as detailed at 7.3 below; and
- (3) initiate the firing current only by operation of a key or similar device, and the removal of this key or other initiation device must only be permitted when in the “off” or “safe” position; and
- (4) provide a mechanism that causes the firing key to return to the off position when not physically held in an alternate position, or contain equivalent safety features; and
- (5) provide output connection terminals that allow a convenient and secure attachment of the shotfiring cable and are arranged so that the exploder can be operated without making deliberate contact with the output connections; and
- (6) allow the firing sequence to be abandoned at any point up to the final firing position without producing an output greater than 50 milliamperes; and
- (7) ensure that removal of the firing handle or key or failure to promptly initiate the firing sequence, must cause all stored energy within the exploder, excluding supply batteries, to be promptly discharged; and
- (8) ensure adequate firing energy is available:
 - (a) for capacitor-discharge type exploders:
 - (i) electric current is prevented from being available to the output terminals until the capacitor is adequately charged; and
 - (ii) when fired provide a 4 millisecond burst of firing current at 1.25 amperes ± 15%; or
 - (b) for rotating armature excited type exploders, an RMS current is provided that achieves 1.6 amperes and sustains an output current of 1.4 amperes for at least 1 millisecond; and
- (9) provide the required firing current with a connected resistance of $2.2n + 4L$ ohms, where n is the number of shots the unit is rated to fire and L is the number of 100 metre lengths (for test purposes L must equal 12); and
- (10) after initiation of the firing output, limit the output in the shotfiring circuit so that no firing currents exist for greater than 5 milliseconds and

that no energy greater than two thirds of Group I intrinsically safe ignition energy exist after 12 milliseconds; and

- (11) prevent any possible manipulation of the firing controls to produce a firing output less than specified in 7.2 (8) above; and
- (12) once fired, prevent additional firing charge being produced before the firing control is returned to the “off” position; and
- (13) where integrated with a continuity circuit tester, ensure no output other than the continuity test is available at the firing terminals, when a single component malfunction occurs. For the purpose of this paragraph malfunction includes the mechanical or electrical malfunction of a switch, an earth fault on any part of the equipment, and an open circuit or short circuit occurring on any component or any part of the electrical circuit; and
- (14) ensure that any circuit or component contained within the exploder that produces open sparking during normal operation is intrinsically safe or contains equivalent explosion protection safeguards; and
- (15) have a test function, or test accessory, that unambiguously verifies a healthy exploder output.

7.3 Specific requirements for circuit testers

All circuit testers must be designed and constructed to:

- (1) be intrinsically safe or alternately meet the requirements and only be used in accordance with any requirements pursuant to clause 79 (1) of the Regulation; and
- (2) be incapable of firing a low tension detonator, that is, the maximum short-circuit current output must be less than 50 milliamperes; and
- (3) be reliable in performance, accurate to 1 ohm or within 5% of true resistance and capable of indicating the condition of a detonator circuit and provide a suitable range to indicate an external resistance exceeding $3n$ ohms, where n is the maximum number of detonators the exploder is designed to fire; and
- (4) ensure the electrical circuit is adequately insulated from the outer case; and
- (5) where housed within the same enclosure as the exploder ignition circuit, be constructed with adequate segregation to prevent electrical leakage or interference from a charged exploder circuit transferring to the terminals of the circuit tester; and
- (6) ensure that simultaneous operation of the circuit tester and exploder output must be inhibited and fail safe design.

Energy Notices

ELECTRICITY SUPPLY ACT 1995

DETERMINATION

Solar Feed-in Tariffs

Retailer Contribution from 1 July 2015

The determination is made under section 43ECA of the *Electricity Supply Act 1995* (NSW), and pursuant to a referral dated 3 June 2015 from the Minister to the Independent Pricing and Regulatory Tribunal (IPART). IPART has conducted an investigation and report together with this determination of the retailer benefit component payable by a Retailer to a customer under the Solar Bonus Scheme for Solar PV Exports.



Independent Pricing and Regulatory Tribunal

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Det15-01

The Tribunal members for this review are:

Dr Peter J Boxall AO, Chairman

Ms Catherine Jones

Mr Ed Willett

Independent Pricing and Regulatory Tribunal of New South Wales

PO Box Q290, QVB Post Office NSW 1230

Level 8, 1 Market Street, Sydney NSW 2000

T (02) 9290 8400 F (02) 9290 2061

www.ipart.nsw.gov.au

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Preliminary

1 Background

- (a) Under section 43ECA of the *Electricity Supply Act 1995* (NSW) (**ESA**), the Minister may refer to the Independent Pricing and Regulatory Tribunal (**IPART**), for investigation and report, the determination of the retailer benefit component payable by a Retailer to a customer under the Solar Bonus Scheme for Solar PV Exports (**Retailer Contribution**).
- (b) On 3 June 2015¹, IPART received a referral from the Minister for Industry, Resources and Energy (**Referral**) to investigate and determine the Retailer Contribution on an interim basis (**Interim Determination**).
- (c) IPART is to issue another determination as soon as practicable after this determination takes effect.
- (d) In making this determination, IPART has had regard to:
 - (1) the matters it is required to consider under the Referral; and
 - (2) the effect of the determination on competition in the retail electricity market,as required by section 43ECB of the ESA.

2 Application of this determination

- (a) This determination:
 - (1) is made pursuant to the Referral; and
 - (2) determines the Retailer Contribution, for the Interim Period.
- (b) This determination commences on the later of:
 - (1) 1 July 2015; and
 - (2) the date that it is published in the NSW Government Gazette, (**Commencement Date**).

3 Schedules

- (a) Schedule 1 sets out the Retailer Contribution for the Interim Period.
- (b) Schedule 2 sets out the definitions and the interpretation provisions.

¹ The Referral replaced the referral from the Minister for Resources and Energy dated 26 March 2014.

Schedule 1 Retailer Contribution

1 Application

This schedule sets out the Retailer Contribution for the Interim Period.

2 Retailer Contribution

The Retailer Contribution for the Interim Period is 5.1¢/kWh.

Schedule 2 Definitions and interpretation

1 Definitions

1.1 General provisions

In this determination:

Commencement Date has the meaning given in clause 2(b) of the Preliminary section of this determination.

ESA has the meaning given in clause 1(a) of the Preliminary section of this determination, being the *Electricity Supply Act 1995* (NSW).

GST has the meaning given in *A New Tax System (Goods and Services Tax) Act 1999* (Cth).

Interim Period means the period from 1 July 2015 until this determination is replaced.

IPART has the meaning given in clause 1(a) of the Preliminary section of this determination, being the Independent Pricing and Regulatory Tribunal of New South Wales established under the *Independent Pricing and Regulatory Tribunal Act 1992* (NSW).

kWh means kilowatt hours.

National Energy Retail Law means the National Energy Retail Law set out in the schedule in the *National Energy Retail Law (South Australia) Act 2011* (SA), as amended and applied in New South Wales by the *National Energy Retail Law (Adoption) Act 2012* (NSW).

Referral has the meaning given in clause 1(b) of the Preliminary section of this determination.

Retailer has the meaning given in the National Energy Retail Law.

Retailer Contribution has the meaning given in clause 1(a) of the Preliminary section of this determination.

Solar Bonus Scheme means the scheme established under section 15A of the ESA.

Solar PV Exports means electricity produced by a complying generator (as defined in section 15A of the ESA) and supplied to the distribution network by a customer under the Solar Bonus Scheme.

Taxable Supply has the meaning given in the *A New Tax System (Goods and Services Tax) Act 1999* (Cth).

2 Interpretation

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 provisions of legislation referred to in this determination are renumbered, a reference to a legislative provision extends to the corresponding re-numbered provision of the legislation;
- (f) where a word is defined, other grammatical forms of that word have a corresponding meaning;
- (g) a reference to a day is to a calendar day;
- (h) a reference to a person:
 - (1) includes any company, partnership, joint venture, association, corporation, other body corporate or government agency; and
 - (2) includes a reference to the person's executors, administrators, successors, substitutes (including, but not limited to, persons taking by novation), replacements and assigns; and
- (i) a reference to an officer includes a reference to the officer which replaces it or which substantially succeeds to its powers or functions; and
- (j) 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.

3 Clarification notice

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.

4 Prices exclusive of GST

Prices or charges specified in this determination do not include GST. A Retailer may charge customers an additional amount equal to GST payable by the Retailer in respect of any Taxable Supply to which the amounts relate.

ELECTRICITY SUPPLY ACT 1995

GAS SUPPLY ACT 1996

The NSW Social Programs for Energy Code

I, Anthony Roberts MP, Minister for Industry, Resources and Energy:

1. in accordance with clause 21 (5) of the *Electricity Supply (General) Regulation 2014* and clause 5 (5) of the *Gas Supply (Natural Gas Retail) Regulation 2014*, revoke 'Version 2.0' of the NSW Social Programs for Energy Code, which took effect on 1 July 2014 (*NSW Government Gazette* No 57 of 27 June 2014 pg 2287), with the revocation to take effect on 1 July 2015; and
2. in accordance with clause 21 (3) of the *Electricity Supply (General) Regulation 2014* and clause 5 (3) of the *Gas Supply (Natural Gas Retail) Regulation 2014*, adopt 'Version 3.0' of the NSW Social Programs for Energy Code ('Code') as set out in Schedule 1 to this notice, with the Code to take effect on 1 July 2015.

Dated at Sydney, this 3rd day of June 2015

ANTHONY ROBERTS MP

Minister for Industry, Resources and Energy

Schedule 1

NSW Social Programs for Energy Code

Low Income Household Rebate

NSW Gas Rebate

Life Support Rebate

Medical Energy Rebate

Family Energy Rebate

Energy Accounts Payment Assistance (EAPA) Scheme

Effective Date: 1 July 2015

Version: 3.0

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NSW Social Programs for Energy Code

Electricity Supply Act 1995

Gas Supply Act 1996

PART A

A1. Dictionary

A1.1 **administration fee** means:

- (a) for rebates (other than the Family Energy Rebate) \$0.80/365 multiplied by the total number of **eligible customers** as at the end of the month and multiplied by the number of days in the month; or
- (b) for the Family Energy Rebate, \$0.80 multiplied by the total number of **eligible customers** paid by the retailer as at the end of the month.

A1.2 **account holder** is a **residential customer**.

A1.3 **acquittal statement** means the relevant statement for each **rebate** and **EAPA** published by the **department**.

A1.4 **approved life support equipment** are the items listed at Appendix B3.1.

A1.5 **Code** means this NSW Social Programs for Energy Code

A1.6 **department** means Department of Industry, Skills and Regional Development.

A1.7 **EAPA** means the Energy Accounts Payment Assistance Scheme.

A1.8 **eligible customer(s)** is as defined for each **rebate** at clauses B1.1, B2.1, B3.1, B4.1 and C1.1.

A1.9 **residential customer** means a customer who purchases energy principally for personal, household or domestic use at premises from an authorised energy retailer.

A1.10 **rebate(s)** refers to any or all of the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate, Medical Energy Rebate and Family Energy Rebate, as relevant.

A1.11 **retailer(s)** means the holder of a retailer authorisation and includes Ergon Energy Queensland Pty Ltd (ACN121 177 802) for the purposes of the **Code**.

A1.12 **retailer payment** means the sum of the **administration fee** and the total value of rebates paid each month.

A1.13 **social program for energy** means a NSW Government program to ensure that energy services (including connection services and electricity and gas supply) are available to those who are in need, including those who suffer financial hardship and those who live in remote areas, and includes:

- (a) any program for electricity and gas bills payment assistance, and
- (b) any program for rebates to eligible pensioners, and
- (c) any program for rebates with respect to electricity used for life support systems.

A1.14 **supporting documentation template** means the template provided by the **department** to **retailers** for **retailer** compliance with A5.7.

A2. Purpose

A2.1 This **social programs for energy** code (the Code) has been adopted in accordance with clause 21 of the *Electricity Supply (General) Regulation 2014* and clause 5 of the *Gas Supply (Natural Gas Retail) Regulation 2014* for the purpose of facilitating the delivery of the following **social programs for energy**:

A2.1.1 Low Income Household Rebate;

A2.1.2 NSW Gas Rebate;

A2.1.3 Life Support Rebate;

A2.1.4 Medical Energy Rebate;

A2.1.5 Family Energy Rebate; and

A2.1.6 **EAPA**.

A2.2 The **Code** takes effect from the date of gazettal and replaces the previous version 2.0.

A2.3 The **Code** consists of four parts:

A2.3.1 Part A outlines the requirements applicable to the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate;

A2.3.2 Part B outlines additional requirements that are specific to the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate;

A2.3.3 Part C outlines the requirements for the Family Energy Rebate; and

A2.3.4 Part D outlines the requirements for the **EAPA** Scheme.

A2.4 Parts A, B, C and D apply to all electricity **retailers**.

A2.5 Parts A and B apply to all gas retailers in respect of the NSW Gas Rebate. Part D applies to all gas **retailers**.

A2.6 Parts A, B, C and D apply to Ergon Energy Queensland Pty Ltd (ACN 121 177 802), as an exempt person under clause 21(2) of the *Electricity Supply (General) Regulation 2014*, in relation to **eligible customers** connected to the distribution system of Ergon Energy Corporation Limited (ACN 087 646 062).

A3. Overview of social programs for energy

A3.1 The Low Income Household Rebate is designed to provide assistance in relation to a **residential customer's** energy expenses.

A3.2 The NSW Gas Rebate is designed to provide assistance in relation to a **residential customer's** gas expenses.

A3.3 The Life Support Rebate is designed to provide assistance where **approved life support equipment** that is essential to support life is used by the **residential customer** or another person who lives at the same address as the **residential customer**. This **rebate** is not means tested and depends on the type of machine in use, and in some cases, the frequency of such use.

A3.4 The Medical Energy Rebate is designed to provide assistance where a **residential customer** or a person who lives at the same address as the **residential customer** has an inability to self-regulate body temperature and the **residential customer**

holds one of the required concession cards. An inability to self-regulate body temperature may be associated with certain medical conditions.

- A3.5 The Family Energy Rebate is designed to assist families to manage their energy costs. It is only available to **residential customers** who receive the Commonwealth Government's Family Tax Benefit A or B.
- A3.6 Each of the **rebates** set out in A3.1, A3.3 & A3.4 are applied to a **residential customer's** electricity bill.
- A3.7 The NSW Gas Rebate set out in A3.2 is applied to a **residential customer's** gas bill.
- A3.8 The **EAPA** Scheme is designed to assist **residential customers** who are experiencing difficulty in paying their gas and/or electricity bill owing to a crisis or emergency situation.

A4. Retailer obligations

A4.1 A **retailer** must:

- A4.1.1 as soon as practicable after an election is made by any person who is or may be a **residential customer**, for the provision of energy (i.e. electricity and gas) supply, inform that person of the availability of the **social programs for energy** and provide an application form, if requested;
- A4.1.2 include information on the availability of **social programs for energy** in all bills issued to **residential customers**;
- A4.1.3 include information relating to the availability of **social programs for energy** on its website;
- A4.1.4 acknowledge that the relevant **social program for energy** is funded by the NSW Government in any promotional material that refers to the **social program for energy**; and
- A4.1.5 inform on-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents of the availability of the **rebate(s)** if contacted by these customers and direct them to the **department's** website for information on how to apply.

Note: Not all residential community, retirement village or strata scheme residents are on-supplied electricity and/or gas. Some residential community, retirement village and strata scheme residents are supplied electricity and gas directly by a **retailer** and are considered eligible for all **rebates** subject to meeting all eligibility criteria outlined in Parts B, C and D. **Retailers** must meet the obligations outlined in the **Code** for these customers.

A4.2 **Retailers** may promote the **social programs for energy** together with their own products as part of their overall marketing strategy but must, at all times, comply with clause A4.1.

A5. General Information – Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate only

A5.1 Application of this section

- A5.1.1 This section applies to the Low Income Household Rebate, NSW Gas Rebate, Life Support Rebate and Medical Energy Rebate (**rebate** or **rebates**, depending on the context).
- A5.1.2 **Retailers** must have systems in place to enable them to deliver all **rebates** in line with the requirements contained in the **Code**.

A5.2 Information to customers

- A5.2.1 A **residential customer** may receive one or more **rebates** concurrently or more than one payment under the Life Support Rebate, subject to meeting the eligibility requirements for each particular **rebate**.
- A5.2.2 Where one or more **rebates** are payable, **retailers** must identify each **rebate** as a separate credit amount on the **eligible customer's** bill.
- A5.2.3 A **retailer** must use the following descriptions (as relevant) for each separate credit amount on the bill:
- A5.2.3.1 “NSW Gvt Household rebate” or “NSW Low Income Household Rebate”; and
 - A5.2.3.2 “NSW Government Gas Rebate”; and
 - A5.2.3.3 “NSW Government Life Support Rebate” or “NSW Government Rebate for the [insert specific machine type]”; and
 - A5.2.3.4 “NSW Medical Energy Rebate”; and
 - A5.2.3.5 “NSW Family Energy Rebate”.

A5.3 Verification of new customers with the Commonwealth Department of Human Services (DHS)/Department of Veterans' Affairs (DVA)

- A5.3.1 Where required under the eligibility criteria for each **rebate**, a **retailer** must verify the Pensioner Concession Card, DHS Health Care Card or DVA Gold Card status of each new customer with DHS before a **rebate** is applied to that customer's bill.
- A5.3.2 Despite clause A5.3.1, if a **retailer** verifies the eligibility of new customers with DHS in weekly or monthly batches, rather than using a single enquiry to verify a customer individually, reasonable attempts must be made by that **retailer** to ensure eligibility is verified before the **rebate** is applied to a customer's bill.

Note: To avoid errors in entering the Pensioner Concession Card, DHS Health Care Card or DVA Gold Card number in the system, **retailers** are encouraged to use the DHS algorithm which verifies whether the DHS customer reference number/DVA file number is genuine and prevents the system accepting incorrect numbers. To gain access to the DHS algorithm, **retailers** must apply directly to DHS.

A5.4 Notifying ineligible customers

- A5.4.1 A **retailer** must notify a customer who applies, but is found to be ineligible to receive the **rebate** applied for, of their ineligibility as soon as practicable.
- A5.4.2 The notification given by the **retailer** must include the reason(s) for declining the application.

A5.5 Date of commencement

- A5.5.1 Once a customer is assessed as eligible to receive a **rebate**, the **retailer** must pay the **rebate** from the date on which the application was made by the customer.
- A5.5.2 Subject to clause A5.5.1, a customer who applies to their **retailer** for the 2015/16 NSW Gas Rebate with an application date prior to 1 December 2015, shall be deemed to have made their application on 1 July 2015.
- A5.5.3 Subject to clause A5.5.1, a customer who applies to their **retailer** for the Life Support Rebate, and who claims this **rebate** for power wheelchairs, with an application date prior to 1 December 2015, shall be deemed to have made their application on 1 July 2015.
- A5.5.4 Subject to clause A5.6, **rebates** must not be back-dated prior to the date on which a customer's application is made.
- A5.5.5 Where a customer changes **retailer**, the date the customer's supply commences with the new **retailer** will be deemed to be the date the customer applied for the **rebate**. This will ensure that the **rebate** is continuously paid to the customer during the transfer from one **retailer** to another.

A5.6 Ensuring eligible customers continue to receive the Rebate

- A5.6.1 **Retailers** must ensure that **eligible customers** continue to receive the **rebate** without interruption (provided there is no change to their circumstances that would render the customer ineligible) in the following circumstances:
 - A5.6.1.1 after changing contracts;
 - A5.6.1.2 after changing **retailer**;
 - A5.6.1.3 after moving residence; or
 - A5.6.1.4 during the annual verification process.
- A5.6.2 If a customer's **rebate** payments cease under any of the circumstances listed in A5.6.1, or as a result of **retailer** error, the **retailer** must reimburse the customer for the period they would have otherwise been entitled to receive the rebate.

A5.7 Arrangements for retailer payment

- A5.7.1 A **retailer payment** will be provided to **retailers** each month.
- A5.7.2 The **retailer payment** for **rebates** must include:
 - A5.7.2.1 the total value of the **rebates** paid to **eligible customers** during the month; and
 - A5.7.2.2 the **administration fee**.

- A5.7.3 The **retailer** must record the total value of the **rebates** paid by the **retailer**, the **administration fee** claimed by the **retailer** and the number of **eligible customers** based on the figures contained in the **retailer's** system records.
- A5.7.4 Each **retailer** must submit the following documents to the **department** by the 10th business day of each subsequent month:
- A5.7.4.1 a completed and certified monthly **acquittal statement** in the form published by the **department** on the **department's** website; and
 - A5.7.4.2 a tax invoice for the **retailer payment**; and
 - A5.7.4.3 a completed **supporting documentation template** (published by the **department**) to substantiate the **retailer's** claims in the tax invoice and **acquittal statement**. The data used to complete the **supporting documentation template** must be sourced from the system records referred to in clause A5.7.3.
- A5.7.5 the **acquittal statement** must be certified and signed by an appropriately responsible person nominated by the **retailer**. Each **retailer** must communicate the name of the nominated person/s to the **department** for verification purposes.
- A5.7.6 any changes to the **acquittal statement** and/or **supporting documentation template** will be made by the **department** only after appropriate consultation with **retailers**.

A5.8 Credit balance

- A5.8.1 If the total of a customer's bill is less than the **rebate** amount, the difference is to be applied as a credit to the customer's account and is to be carried forward to the next billing cycle.
- A5.8.2 Where a customer with a **rebate** credit elects to change his or her **retailer** or close their electricity and/or gas account with a **retailer**, that **retailer** must refund to the customer the credit amount at the date of transfer to the new **retailer** or the date that the customer closed the account with that **retailer**.

A5.9 Customers required to notify their retailer

- A5.9.1 A **retailer** must advise **residential customers** that they are required to notify their **retailer**, as soon as possible, of any changes in their circumstances that would affect their pending application or continued eligibility for a **rebate**.

A5.10 Compliance

- A5.10.1 **Retailers** must establish and maintain accounting procedures and records to enable periodic reports to be prepared to substantiate compliance with the **Code**.
- A5.10.2 **Retailers** must, upon request, provide such reports to the Minister, the **department** or any auditor appointed by the **department**.
- A5.10.3 **Retailers** must maintain records to substantiate compliance with the **Code** for a period of seven years.

A5.11 Calculation of the rebate

- A5.11.1 The Low Income Household Rebate and the Medical Energy Rebate must be calculated on the applicable daily rate basis (e.g. \$235/365 days) which is multiplied by the number of days in each billing cycle (e.g. for quarterly bills, 92 days) and offset against the gross amount of the bill before GST is applied.
- A5.11.2 The Life Support Rebate must be calculated on the applicable daily rate (24 hour or less than 24 hour) which is multiplied by the number of days in each billing cycle and offset against the gross amount of the bill before GST is applied.
- A5.11.3 The Life Support Rebate, for customers claiming for power wheelchairs, for the 2015/16 financial year, must be backdated by the **retailer** for unpaid rebates owing for the period between 1 July 2015 and 30 November 2015.
- A5.11.4 The NSW Gas Rebate must be calculated on the applicable daily rate basis (e.g. \$90/365 days) which is multiplied by the number of days in each billing cycle (e.g. for quarterly bills, 92 days) and offset against the gross amount of the bill before GST is applied.
- A5.11.5 The NSW Gas Rebate, for the 2015/16 financial year, must be backdated by the **retailer** for unpaid rebates owing for the period between 1 July 2015 and 30 November 2015.

A5.12 Confidentiality

- A5.12.1 **Retailers** are required to protect the confidentiality of **eligible customers** to ensure that their records are not used for any purpose other than the delivery of the **rebate** or as stipulated in this **Code** for audit purposes.

PART B

B1. Low Income Household Rebate

B1.1 Eligibility criteria

- B1.1.1 To be eligible for the Low Income Household Rebate a person must:
- B1.1.1.1 be resident in New South Wales; and
 - B1.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence; and
 - B1.1.1.3 hold either a:
 - B1.1.1.3.1 Pensioner Concession Card issued by the DHS/DVA; or
 - B1.1.1.3.2 DHS Health Care Card; or
 - B1.1.1.3.3 DVA Gold Card marked with either:
 - B1.1.1.3.3.1 War Widow or War Widower Pension; or
 - B1.1.1.3.3.2 Totally and Permanently Incapacitated (TPI); or
 - B1.1.1.3.3.3 Disability Pension (EDA).

B1.2 Application process

- B1.2.1 A person may apply for the Low Income Household Rebate in person, in writing or by telephone.
- B1.2.2 A **retailer** must establish a standard pro-forma application that requires an applicant to provide the following information:
- B1.2.2.1 the full name of the applicant;
 - B1.2.2.2 the applicant's address;
 - B1.2.2.3 the name and number of the concession card that makes the customer eligible for the Low Income Household Rebate;
 - B1.2.2.4 the date of grant or expiry of the concession card; and
 - B1.2.2.5 the date of application for the Low Income Household Rebate.
- B1.2.3 The pro-forma application must include a statement to the following effect:
- B1.2.3.1 the eligibility details provided by the customer in their application will be used to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS/DVA;
 - B1.2.3.2 the customer has the right to revoke their consent to the eligibility check at any time in writing; and
 - B1.2.3.3 if the customer refuses to give consent, they will no longer receive the Low Income Household Rebate unless they can provide written verification of their continuing eligibility from the DHS/DVA.
- B1.2.4 When an application is made in writing or in person, the customer must sign the application form.
- B1.2.5 When an application is made by telephone, the officer receiving the application must:
- B1.2.5.1 inform the applicant of the statements set out in clause B1.2.3;

- B1.2.5.2 request the applicant's consent to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS /DVA; and
- B1.2.5.3 record the applicant's consent/refusal.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B1.3 Ongoing verification to ascertain continued eligibility of customers

- B1.3.1 A **retailer** must verify the details of all **rebate** recipients who hold a DHS Health Care Card for continued eligibility with the DHS at least once every three months.
- B1.3.2 A **retailer** must verify the details of all other **rebate** recipients for continued eligibility with the DHS or DVA at least once a year.
- B1.3.3 If a customer fails a verification check, the **retailer** must inform the customer as soon as practicable.
- B1.3.4 The results of the above verification checks must be provided by the **retailer** to the **department** each year. The results must include the following information:
 - B1.3.4.1 the number of eligible Pensioner Concession Card, Health Care Card and Gold Card holders in each category;
 - B1.3.4.2 the total number of initial mismatches; and
 - B1.3.4.3 the total number of customers determined as ineligible from the verification process.
- B1.3.5 All **retailers** must have a contractual arrangement with the DHS before verifying customers' details with the DHS.

B1.4 Rebate indexation

- B1.4.1 For **eligible customers**, the rebate will be:
 - B1.4.1.1 \$235 per annum between 1 July 2015 and 30 June 2016; and
 - B1.4.1.2 \$235 per annum thereafter unless advised otherwise by the **department**.

B2. NSW Gas Rebate

B2.1 Eligibility criteria

- B2.1.1 To be eligible for the NSW Gas Rebate a person must:
- B2.1.1.1 be resident in New South Wales; and
 - B2.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the gas account for supply of natural gas to his or her principal place of residence; and
 - B2.1.1.3 hold either a:
 - B2.1.1.3.1 Pensioner Concession Card issued by the DHS/DVA; or
 - B2.1.1.3.2 DHS Health Care Card; or
 - B2.1.1.3.3 DVA Gold Card marked with either:
 - B2.1.1.3.3.1 War Widow or War Widower Pension; or
 - B2.1.1.3.3.2 Totally and Permanently Incapacitated (TPI); or
 - B2.1.1.3.3.3 Disability Pension (EDA).

B2.2 Application process

- B2.2.1 A person may apply for the NSW Gas Rebate in person, in writing or by telephone.
- B2.2.2 A **retailer** must establish a standard pro-forma application that requires an applicant to provide the following information:
- B2.2.2.1 the full name of the applicant;
 - B2.2.2.2 the applicant's address;
 - B2.2.2.3 the name and number of the concession card that makes the customer eligible for the NSW Gas Rebate;
 - B2.2.2.4 the date of grant or expiry of the concession card; and
 - B2.2.2.5 the date of application for the NSW Gas Rebate.
- B2.2.3 The pro-forma application must include a statement to the following effect:
- B2.2.3.1 the eligibility details provided by the customer in their application will be used to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS/DVA;
 - B2.2.3.2 the customer has the right to revoke their consent to the eligibility check at any time in writing; and
 - B2.2.3.3 if the customer refuses to give consent, they will no longer receive the NSW Gas Rebate unless they can provide written verification of their continuing eligibility from the DHS/DVA.
- B2.2.4 When an application is made in writing or in person, the customer must sign the application form.
- B2.2.5 When an application is made by telephone, the officer receiving the application must:
- B2.2.5.1 inform the applicant of the statements set out in clause B2.2.3;
 - B2.2.5.2 request the applicant's consent to check their Pensioner Concession Card/Health Care Card/Gold Card status with the DHS /DVA; and
 - B2.2.5.3 record the applicant's consent/refusal.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B2.3 Ongoing verification to ascertain continued eligibility of customers

- B2.3.1 A **retailer** must verify the details of all **rebate** recipients who hold a DHS Health Care Card for continued eligibility with the DHS at least once every three months.
- B2.3.2 A **retailer** must verify the details of all other **rebate** recipients for continued eligibility with the DHS or DVA at least once a year.
- B2.3.3 If a customer fails a verification check, the **retailer** must inform the customer as soon as practicable.
- B2.3.4 The results of the above verification checks must be provided by the **retailer** to the **department** each year. The results must include the following information:
 - B2.3.4.1 the number of eligible Pensioner Concession Card, Health Care Card and Gold Card holders in each category;
 - B2.3.4.2 the total number of initial mismatches; and
 - B2.3.4.3 the total number of customers determined as ineligible from the verification process.
- B2.3.5 All **retailers** must have a contractual arrangement with the DHS before verifying customers' details with the DHS.

B2.4 Rebate indexation

- B2.4.1 For **eligible customers**, the **rebate** will be:
 - B2.4.1.1 \$90 per annum between 1 July 2015 and 30 June 2016; and
 - B2.4.1.2 \$90 per annum thereafter unless advised otherwise by the **department**.

B3. Life Support Rebate

B3.1 Eligibility criteria

- B3.1.1 To be eligible for the Life Support Rebate a person must:
- B3.1.1.1 be resident in New South Wales; and
 - B3.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence where approved equipment (see approved list in Appendix B3.1) is used by the customer or another person who lives at the same address; and
 - B3.1.1.3 submit a valid application form as provided by the **department** (which will be made available to customers on the **department's** website), duly signed by a registered medical practitioner (who is not the applicant) to verify that the use of the approved life support equipment is required at his or her principal place of residence.

B3.2 Application process

- B3.2.1 Applications must be made in writing using the application form provided by the **department**. The application form will also be made available for download on the **department's** website. Relevant parts of the application form must be completed and signed by both the applicant and a medical practitioner.
- B3.2.2 Applicants must send their signed application form to their **retailer**.
- B3.2.3 Before applying the **rebate** to a customer's account, **retailers** must verify that the application form is properly completed and signed by both the applicant and a registered medical practitioner (who is not the applicant). Certificates from equipment manufacturers or from sleep clinics (without the signature of a registered medical practitioner) are not acceptable.
- B3.2.4 In the event that an applicant lives in remote or regional NSW and is being treated by the Royal Flying Doctor Service (RFDS), the application form may be signed by any medical practitioner under the RFDS.
- B3.2.5 The customer must re-apply for the **rebate** every two years.
- B3.2.6 At the time of application, in order to confirm the applicant's continued eligibility for the **rebate**, the retailer must bring to the attention of the applicant that an updated application form will be required every two years from the date of the initial approval for the **rebate**.
- B3.2.7 Customers who are currently receiving the **rebate** are not required to submit a fresh application form until they are due for their two yearly verification.
- B3.2.8 In order to ensure continuity of the **rebate** where a customer changes his or her **retailer**, the date the customer's supply commences with the new **retailer** will be deemed to be the date the customer applied for the **rebate**. However, the customer must complete and submit an application to the new **retailer** before the **rebate** can be applied by the new **retailer**. Note that this may cause some inconvenience to the customer but the

retailer requires the relevant information in order to ensure ongoing priority of supply for the customer.

B3.2.9 **Retailers** must conduct a verification audit of the **rebate** every two years to confirm it is only being provided to **eligible customers** and provide the results of the audit to the **department**, or its auditor, on request.

B3.2.10 The amount of the **rebate** for each item of **approved life support equipment** is set out at Appendix B3.1.

Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B3.3 Rebate indexation

B3.3.1 For **eligible customers**, the **rebate** will be:

B3.3.1.1 Between 1 July 2015 and 30 June 2016, the daily rate applicable to each piece of approved equipment as listed in Appendix B3.1: and

B3.3.1.2 Thereafter, the daily rate daily rate applicable to each piece of approved equipment as listed in Appendix B3.1 unless advised otherwise by the **department**.

Appendix B3.1 – Approved Equipment List

List of Approved Life Support Equipment		
Equipment	Examples of brand names*	Daily rate
Positive Airways Pressure (PAP) Device	Continuous Positive Airways Pressure (CPAP), Bilevel or Variable Positive Airways Pressure (BiPAP or V-PAP) etc	\$0.30 for less than 24 hour usage \$0.59 for 24 hour usage
Enteral feeding pump	Kangaroo pump Companion-Abbott Flexiflow patrol pump	\$0.37
Phototherapy equipment	Blue light therapy	\$3.07
Home dialysis	Haemodialysis or Peritoneal automated cyclers machines – Brand names include: Fresenius, Gambro, Baxter	\$1.28
Ventilators	LTV series, Breas, PLV-100 etc, Iron Lung	\$3.07
Oxygen concentrators	Devilbiss etc	\$1.54 for less than 24 hour usage \$2.59 for 24 hour usage
Total Parenteral Nutrition (TPN) pump	Volumatic pump Flowguard pump	\$0.70
External heart pump	Left Ventricular Assist Device	\$0.09
Power wheelchairs for quadraplegics	Electric wheelchairs – Brand names include: Quickie, Zippie, etc,	\$0.25

NOTE: List of brand names against each piece of equipment has been included for information only, and is not exhaustive.

B4. Medical Energy Rebate

B4.1 Eligibility criteria

- B4.1.1 To be eligible for the Medical Energy Rebate a person must:
- B4.1.1.1 be resident in New South Wales; and
 - B4.1.1.2 be a customer of the **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence; and
 - B4.1.1.3 submit a valid application form as provided by the **department** (which will be made available to customers on the **department's** website), duly signed by a registered medical practitioner (who is not the applicant) to verify that either the customer named on the bill or anyone residing at the residence has an inability to self-regulate body temperature as defined at B3.1.2 below; and
 - B4.1.1.4 hold either a:
 - B4.1.1.4.1 Pensioner Concession Card issued by the DHS/DVA; or
 - B4.1.1.4.2 DHS Health Care Card; or
 - B4.1.1.4.3 DVA Gold Card.
- B4.1.2 For the purpose of this **rebate**, an **eligible customer** has an inability to self-regulate body temperature where the **eligible customer** (or someone living at the supply address of the **eligible customer**) has been assessed by a registered treating medical practitioner (who is not the applicant) who has been treating them for at least three months as meeting one of the following four primary qualifying conditions and one of the three secondary qualifying conditions:
- B4.1.2.1 Primary qualifying conditions:
- B4.1.2.1.1 autonomic system dysfunction (Medical conditions in which the autonomic system has been damaged eg severe spinal cord injury, stroke, brain injury and neurodegenerative disorders);
 - B4.1.2.1.2 loss of skin integrity or loss of sweating capacity (for example, significant burns greater than 20%, severe inflammatory skin conditions and some rare forms of disordered sweating);
 - B4.1.2.1.3 objective reduction of physiological functioning at extremes of environmental temperatures (for example, advanced multiple sclerosis); and
 - B4.1.2.1.4 hypersensitivity to extremes of environmental temperature leading to increased pain or other discomfort or an increased risk of complications (for example, complex regional pain syndrome and advanced peripheral vascular disease).
- B4.1.2.2 Secondary qualifying conditions:
- B4.1.2.2.1 severe immobility (for example, such as occurs with Quadriplegia or high level Paraplegia, particularly above mid thoracic level (T7) resulting in problems with self regulation of body temperature due to loss of sympathetic nervous system control);
 - B4.1.2.2.2 demonstrated significant loss of autonomic regulation of sweating, heart rate or blood pressure; and

- B4.1.2.2.2 demonstrated loss of physiological function or significant aggravation of clinical condition at extremes of environmental temperature.

B4.2 Application process

- B4.2.1 An applicant must apply in writing using the application form provided by the **department**. The application form will also be made available for download on the **department's** website. Relevant parts of the application form must be completed and signed by both the applicant and a medical practitioner (who is not the applicant) who has been treating the patient for at least three months.
- B4.2.2 An applicant must send the signed application form to their **retailer**.
- B4.2.3 Before applying the **rebate** to the customer's account, a **retailer** must verify that the application form is properly completed and signed by both the customer and a registered medical practitioner (who is not the applicant).
- B4.2.4 In the event that a customer lives in remote or regional NSW and is being treated by the Royal Flying Doctor Service (RFDS), the application form may be signed by any medical practitioner under the RFDS if the customer has been treated by the RFDS for at least three months.
- B4.2.5 The **retailer** must verify each new customer's Pensioner Concession Card, DHS Health Care Card or DVA Gold Card status with the DHS before the **rebate** may be applied to a customer's bill.
- B4.2.6 If the customer named on the bill is claiming the **rebate** for another person who is living at the same address as the customer named on the bill, the **retailer** must check that the application form states that the address of the patient is the same as that of the customer.
- B4.2.7 In order to ensure continuity of the **rebate** where a customer changes his or her **retailer**, the date the customer's supply commences with the new **retailer** will be deemed to be the date the customer applied for the **rebate**. However, the customer must complete and submit an application to the new **retailer** before the **rebate** can be applied by the new **retailer**. Note that this may cause some inconvenience to the customer but the **retailer** requires the relevant information in order to ensure ongoing eligibility for the **rebate**.
- Note: On-supplied residential community residents, on-supplied retirement village residents and on-supplied strata scheme residents must submit their application for the Low Income Household Rebate to the **department**.

B4.3 Ongoing verification to ascertain continued eligibility of customers

- B4.3.1 A **retailer** must verify the details of all **rebate** recipients who hold a DHS Health Care Card for continued eligibility with the DHS at least once every three months.
- B4.3.2 A **retailer** must verify the details of all other **rebate** recipients for continued eligibility with the DHS or DVA at least once a year.

- B4.3.3 The results of the above verification checks must be provided by the **retailer** to the **department** each year. The results must include the following information:
- B4.3.3.1 the number of eligible Pensioner Concession Card holders, the DHS Health Care Card and Gold Card holders in each category;
 - B4.3.3.2 the total number of initial mismatches; and
 - B4.3.3.3 the total number of customers determined as ineligible from the verification process.
- B4.3.4 All **retailers** must have a contractual arrangement with the DHS before verifying customers' details with the DHS.

B4.4 Rebate indexation

- B4.4.1 For **eligible customers**, the **rebate** will be:
- B4.4.1.1 \$235 per annum between 1 July 2015 and 30 June 2016; and
 - B4.4.1.2 \$235 per annum thereafter unless advised otherwise by the **department**.

PART C

C1. Family Energy Rebate (FER)

C1.1 Eligibility criteria

- C1.1.1 To be eligible for the Family Energy Rebate in a given financial year a person must:
- C1.1.1.1 be resident in New South Wales; and
 - C1.1.1.2 be an **account holder** of a **retailer**, or a long term resident of an on-supplied residential community, or a resident of an on-supplied retirement village, or a resident of an on-supplied strata scheme; and whose name appears on the electricity account for supply to his or her principal place of residence; and
 - C1.1.1.3 have been assessed by the Federal DHS as being eligible for the Family Tax Benefit (FTB) A or B at any time during the financial year immediately preceding the financial year in which an application for the FER is made and have received a payment of FTB in respect of that eligibility.

C1.2 Application process

- C1.2.1 An applicant must apply in writing to the **department** for the **rebate** using either the digital application form available from the **department's** website or a paper application form also available from the **department's** website. These same application forms should also be provided by electricity **retailers**.
- C1.2.2 **Retailers** must, on request by a customer, provide access to the **department's** application forms for the customer to complete and submit to the **department**.

C1.3 Ongoing eligibility

- C1.3.1 An **eligible customer**, who completes a valid application form and receives confirmation of eligibility from the **department**, will be paid the **rebate** once per financial year.
- C1.3.2 Customers must reapply for the **rebate** each year.

C1.4 Application of the rebate

- C1.4.1 **Retailers** must credit the **rebate** to customers' electricity accounts in accordance with a confidential data set provided by the **department** frequently throughout each calendar month through a dedicated, secure website. The data set will contain the following information:
- C1.4.1.1 FER Application ID (labelled "FER Reference Number");
 - C1.4.1.2 First Name (labelled "Family Tax Benefit Recipient First Name");
 - C1.4.1.3 Last Name (labelled "Family Tax Benefit Recipient Last Name");
 - C1.4.1.4 Electricity Account Number (labelled "Electricity Account Number");
 - C1.4.1.5 Meter Identifier (labelled "NMI (National Meter Identifier);
 - C1.4.1.6 **Rebate** Amount (labelled "**Rebate** Amount (\$)"); and
 - C1.4.1.7 **Rebate** Applied Flag (labelled "**Rebate** Credit Applied to Electricity Account"). No data is supplied in this column by the **department**.

- C1.4.2 **Retailers** must download secure departmental data sets at least weekly, and import updated data sets in the same week, thereby advising the **department** which customers have had a **rebate** credited against their accounts, and which have not.
- C1.4.3 **Retailers** must verify the relevant data set against the information for each customer in the **retailer's** billing system and pay the relevant amount to each customer if the following conditions are met:
- C1.4.3.1 Family Tax Benefit Recipient Last Name, Electricity Account Number and the NMI matches a valid customer account.
- C1.4.4 **Retailers** must display the **rebate** on **eligible customers'** next available electricity bill after the date the **retailer** credits the **rebate** against accounts, after receiving the confidential data set from the **department**, and to offset it against the gross amount of the bill before GST is applied.
- C1.4.5 **Retailers** must supply a confidential data set to the **department** using the dedicated, secure website containing the following information:
- C1.4.5.1 FER Application ID (labelled "FER Reference Number");
- C1.4.5.2 First Name (labelled "Family Tax Benefit Recipient First Name");
- C1.4.5.3 Last Name (labelled "Family Tax Benefit Recipient Last Name");
- C1.4.5.4 Electricity Account Number (labelled "Electricity Account Number");
- C1.4.5.5 Meter Identifier (labelled "NMI (National Meter Identifier);
- C1.4.5.6 Rebate Amount (labelled "Rebate Amount (\$)"); and
- C1.4.5.7 Rebate Applied Flag (labelled "Rebate Credit Applied to Electricity Account"). **Retailer to supply only ONE of the following data options: Y or N or leave the cell blank.**

C1.5 Retailer obligations

- C1.5.1 The obligations outlined in A4 of Part A above, also apply to the FER.

C1.6 Information to customers

- C1.6.1 A **residential customer** may receive one or more **rebates** concurrently, subject to meeting the eligibility requirements for each particular **rebate**.
- C1.6.2 A **retailer** must identify each **rebate** as a separate credit amount on the **eligible customer's** bill.
- C1.6.3 A **retailer** must use the following description – "NSW Family Energy Rebate" – when crediting the **rebate** to the bill.

C1.7 Arrangements for retailer payment

- C1.7.1 A **retailer payment** will be provided to each applicable **retailer** each month.
- C1.7.2 The **retailer payment** for **rebates** must include:
- C1.7.2.1 the total value of **rebates** paid to **eligible customers** calculated on the basis of the data set provided by the **department** to the **retailer**, and
- C1.7.2.2 the **administration fee**.

- C1.7.3 Each **retailer** must submit the following documents to the **department** by the 10th business day of each subsequent month:
- C1.7.3.1 a completed and certified **monthly acquittal statement** in the form published by the **department** on the **department's** website; and
 - C1.7.3.2 a tax invoice for the **retailer payment**. This invoice must be submitted to the **department** for each calendar month and is for **rebates** that have been credited to customers' accounts during that month (regardless of whether an actual bill has been issued in that month) in line with the dataset provided by the **department** to the **retailer**.
- C1.7.4 The **retailer** must record the total value of the **rebates** paid by the **retailer**, the **administration fee** claimed by the **retailer** and the number of **eligible customers** based on the figures contained in the **retailer's** system records.
- C1.7.5 The **acquittal statement** must be certified and signed by an appropriately responsible person nominated by the **retailer**. Each **retailer** must communicate the name of the nominated person/s to the **department** for verification purposes.
- C1.7.6 Any changes to the **acquittal statement** will be made by the **department** only after appropriate consultation with **retailers**.

C1.8 Credit balance

- C1.8.1 If the total of a customer's bill is less than the **rebate** amount, the difference is to be applied as a credit to the customer's account and is to be carried forward to the next billing cycle.
- C1.8.2 Where a customer with a **rebate** credit elects to change his or her **retailer** or close their electricity account with a **retailer**, that **retailer** must refund to the customer the credit amount at the date of transfer to the new **retailer** or the date that the customer closed the account with that **retailer**.

C1.9 Compliance

- C1.9.1 **Retailers** must establish and maintain accounting procedures and records to enable periodic reports to be prepared to substantiate compliance with the **Code**.
- C1.9.2 **Retailers** must, upon request, provide such reports to the Minister, the **department** or any auditor appointed by the **department**.
- C1.9.3 **Retailers** must maintain records to substantiate compliance with the **Code** for a period of seven years.

C1.10 On-supplied residents of retirement villages, residential communities and strata schemes

- C1.10.1 Long term residents of on-supplied residential communities, or residents of an on-supplied retirement village, or residents of an on-supplied strata scheme; must apply directly to the **department** by submitting a completed application form available on the **department's** website. **Eligible customers** will be paid the relevant **rebate** amount by the **department**.

- C1.10.2 For eligible residents of on-supplied residential communities, retirement villages and strata schemes, the Family Energy Rebate will be deposited via EFT into the customer's nominated bank account by the **department**.

C1.11 Confidentiality

- C1.11.1 **Retailers** are required to protect the confidentiality of **eligible customers** to ensure that their records are not used for any purpose other than the delivery of the **rebate** or as stipulated in this **Code** for audit purposes.

C1.12 Rebate indexation

- C1.12.1 For **eligible customers**, the **rebate** will be:
- C1.12.1.1 \$150 per annum between 1 July 2015 and 30 June 2016, or \$15 per annum between 1 July 2015 and 30 June 2016 where the customer is also deemed to be eligible for the Low Income Household Rebate; and
 - C1.12.1.2 thereafter the annual rate shall be \$150 per annum, or where the customer is also deemed to be eligible for the Low Income Household Rebate, the rate shall be the difference between the Government's \$250 rebate cap and the applicable annual rate for the Low Income Household Rebate, unless advised otherwise by the **department**.

PART D

D1. Energy Accounts Payment Assistance (EAPA)

D1.1 Overview

EAPA is a NSW Government scheme designed to help residential energy customers who are financially disadvantaged and experience difficulty paying their residential gas and/or electricity bill owing to a crisis or emergency situation. The **EAPA** Scheme is administered by the **department** and is aimed at helping these people stay connected to essential energy services.

- D1.1.1 The **EAPA** Scheme is a crisis program and is not intended to offer ongoing income support, nor is **EAPA** intended to relieve **retailers** of their obligations to manage their customers' debts in a fair and equitable manner. A person who is experiencing genuine difficulty paying their residential gas and/or electricity bill should first contact their **retailer** to see if alternative payment arrangements can be negotiated, such as deferred payment, pay-as-you-go plans/Centrepay and budget management services.
- D1.1.2 Community Welfare Organisations (CWOs) apply the "**EAPA** Delivery Guidelines" when undertaking an assessment interview with an **EAPA** applicant.
- D1.1.3 It is important that **retailers** are aware of this Guideline and how it interacts with the **retailers'** hardship program. This is because, where a significant exception to the Guideline is made, it may indicate that the **retailer's** assistance is required to address on-going hardship with regard to access to electricity and natural gas, in accordance with their obligations under the relevant legislative and policy framework.
- D1.1.4 **Retailers** are not to use **EAPA** to meet their obligations to assist customers in financial hardship to manage their bills.
- D1.1.5 A **residential customer** may receive **EAPA**, concurrently with any **rebates**, subject to meeting the eligibility requirements for each particular **social program for energy**.

D1.2 Delivery of EAPA by CWOs

- D1.2.1 **EAPA** assistance is generally issued by CWOs and one particular energy **retailer's** hardship team, in the form of \$50 vouchers. These vouchers must either be attached by a customer to their original energy bill, taken or sent to the customer's **retailer** or presented via a **retailer's** authorised payment agent, as a contribution towards the customer's energy bills.
- D1.2.2 Rules and procedures for the administration of **EAPA** by CWOs are outlined in the **EAPA** Delivery Guidelines (the Guidelines) issued by the **department**. These Guidelines cover matters such as validity of vouchers (for example, whether **EAPA** can be used to put an account into credit and how vouchers must be completed).
- D1.2.3 To provide guidance to **retailers** as to the validity of vouchers, a copy of these Guidelines is available from the **department**.

- D1.2.4 **Retailers** must not inform customers that they will receive a certain amount of **EAPA**. The amount of **EAPA** provided to a customer is determined by the CWO.
- D1.2.5 **Retailers** must also make all attempts to assist CWOs in complying with the Guidelines (for example, by providing direct, dedicated, free call numbers to **retailer** hardship units and working cooperatively to resolve issues concerning customers).

D1.3 Acceptance of EAPA by retailers

- D1.3.1 **Retailers** must accept all valid **EAPA** vouchers offered in payment of an account (except in any of the circumstances in clause D1.4).
- D1.3.2 **Retailers** must take steps to ensure that customers can make payments using **EAPA** vouchers at Australia Post outlets and by other over-the-counter methods.
- D1.3.3 **Retailers** must also keep the **department** informed of all payment options for **EAPA**, including addresses for posting **EAPA** vouchers.
- D1.3.4 **Retailers** must have systems in place to enable them to deliver **EAPA** in accordance with the **Code**.

D1.4 Circumstances where EAPA is not to be used

- D1.4.1 **EAPA** vouchers must not be accepted where this will place a customer's account into credit. In these cases, a **retailer** must reject as many vouchers as required to ensure the account is not placed into credit and inform the **department each month using the electronic reporting system**. The **retailer** must notify the customer of any voucher cancellation, and the effect upon the customer's account balance.
- D1.4.2 **EAPA** must not be relied upon by a **retailer** to address on-going hardship for a specific customer, to manage bad debts or as an alternative to managing customer hardship in accordance with any relevant legislation or internal policies.
- D1.4.3 **EAPA** must not be used for non-consumption related charges (for example, late fees, disconnection and reconnection fees).

D1.5 Retailers assisting CWOs

- D1.5.1 Each **retailer** must have in place a direct dedicated, telephone enquiry number for CWOs to contact that **retailer** to confirm the details of a customer seeking **EAPA** assistance. Calls to this line must be answered or call backs made as soon as reasonably practicable, as an inability to contact a **retailer** may cause difficulties for the CWO in assessing the customer for **EAPA**.
- D1.5.2 These contact details must be provided to the **department** by each **retailer** and any changes must be notified to the **department** immediately.
- D1.5.3 Current contact listings for CWOs that are able to assess customers for **EAPA** assistance are on the **department's** website at www.resourcesandenergy.nsw.gov.au.
- D1.5.4 **Retailers** are required to provide to their customers information on Government funded **rebates** and programs, including **EAPA**. This means

a **retailer** can refer a customer to one or more CWOs only if the assistance provided to a customer by the **retailer** is not sufficient to help a customer resolve their difficulty paying an energy bill or where additional assistance may be appropriate. CWOs will assess customers under the Guidelines and it is at the discretion of the CWO whether or not **EAPA** will be granted to a customer.

- D1.5.5 **Retailers** can also assist their customers to be assessed for **EAPA** vouchers by implementing an appropriate payment plan or making other appropriate referrals, for instance, to a financial counsellor.
- D1.5.6 Where a **retailer** refers a customer to a CWO, the **retailer** must also inform the customer of the requirement to take their original bill when they attend an **EAPA** assessment interview.
- D1.5.7 The “original bill” refers to the first issued bill for the current payment period, for which the customer is seeking **EAPA** assistance. A copy of an original bill supplied by a **retailer** may be considered an original bill.
- D1.5.8 **Retailers** may be required to assist a CWO to establish the details of a customer seeking **EAPA** assistance (for example, where a customer does not have an original bill). If a customer does not have their original bill or receives their bill via email, the CWO will be required to contact the **retailer** to confirm the customer’s account details.
- D1.5.9 **Retailers** must be aware that not all customers who seek **EAPA** assistance will receive **EAPA** vouchers. Suitability for assistance is determined following an assessment conducted by the CWO, and vouchers are granted based on availability. A **retailer** must explain this to a customer when making a referral to assist in managing the customer’s expectations.
- D1.5.10 It is generally not appropriate to refer customers with large debts that have been allowed to accumulate over a long period of time to a CWO without adequate consideration of other options and attempts to assist the customer in accordance with laws and internal policy and without discussing the matter with the CWO. In many cases, a CWO will not be equipped to handle such cases and other types of referrals may be more appropriate (for example, to a financial counsellor).

D1.6 Prohibition on disconnection during EAPA assessment

- D1.6.1 If a customer is awaiting assessment for **EAPA** assistance, the **retailer** is required to defer electricity or natural gas disconnection until a CWO has assessed the customer.

D1.7 Financial year expiry

- D1.7.1 **EAPA** vouchers remain current for one financial year. They become invalid and cannot be accepted by **retailers** after 14 July in the next financial year. That is, **retailers** may accept **EAPA** vouchers issued on or before 30 June if they are presented as payment within 14 days of issue. Each voucher is printed with the date to which it will remain valid.
- D1.7.2 To identify vouchers from different financial years, vouchers are colour coded and have a unique prefix identifier.

D1.8 Residential electricity and gas consumption only

- D1.8.1 Vouchers may only be presented as payment towards electricity and natural gas consumption supplied under a residential tariff, and only on behalf of the person/s named on the account.
- D1.8.2 If a customer presents a voucher for non-consumption charges, the **retailer** must advise the customer that the vouchers have not been applied to their account because **EAPA** can only be used for electricity and/or natural gas consumed and that the vouchers have been cancelled. These vouchers must be rejected/cancelled and reported to the **department** each month using the electronic reporting system.
- D1.8.3 **EAPA** can only be issued to customers residing in NSW, regardless of their **retailer**.

D1.9 Voucher validity

- D1.9.1 **Retailers** are required to assess the vouchers for validity before applying them to a customer's account. Vouchers are valid if they comply with the requirements set out in the CWO **EAPA** Delivery Guidelines. All vouchers must be:
 - (a) completed with the required information;
 - (b) signed and stamped with the stamp of the issuing CWO.
- D1.9.2 Vouchers are only valid for the financial year in which they are distributed by the **department**.
- D1.9.3 Vouchers are only valid for the number of days from the date of issue as stated on the voucher.

D1.10 EAPA vouchers issued by two or more CWOs

- D1.10.1 If vouchers from two or more CWOs are presented at the same time for payment of a bill, voucher(s) from only one organisation will be accepted unless the tick boxes at the right-hand side of the voucher(s) has been ticked and signed. **Retailers** must check that this has been done to ensure the second issue of vouchers is valid.
- D1.10.2 If the tick box has not been signed, a **retailer** must phone the second issuing CWO and find out if they are aware of the first issue of vouchers. If the CWO is aware and confirms the validity of the second issue of vouchers, the **retailer** must accept all the vouchers as payment on the account.
- D1.10.3 If the second issue of vouchers cannot be validated by the CWO, **retailers** must forward the vouchers to the **department** with an explanation. The **retailer** must tell the customer that these vouchers cannot be credited to their account. The customer should be sent a written acknowledgement stating the number of vouchers retained.
- D1.10.4 The **department** will then contact the issuing CWO with an explanation of why they have been invalidated.

D1.11 Fraud or misrepresentation

- D1.11.1 If a **retailer** suspects or has evidence that either CWO or customers fraud or misrepresentation has occurred, the **retailer** must contact the **department** immediately and then confirm the suspicion in writing, either by letter or email.

D1.12 Voucher storage

- D1.12.1 **Retailers** must retain **EAPA** vouchers for a minimum of seven years from the date of redemption and make these available for audits by the **department**, or an agent of the **department**, upon request.

D1.13 Loss or theft

- D1.13.1 Occasionally **EAPA** vouchers are reported to the **department** as lost or stolen.
- D1.13.2 The **department** will track if these vouchers have been presented to a **retailer** via the **retailer's** monthly usage reports. The **department** will then notify the **retailer** of the course of action to be taken. For example, if vouchers are stolen and presented, the account to which the vouchers were applied will be reversed (to the extent of the **EAPA** voucher value).

D1.14 Invalid or rejected vouchers

- D1.14.1 All invalid or rejected **EAPA** vouchers are to be reported by the **retailer** (who received them) to the **department** each month using the electronic reporting system.

D1.15 Recording EAPA usage

- D1.15.1 For an account where **EAPA** has been received, the **retailer** must reference a customer's use of **EAPA** on their previous bill, and the amount they were presented for payment. This assists CWOs in assessing if **EAPA** is being used for on-going income support.
- D1.15.2 A best practice example of how **EAPA** voucher usage would be recorded on a customer's bill is at D1.15.3 where it would indicate that \$200 worth of **EAPA** vouchers were applied to the customer's account on 12 July 2013. A **retailer** may provide this information using an alternate method.
- D1.15.3 Payment History: "**EAPA** VOUCHER 12/07/2013 \$200".

D1.16 Acquittal statement and electronic reporting

- D1.16.1 Reimbursement is made by the **department** for valid **EAPA** vouchers presented by customers to the **retailer**, during the previous month.
- D1.16.2 **Retailers** should submit a report to the **department** each month including information such as voucher serial numbers, pre and post **EAPA** balances for customer accounts and customer supply addresses, for the previous month. These reports must be in a form specified by the **department**. This report must be submitted using the **Department's** electronic reporting system.
- D1.16.3 **Retailers** must separately provide the **department** with a tax invoice and an **acquittal statement** corresponding to each monthly report. The **acquittal statement** is to state the amount for which the **retailer** is

seeking reimbursement. Monthly reimbursement for administration costs must also be claimed at this time.

- D1.16.4 Administration costs are to be calculated based on \$0.80 per bill (per customer account) regardless of how many vouchers are presented in a transaction.
- D1.16.5 The **acquittal statement** must be certified and signed by an appropriately responsible person nominated by the **retailer**. Each **retailer** must communicate the name of the nominated person/s to the **department** for verification purposes.
- D1.16.6 **Retailers** must retain records of **EAPA** transactions including voucher serial numbers, pre and post **EAPA** balances for customer accounts, customer supply addresses and voucher serial numbers for those vouchers which have been cancelled or rejected by the **retailer** in accordance with this **Code**.

D1.17 Compliance

- D1.17.1 **Retailers** must establish and maintain accounting procedures and records to enable periodic reports to be prepared to substantiate compliance with the **Code**.
- D1.17.2 **Retailers** must, upon request, provide such reports to the Minister, the **department** or any auditor appointed by the **department**.
- D1.17.3 **Retailers** must maintain records to substantiate compliance with the **Code** for a period of seven years.

Primary Industries Notices

ANIMAL DISEASES AND ANIMAL PESTS (EMERGENCY OUTBREAKS) ACT 1991

Section 28

6th Further Extension of Importation Order –
Abalone (No 11)

I, Therese Margaret Wright, Deputy Chief Veterinary Officer, with the powers the Minister has delegated to me pursuant to section 67 of the *Animal Diseases and Animal Pests (Emergency Outbreaks) Act 1991* ('the Act') and pursuant to sections 28 and 29 of the Act extend the operation of the importation order titled "Importation Order – Abalone (No 11)" dated 15 December 2014 and published in the *NSW Government Gazette* No 121 on 15 December 2014 at pages 4569–4571 for a further period of 30 days from the date this notice is published in the Gazette.

Dated this 22nd day of June 2015

THERESE MARGARET WRIGHT
Deputy Chief Veterinary Officer

Note: The importation order titled "Importation Order – Abalone (No 11)" dated 15 December 2014, was previously extended by the extension notice titled "5th Further Extension of Importation Order – Abalone (No 11)" dated 25 May 2015 and published in *NSW Government Gazette* No 46 of 29 May 2015 at page 1251.

ANIMAL DISEASES AND ANIMAL PESTS (EMERGENCY OUTBREAKS) ACT 1991

ORDER

Section 76

Certification that an Outbreak of the Emergency Animal Disease Hendra Virus Exists in Part of New South Wales

I, Scott Hansen, Director General of the Department of Primary Industries, with the powers the Minister has delegated to me pursuant to section 67 of the *Animal Diseases and Animal Pests (Emergency Outbreaks) Act 1991* ("the Act") and pursuant to section 76 of the Act, certify that an outbreak of the emergency animal disease Hendra virus infection exists in an area near Murwillumbah in New South Wales.

Dated this 24th day of June 2015.

SCOTT HANSEN
Director General
Department of Primary Industries

FISHERIES MANAGEMENT ACT 1994

ERRATUM

The order published in the *New South Wales Government Gazette* No 50 of 19 June 2015 at page 1710, titled "Fisheries Management (Ocean Trap and Line Fishery) (Extension of Transitional Period) Order 2015" was gazetted in part – it should read as set out below.

The date of gazettal of the order titled "Fisheries Management (Ocean Trap and Line Fishery) (Extension of Transitional Period) Order 2015" remains 19 June 2015.

FISHERIES MANAGEMENT (OCEAN TRAP AND LINE SHARE MANAGEMENT PLAN) REGULATION 2006

Fisheries Management (Ocean Trap and Line Fishery)
(Extension of Transitional Period) Order 2015

I, Scott Hansen, Director General, Department of Primary Industries, with the delegated authority of the Secretary of the Department of Trade and Investment, Regional Infrastructure and Services in pursuance of section 228 of the *Fisheries Management Act 1994* and in pursuance of clause 6 (6) (b) of the Appendix to the *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006* make the following Order.

Dated this 10th day of June 2015.

SCOTT HANSEN
Director General
Department of Primary Industries
(an office within the Department of Trade and Investment, Regional Infrastructure and Services)

FISHERIES MANAGEMENT (OCEAN TRAP AND LINE FISHERY) (EXTENSION OF TRANSITIONAL PERIOD) ORDER 2015

under the

FISHERIES MANAGEMENT (OCEAN TRAP
AND LINE SHARE MANAGEMENT PLAN)
REGULATION 2006

1 Name of Order

This Order is the *Fisheries Management (Ocean Trap and Line Fishery) (Extension of Transitional Period) Order 2015*.

2 Commencement

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

3 Interpretation

In this Order:

ocean and trap and line – spanner crab northern zone shares has the same meaning as in clause 4 of the OTL Plan.

ocean and trap and line – spanner crab southern zone shares has the same meaning as in clause 4 of the OTL Plan.

OTL Plan means the Appendix to the *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006*.

4 Revocation of previous Order

Pursuant to section 43 (2) of the *Interpretation Act 1987* and clause 6 (6) (b) of the OTL Plan, the Order dated 28 June 2013 titled "Extension of transitional period for minimum shareholding requirements for spanner crab shares in the Ocean Trap and Line Fishery" and published in *NSW Government Gazette* No 82 of 28 June 2013 at page 3274 is revoked, as is any Order revived as a result of this revocation.

5 Extension of transitional period before minimum shareholding requirements apply to spanner crab shares

Pursuant to clause 6 (6) (b) of the OTL Plan, it is prescribed that for the purposes of clause 6 of the OTL Plan and in the case of:

- (i) ocean and trap and line – spanner crab northern zone shares; and
- (ii) ocean and trap and line – spanner crab southern zone shares,

the transitional period will end on 30 June 2017.

Crown Lands Notices

1300 886 235 www.crownland.nsw.gov.au

DUBBO OFFICE

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

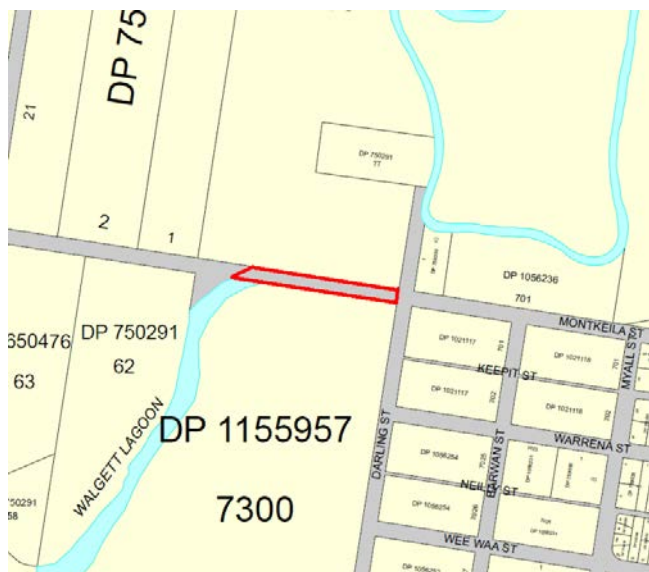
In pursuance of the provisions of section 151, *Roads Act 1993*, the Crown road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2 hereunder, as from the date of publication of this notice and as from that date the roads specified in Schedule 1 cease to be a Crown road.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

*Parish – Merritombea; County – Baradine
Land District – Walgett; LGA – Walgett*

Crown road known as part Montkeila Street shown coloured in red on diagram hereunder.



Schedule 2

Road Authority: Walgett Shire Council
File Ref: 14/05054 – W554903
Council Ref: Walgett Weir Access

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1

Grazing
(Relevant Interest –
S34A Licence 547794)

Column 2

Reserve No 23332
Public Purpose: travelling stock
Notified: 27 November 1895
File Reference: 15/01253
Reserve No 753375
Public Purpose: future public requirements
Notified: 29 June 2007
File Reference: 15/01253

GOULBURN OFFICE

ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of section 151 of the Act, the Crown Road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

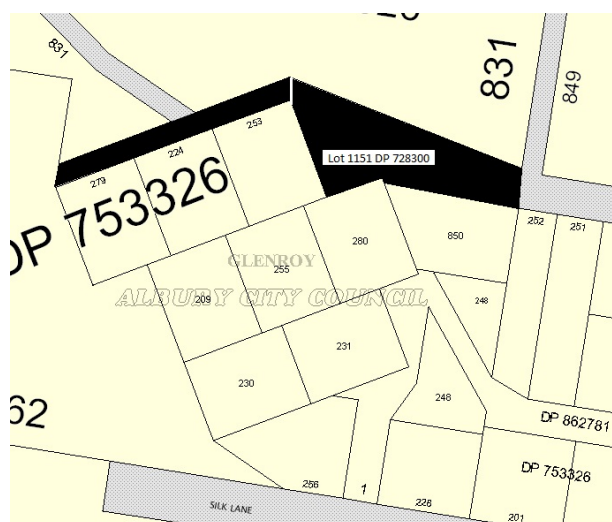
The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

Parish: Albury
County: Goulburn
Land District: Albury
LGA: Albury City Council
Description: Crown road north of Lots 279, 253 & 224 DP 753326 and Crown road known as Lot 1151 DP 728300 (as shown by black colour in diagram below).

Schedule 2

Roads Authority: Albury City Council
Reference: 15/06242



ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of section 151 of the Act, the Crown Road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

Locality: Lake Bathurst
Parish: Covan
County: Argyle
Land District: Goulburn
LGA: Goulburn Mulwaree Council
Description: Crown road part east of Lot 14 DP 750010, east and part south of Lot 1 DP 880598 (as shown by red colour in diagram below)

Schedule 2

Roads Authority: Goulburn Mulwaree Council
Council Reference: 254/0809/DA
Reference: 15/06172



ROADS ACT 1993

ORDER

Transfer of Crown Road to a Council

In pursuance of the provisions of section 151 of the Act, the Crown Road specified in Schedule 1 is transferred to the roads authority specified in Schedule 2 hereunder as from the date of publication of this notice and as from that date the road specified in Schedule 1 ceases to be a Crown road.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

Locality: Colo Vale
Parish: Colo
County: Camden
Land District: Moss Vale
LGA: Wingecarribee Shire Council
Description: Crown road known as Grevillea Place at Colo Vale as shown by red colour in diagram below

Schedule 2

Roads Authority: Wingecarribee Shire Council
Council Reference: RD2216
Reference: 15/06395



GRAFTON OFFICE

ROADS ACT 1993

ORDER

Notification of Closing of Road

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

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

Land District – Grafton; LGA – Clarence Valley

Roads Closed: Lot 1 DP 1203120 at Woodford Island, Parish Woodford, County Clarence.
DPI File Reference: GF06H272

Schedule

On closing, the land within Lot 1 DP 1203120 will remain vested in Clarence Valley Council as operational land for the purposes of the *Local Government Act 1993*.

Councils reference: Old Reserve road, Woodford Island.

Land District – Grafton; LGA – Clarence Valley

Roads Closed: Lot 401 DP 1207420 at Brushgrove, Parish Woodford, County Clarence.

DPI File Reference: 12/00501

Schedule

On closing, the land within Lot 401 DP 1207420 will remain vested in Clarence Valley Council as operational land for the purposes of the *Local Government Act 1993*.

Councils reference: Part Donaldson Street, Brushgrove.

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Yarratt; County – Macquarie
Land District – Taree; LGA – Greater Taree*

Road Closed: Lots 1–2 DP 1208350

File No: 14/06978

Schedule

On closing, the land within Lots 1–2 DP 1208350 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Wirra North; County – Benarba
Land District – Moree; LGA – Moree Plains*

Road Closed: Lot 1 DP 1205634

File No: 14/06598

Schedule

On closing, the land within Lot 1 DP 1205634 remains vested in the State of New South Wales as Crown land.

**REVOCATION OF APPOINTMENT
OF RESERVE TRUST**

Pursuant to section 92 (3) (c) of the *Crown Lands Act 1989*, the appointment of the reserve trust specified in Column 1 of the schedule hereunder as trustee of the reserve(s), or part(s) of the reserve(s), specified opposite thereto in Column 2 of the Schedule, is revoked.

NIALL BLAIR, MLC
Minister for Lands and Water

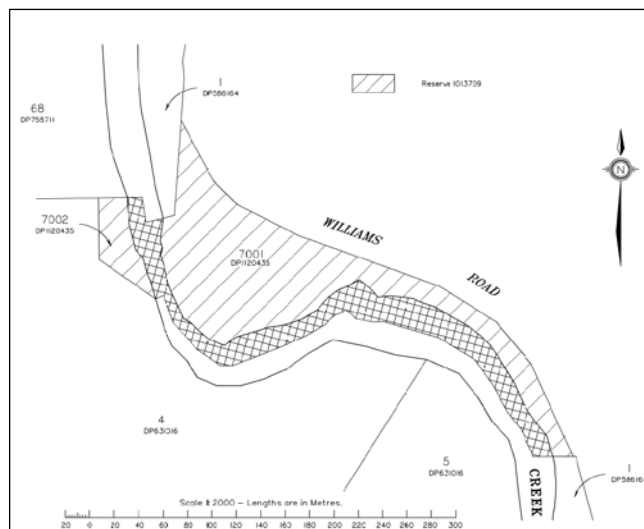
Schedule

Column 1

Wadeville (R91046)
Reserve Trust.

Column 2

Reserve: Part Reserve 1013709.
Public Purpose: Public Recreation.
Notified: 14 December 2007.
Description: That part of reserve 1013709 for Public Recreation extending from the high banks of Leycester Creek to the middle thread of the said Creek adjoining Lot 7002 DP 1101644 and Lot 7001 DP 1120435, including but not limited to the falls and swimming hole, as shown by black cross hatching on diagram hereunder.
File No: GF02R35.



**MANAGEMENT OF A RESERVE PURSUANT
TO SECTION 98A (2) OF THE
CROWN LANDS ACT 1989**

Pursuant to section 98A (2) of the *Crown Lands Act 1989*, the reserve specified in the schedule hereunder is under care, control and management of the Minister administering Crown Lands Acts.

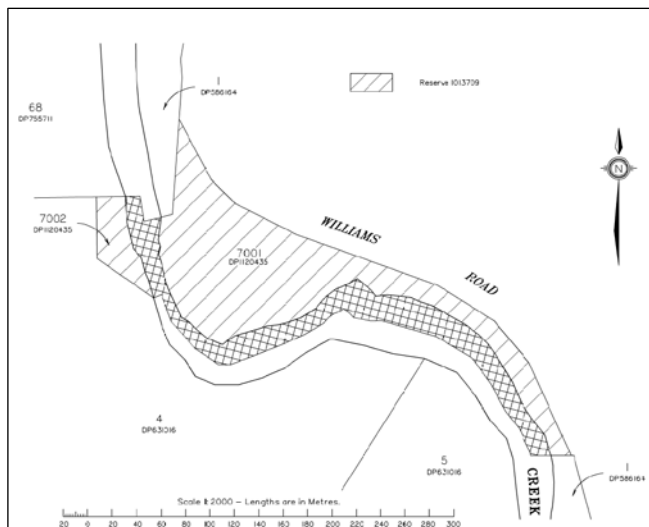
NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Reserve: Part Reserve 1013709.
Public Purpose: Public Recreation.
Notified: 14 December 2007.
Description: That part of reserve 1013709 for Public

Recreation extending from the high banks of Leycester Creek to the middle thread of the said Creek adjoining Lot 7002 DP 1101644 and Lot 7001 DP 1120435, including but not limited to the falls and swimming hole, as shown by black cross hatching on diagram hereunder.

File No: GF02R35.



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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Worra; County – Gresham
Land District – Glen Innes
LGA – Glen Innes Severn Shire*

Road Closed: Lot 1 DP 1193451
File No: AE07H82

Schedule

On closing, the land within Lot 1 DP 1193451 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Haning; County – Inglis
Land District – Armidale; LGA – Tamworth Regional*

Road Closed: Lot 1 DP 1203944
File No: 14/03341

Schedule

On closing, the land within Lot 1 DP 1203944 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Buckra Bendinni; County – Raleigh
Land District – Bellingen; LGA – Nambucca*

Road Closed: Lot 3 DP 11200763
File No: 14/01265

Schedule

On closing, the land within Lot 3 DP 11200763 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Murwillumbah; County – Rous
Land District – Murwillumbah; LGA – Tweed*

Road Closed: Lot 1 DP 1200748
File No: GF05H755

Schedule

On closing, the land within Lot 1 DP 1200748 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Billinudgel; County – Rous
Land District – Murwillumbah; LGA – Byron*

Road Closed: Lot 1 DP 1207731
File No: 14/11054

Schedule

On closing, the land within Lot 1 DP 1207731 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Falconer; County – Sandon
Land District – Armidale; LGA – Guyra*

Road Closed: Lot 1 DP 1207102
File No: 14/09403

Schedule

On closing, the land within Lot 1 DP 1207102 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Deepwater; County – Gough
Land District – Tenterfield
LGA – Glen Innes Severn Shire*

Road Closed: Lots 1–2 DP 1208895
File No: 15/01950

Schedule

On closing, the land within Lot 1 DP 1208895 remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 2 DP 1208895 becomes vested in the State of New South Wales as Crown Land.

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

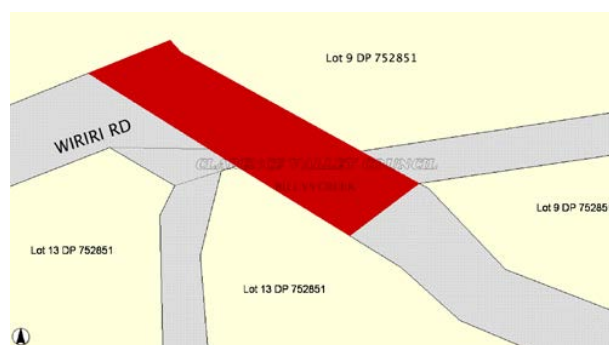
In pursuance of the provisions of section 151, *Roads Act 1993*, the Crown road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date, the road specified in Schedule 1 ceases to be a Crown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

The Hon NIALL BLAIR, MLC
Minister for Land and Water

Schedule 1

*Parish – Wiriri; County – Fitzroy
Local Government Area – Clarence Valley Council*

Crown public road separating Lot 9 DP 752851 from Lot 13 DP 752851 as shown by red on diagram at Billys Creek.



Schedule 2

Clarence Valley Council
Crown lands reference: 15/06213 – W554682
Councils reference: Brian Lane

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Tenterfield; County – Clive
Land District – Tenterfield; LGA – Tenterfield*

Road Closed: Lot 1 DP 1207800
File No: 14/11226

Schedule

On closing, the land within Lot 1 DP 1207800 remains vested in the State of New South Wales as Crown land.

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

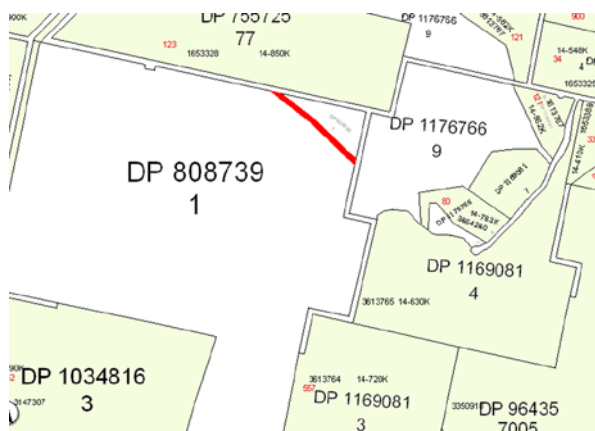
In pursuance of the provisions of section 151, *Roads Act 1993*, the Crown road specified in Schedule 1 is transferred to the Roads Authority specified in Schedule 2, hereunder, as from the date of publication of this notice and as from that date, the road specified in Schedule 1 ceases to be a Crown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

The Hon NIALL BLAIR, MLC
Minister for Land and Water

Schedule 1

*Parish – Newrybar; County – Rous
Local Government Area – Ballina Shire Council*

Crown public road within Lot 1 DP 808739 as shown by red on diagram below at Broken Head.



Schedule 2

Ballina Shire Council
Crown lands reference: 15/06302 W554904
Councils reference: 15/41438 (D Kelly)

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parishes – Apsley, Norton; County – Vernon
Land District – Walcha; LGA – Walcha*

Road Closed: Lots 1–3 DP 1207326
File No: 14/10893

Schedule

On closing, the land within Lots 1–3 DP 1207326 remains vested in the State of New South Wales as Crown land.

ROADS ACT 1993

ORDER

Transfer of a Crown Road to a Council

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

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

Crown public road being part of Harry Mundine Place adjoining west of Lot 131, Lot 105, Lot 109 and Lot 62 DP 752397, ending at the north eastern corner of Lot 41 DP 11535.

Parish Tabulam County Drake at Tabulam
Crown Lands Ref: DOC15/049165
Council Ref: GAK-PCP/76-6005

Crown public road being part of Lawrence Street between Hoare Street and Bruxner Highway, west of Lot 1–2 DP 1191257.

Parish Tabulam County Drake at Tabulam
Crown Lands Ref: DOC15/049196
Council Ref: GAK-PCP/77-6004

Crown public road being part of Tabulam Road east of Lots 1–8 Section 6 DP 11813 and Lot 78 DP 752397.

Parish Tabulam County Drake at Tabulam
Crown Lands Ref: DOC15/049412
Council Ref: GAK-PCP/78-6012

Crown public road being part of Jasper Iverson Road adjoining Needhams road, east of Lot 1 DP 596318 and Lot 11 DP 1072058 and within Lot 12 DP 1072058 for length of approximately 580 metres.

Parish Tooloom County Buller at Tooloom
Crown Lands Ref: DOC15/049774
Council Ref: GAK-PCP/79-75

Crown public road being part of Stringybark Lane starting approximately 430 metres from Murray Scrub Road adjoining the south eastern corner of Lot 131 DP 853941 and south west of Lot 132 DP 853941.

Parish Toonumbar County Rous at Toonumbar.
Crown Lands Ref: DOC15/051757
Council Ref : GAK-PCP/84-286

Crown public road being part of Hilderbrands road from boundary of Lot 7012 DP 1056001 to north west corner of Lot 46 DP 755750, separating Lot 46 from Lot 34 DP 755750.

Parish Unumgar County Rous at Dairy Flat.
Crown Lands Ref: DOC15/051967
Council Ref: GAK-PCP/86-98

Crown public road being part of Green Pigeon Road within Lot 136 DP 755751 and adjoining east of Lot 21 DP 635043.
Parish Warrazambil County Rous at Green Pigeon.
Crown Lands Ref: DOC15/052312
Council Ref: GAK-PCP/87-58

Crown public road being part of Warra Warra Lane separating Lot 66 DP 755751 from Lot 625 DP 787517, between Warrazambil Creek Road and Warrazambil Creek.
Parish Warrazambil County Rous at Warrazambil Creek.
Crown Lands Ref: DOC15/052458
Council Ref: GAK-PCP/88-250

Crown public road being part of Forest Road within Lot 2 DP 755755.
Parish Worendo County Rous at Lynchs Creek.
Crown Lands Ref: DOC15/052925
Council Ref: GAK-PCP/89-226

Crown public road being Remembrance Drive within Lot 160 DP 751077.
Parish Robertson County Buller at Joes Box.
Crown Lands Ref: DOC15/064319
Council Ref: GAK-PCP/61-159

Crown public road being part of Roseberry Creek Road adjoining north of Lot 3-6 DP 263401, Lot 1 DP 608533 and Lot 23 DP 755735.
Parish Sherwood County Rous at Roseberry Creek.
Crown Lands Ref: DOC15/048170
Council Ref: GAK-PCP/71-112

Schedule 2

Kyogle Shire Council

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Talawahl; County – Gloucester
Land District – Taree; LGA – Greater Taree*

Road Closed: Lot 6 DP 1204956
File No: 14/05238

Schedule

On closing, the land within Lot 6 DP 1204956 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1

Pontoon, Walkway and Ramp
(Relevant Interest – S34A Licence 547749)

Column 2

Reserve No 80457
Public Purpose: public recreation
Notified: 21 March 1958
File Reference: 14/09939
Reserve No 56146
Public Purpose: generally
Notified: 11 May 1923
File Reference: 14/09939
Reserve No 1011268
Public Purpose: future public requirements
Notified: 3 February 2006
File Reference: 14/09939

Schedule

Column 1

Access and Grazing
(Relevant Interest – S34A Licence 538017)

Column 2

Reserve No 96151
Public Purpose: access
Notified: 23 July 1982
File Reference: 14/06466

Schedule

Column 1

Walkway, Pontoon and Building
(Relevant Interest – S34A Licence 549906)

Column 2

Reserve No 755740
Public Purpose: future public requirements
Notified: 29 June 2007
File Reference: 15/02980
Reserve No 56146
Public Purpose: generally
Notified: 11 May 1923
File Reference: 15/02980
Reserve No 1011268
Public Purpose: future public requirements
Notified: 3 February 2006
File Reference: 15/02980

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Leigh; County – Fitzroy
Land District – Bellingen; LGA – Bellingen*

Road Closed: Lot 1 DP 1192710
File No: 07/1280

Schedule

On closing, the land within Lot 1 DP 1192710 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – North Creek; County – Raleigh
Land District – Bellingen; LGA – Nambucca*

Road Closed: Lot 2 DP 1208941
File No: 14/00880

Schedule

On closing, the land within Lot 2 DP 1208941 remains vested in the State of New South Wales as Crown land.

MOREE OFFICE

**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1

Irrigation Channel
(Relevant Interest –
S34A Licence –
RI 548615)

Column 2

Reserve No 10783
Public Purpose: travelling
stock
Notified: 15 February 1890
File Reference: 15/02230

Schedule

Column 2

Reserve No 80260
Public Purpose: future
public requirements
Notified: 20 December 1957
File Reference: 15/01709
Reserve No 751780
Public Purpose: future
public requirements
Notified: 29 June 2007
File Reference: 15/01709

Schedule

Column 2

Reserve No 56146
Public Purpose: generally
Notified: 11 May 1923 File
Reference: 15/02671
Reserve No 1011268 Public
Purpose: future public
requirements
Notified: 3 February 2006
File Reference: 15/02671

NEWCASTLE OFFICE

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Mundarlo; County – Wynyard
Land District – Wagga Wagga; LGA – Gundagai*

Road Closed: Lot 1 DP 1203051
File No: 14/05006

Schedule

On closing, the land within Lot 1 DP 1203051 remains vested in the State of New South Wales as Crown land.

**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1

Land District: Newcastle
Local Government Area:
Newcastle
Locality: Newcastle
Reserve No 88094
Public Purpose: Public
Buildings and Communication
Facilities
Notified: 5 February 1971
File Reference: 13/15247

Column 2

The part being
Lot 1 DP No 1199904
Parish: Newcastle
County: Northumberland

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Yarragal; County – Bligh
Land District – Wellington; LGA – Wellington*

Road Closed: Lots 1–2 DP 1202591 (subject to right of carriageway created by Deposited Plan 1202591)

File No: 09/11535 RS

Schedule

On closing, the land within Lots 1–2 DP 1202591 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Larras Lake; County – Wellington
Land District – Orange; LGA – Cabonne*

Road Closed: Lot 1 DP 1203699

File No: CL/00845 RS

Schedule

On closing, the land within Lot 1 DP 1203699 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Warne; County – Wellington
Land District – Wellington; LGA – Wellington*

Road Closed: Lot 2 DP 1203699

File No: 13/14353 RS

Schedule

On closing, the land within Lot 2 DP 1203699 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Bourbah; County – Ewenmar
Land District – Coonamble; LGA – Coonamble*

Road Closed: Lot 3 DP 1206276

File No: 09/11971

Schedule

On closing, the land within Lot 3 DP 1206276 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Tailby; County – Gregory
Land District – Coonamble; LGA – Coonamble*

Road Closed: Lots 1–2 DP 1206277

File No: 09/11971

Schedule

On closing, the land within Lots 1–2 DP 1206277 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Bergo; County – Gregory
Land District – Nyngan; LGA – Bogan*

Road Closed: Lot 1 DP 1206282
File No: 09/11536

Schedule

On closing, the land within Lot 1 DP 1206282 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

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

Road Closed: Lot 1 DP 1202992
File No: 09/11828 RS

Schedule

On closing, the land within Lot 1 DP 1202992 remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 1 DP 1202992 becomes vested in the State of New South Wales as Crown Land.

Council’s reference: CR/kgp

APPOINTMENT OF TRUST BOARD MEMBERS

Pursuant to section 93 of the *Crown Lands Act 1989*, the person whose names are specified in Column 1 of the Schedules hereunder, are appointed for the terms of office specified, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedules.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

Column 1

Wendy Susan MACHIN
(new member – chair)
Matthew James TOOHEY
(new member)
Christine Anne FELDMANIS
(new member)
Donald Ferguson MARPLES
(new member)
Christopher Henry SHAW
(new member)
Jacqueline Margaret O’DEA
(new member)
Abigail Joy GOLDBERG
(new member)

Column 2

NSW Crown Holiday Parks Trust

Column 3

Reserve No: 1013529.
Public Purpose: Tourist facilities and services.
Notified: 25 May 2007.
File No: 09/07091.
Reserve No: 8920.
Public Purpose: Pilot station.
Notified: 4 May 1889.
File No: 09/07091.
Reserve No: 64933.
Public Purpose: Public recreation and resting place.
Notified: 23 November 1934.
File No: 09/07091.
Reserve No: 75324.
Public Purpose: Future public requirements.
Notified: 5 September 1952.
File No: 09/07091.
Reserve No: 140026.
Public Purpose: Public recreation and preservation of native flora.
Notified: 11 September 1987.
File No: 09/07091.
Reserve No: 89602.
Public Purpose: Girl Guides.
Notified: 3 October 1975.
File No: 09/07091.
Reserve No: 1003022.
Public Purpose: Environmental protection.
Notified: 6 September 2002.
File No: 09/07091.
Reserve No: 140081.
Public Purpose: Accommodation and caravan park.
Notified: 5 March 1993.
File No: 09/07091.
Reserve No: 75925.
Public Purpose: Public recreation.
Notified: 15 May 1953.
File No: 09/07091.

Column 1	Column 2	Column 3	Column 1	Column 2	Column 3
		Reserve No: 49122. Public Purpose: Preservation of native flora and public recreation. Notified: 30 July 1913. File No: 09/07091.			Part Reserve No: 84696. Public Purpose: Public buildings. Notified: 10 January 1964. File No: 09/07091.
		Reserve No: 74701. Public Purpose: Public recreation. Notified: 18 January 1952. File No: 09/07091.			Part Reserve No: 84107. Public Purpose: Public recreation and resting place. Notified: 14 December 1962. File No: 09/07091.
		Reserve No: 82999. Public Purpose: Resting place and public recreation. Notified: 6 January 1961. File No: 09/07091.			Part Reserve No: 1012196. Public Purpose: Access, public requirements, rural services, tourism purposes and environmental and heritage conservation. Notified: 1 September 2006. File No: 09/07091.
		Reserve No: 91536. Public Purpose: Caravan and camping park. Notified: 17 August 1979. File No: 09/07091.			Reserve No: 76856. Public Purpose: Public recreation and camping and camping park. Notified: 25 June 1954. File No: 09/07091.
		Part Reserve No: 55008. Public Purpose: Public recreation. Notified: 9 December 1921. File No: 09/07091.			Reserve No: 83995. Public Purpose: Camping and public recreation. Notified: 21 September 1962. File No: 09/07091.
		Part Reserve No: 64746. Public Purpose: Public recreation and resting place. Notified: 14 September 1934. File No: 09/07091.			Part Reserve No: 81643. Public Purpose: Public recreation. Notified: 5 June 1959. File No: 09/07091.
		Part Reserve No: 82783. Public Purpose: Public recreation. Notified: 9 September 1960. File No: 09/07091.			Part Reserve No: 82780. Public Purpose: Future public requirements. Notified: 9 September 1960. File No: 09/07091.
		Part Reserve No: 82910. Public Purpose: Public recreation. Notified: 18 November 1960. File No: 09/07091.			

Column 1	Column 2	Column 3	Column 1	Column 2	Column 3
		Reserve No: 65963 Public Purpose: Public Recreation Resting Place and Communications Facilities Notified: 8 May 1936 File No: TE80R170 Reserve No: 140084. Public Purpose: Caravan park. Notified: 3 September 1993. Reserve No: 82452. Public Purpose: Public recreation. Notified: 1 April 1960. Part Reserve No: 37514. Public Purpose: Public recreation. Notified: 23 April 1904. File No: 09/07091. Reserve No: 84835. Public Purpose: Public recreation. Notified: 10 April 1964. File No: 09/07091. Reserve No: Part 79681. Public Purpose: Public recreation and communication facilities. Parish: Forster. Notified: 28 June 1957. Reserve No: Part 86531. Public Purpose: Public recreation. Parish: Tuncurry. Notified: 17 November 1967. Reserve No: Part 53519. Public Purpose: Public recreation. Parish: Forster. Notified: 19 September 1919. Reserve No: Part 85147. Public Purpose: Public recreation. Parish: Fens. Notified: 15 January 1965.			Reserve No: Part 77312. Public Purpose: Camping and public recreation. Parish: Fens. Notified: 31 December 1954. File No: 10/19709. Part Dedication No: 540030. Public Purpose: Public recreation and showground. Notified: 24 December 1920. Lot/s DP: Lot 211, DP 752817; Lot 424, DP 752817; part Lot 113, DP 752817 and part Lot 210, DP 752817. File No: 09/07091 Dedication No: 1001355. Public Purpose: Public recreation Notified: 1 June 1997 File No: DB97R4 Dedication No: 1001340. Public Purpose: Public recreation. Notified: 1 June 1997. File No: GB92R22. Dedication No: 1001341. Public Purpose: Public recreation. Notified: 1 June 1997. File No: AE91R12 Dedication No: 1001354. Public Purpose: Public recreation. Notified: 1 June 1997. File No: GB92R17 Dedication No: 1001338. Public Purpose: Public recreation. Notified: 1 June 1997. File No: TH98R5 Dedication No: 1001342. Public Purpose: Public recreation. Notified: 1 June 1997. File No: OE92R11

Column 1	Column 2	Column 3	Description
		Reserve No: 84236. Public Purpose: Public recreation. Notified: 14 June 1963. File No: DB80R65	<i>Parish – Cabul; County – Denham Land District – Walgett; LGA – Walgett</i> Road Closed: Lot 1 DP 1200330 File No: 14/02437
		Dedication No: 1001337 Public Purpose: Public recreation Notified: 1 June 1997. File No: MD92R10-003 Part Reserve No 580070 at Eden. Public Purpose: Public recreation Notified 7 October 1899, being Lot 158, DP 729163, comprising the Eden Tourist Park. Part Reserve No 83225 at Bermagui. Public Purpose: Public recreation. Notified 9 June 1961, being Lot 304, DP 729202 and Lot 7049, DP 1029574, comprising the Zane Grey Tourist Park. Part Reserve No 79310 at Tathra. Public Purpose: Public recreation and resting place. Notified 1 February 1957, being part Lot 270, Lot 271 and Lot 274, DP 821413, comprising the Tathra Beach Tourist Park. File No: 10/15157.	Schedule On closing, the land within Lot 1 DP 1200330 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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parishes – Mungerarra, Thalaba, Denuleroi
County – Denham
Land District – Walgett; LGA – Walgett*

Road Closed: Lot 2 DP 1200330
File No: 09/02386

Schedule

On closing, the land within part Lot 2 DP 1200330 remains vested in the State of New South Wales as Crown land.
On closing, the land within part Lot 2 DP 1200330 becomes vested in the State of New South Wales as Crown Land.
Council’s reference: 10/547

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Description

*Parish – Thalaba; County – Denham
Land District – Walgett; LGA – Walgett*

Road Closed: Lot 3 DP 1200330
File No: 14/02439

Schedule

On closing, the land within Lot 3 DP 1200330 remains vested in the State of New South Wales as Crown land.

Term of Office: For a term commencing 1 July 2015 and expiring 30 April 2020.

Note: The office of administrator for the reserve trusts specified in Column 2 is declared vacant upon the appointment of the members specified in Column 1.

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

NOWRA OFFICE**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1	Column 2
Dredging, Storage Area and Environmental Rehabilitation (Relevant Interest – S34A Licence – RI 554436)	Reserve No 62146 Public Purpose: public recreation Notified: 26 September 1930 File Reference: 15/03912
	Reserve No 81601 Public Purpose: public recreation Notified: 15 May 1959 File Reference: 15/03912
	Reserve No 1011528 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation Notified: 9 June 2006 File Reference: 15/03912
	Reserve No 56146 Public Purpose: generally Notified: 11 May 1923 File Reference: 15/03912
	Reserve No 1011268 Public Purpose: future public requirements Notified: 3 February 2006 File Reference: 15/03912

ORANGE OFFICE**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

Column 1	Column 2
Land District: Molong Local Government Area: Cabonne Locality: Manildra Reserve No 750155 Public Purpose: Future Public Requirements Notified: 29 June 2007 File Reference: 11/09419	Lot: 7017 DP No: 93543 Parish: Dulladerry County: Ashburnham

**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1	Column 2
Land District: Forbes Local Government Area: Forbes Shire Council Locality: Forbes Reserve No 750158 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: OE79H409	The part being Lot 6 Sec 89 DP No 758418 Parish Forbes County Ashburnham

**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1	Column 2
Grazing (Relevant Interest – Section 34A licence – RI 550669)	Reserve No 81056 Public Purpose: future public requirements Notified: 12 September 1958 File Reference: 15/03730
	Reserve No 752930 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 15/03730

SYDNEY METROPOLITAN OFFICE

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

*Land District – Metropolitan
Local Government Area – The Hills
Parish – Field of Mars; County – Cumberland*

That part of Crown public road known as Perry Street at North Rocks as shown by solid black shading on the diagram hereunder.



Schedule 2

Roads Authority: The Hills Shire Council
File No: 15/05827

Schedule 1

*Land District – Metropolitan; LGA – The Hills
Parish – Field of Mars; County – Cumberland*

That part of Crown public road known as Grangewood Pl at West Pennant Hills as shown by solid black shading on the diagram hereunder.



Schedule 2

Roads Authority: The Hills Shire Council
File No: 15/05827

Schedule 1

*Land District – Metropolitan
Local Government Area – The Hills
Parish – Field of Mars; County – Cumberland*

Crown public road known as Jacana Place at West Pennant Hills as shown by solid black shading on the diagram hereunder.



Schedule 2

Roads Authority: The Hills Shire Council
File No: 15/05827

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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1

Building & Storage Area (Relevant Interest – Section 34A Licence 546529)

Column 2

Reserve No 1014569
Public Purpose: public recreation community purposes
Notified: 22 February 2008
File Reference: 15/01771

TAREE OFFICE**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1	Column 2
Oyster Farming activities (Relevant Interest – S34A Licence – RI 554847)	Reserve No: 1012108 Public Purpose: access and public requirements, tourism purposes and environmental and heritage conservation. Notified: 11 August 2006
	Reserve No: 1011268 Public Purpose: Future Public Requirements Notified: 3 February 2006
	Reserve No: 56146 Public Purpose: From Sale or Lease generally Notified: 11 May 1923
	File No: TE80H453

ROADS ACT 1993**ORDER**

Transfer of Crown Road to a Council

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

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule 1

*Parish – Beranghi; County – Macquarie
Land District – Kempsey
Locality – Belmore River
Local Government Area – Kempsey*

Crown public road North of Lots 39, 40 and 106 DP 754400
and South of Lot 41 DP 754400

Schedule 2

Roads Authority: Kempsey Shire Council
Lands File No TE03H198

WAGGA WAGGA OFFICE**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1	Column 2
Community Event and Sporting Event (Relevant Interest – Section 34A Licence 553815)	Reserve No 89169 Public Purpose: public recreation, preservation of native flora and fauna Notified: 29 March 1974 File Reference: 15/01470
	Reserve No 1011568 Public Purpose: environmental protection, rural services, tourist facilities and services, future public requirements, public recreation Notified: 12 May 2006 File Reference: 15/01470
	Reserve No 1036788 Public Purpose: public recreation, environmental protection, rural services, future public requirements, tourist facilities and services Notified: 16 November 2012 File Reference: 15/01470

WESTERN REGION OFFICE**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.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

Schedule

Column 1	Column 2
Dugout (Relevant Interest – S34A Licence – RI 545677)	Reserve No 1013834 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 15/00163

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

It is hereby notified that in pursuance of the provisions of section 18 J *Western Lands Act 1901*, the conditions of the undermentioned Western Lands Leases have been altered as shown.

The Hon NIALL BLAIR, MLC
Minister for Lands and Water

*Administrative District – Broken Hill
Parishes – Mundi Mundi, Yangalla & Lewis
County – Yancowinna
LGA – Unincorporated Area*

That condition of Western Lands Leases 3873 and 4669, being the lands contained within Folio Identifiers 1772/763691, 6443/763140, 6444/763141, 2524/764487, 2525/764488 has been altered effective 23 June 2015 from;

“that the lessees shall not obstruct or interfere with any reserves, roads or tracks or the lawful use thereof by any person”

to the following extent;

“that the lessee shall not obstruct or interfere with any reserves or roads or the use thereof by any person”

File Reference: 08/2056

Water Notices

DAMS SAFETY ACT 1978

MINING ACT 1992

Order under Section 369 of the Mining Act 1992

Springvale Notification Area

The Dams Safety Committee pursuant to section 369 of the *Mining Act 1992*, hereby declares that with regard to Springvale Reject Emplacement Area, being a prescribed dam under *Dams Safety Act 1978*, the land described in the schedule hereto is the notification area of the said dam.

Schedule

The area bounded by straight lines joining the following 4 ordered points on maps CULLEN BULLEN 89313N 1:25000; LITHGOW 89313S 1:25000; the points are specified by Map Grid of Australia 1994 co-ordinates in Zone 56:

Point	MGAEast	MGANorth
1	225900	6302600
2	223400	6302600
3	223400	6305100
4	225900	6305100

Map Grid Australia (MGA) co-ordinates for the above points, as well as plan NA- 271 showing the area, are available from the Dams Safety Committee.

BRIAN COOPER
Chairman
Dams Safety Committee
PO Box 3720
Parramatta NSW 2124

DAMS SAFETY ACT 1978

MINING ACT 1992

Order under Section 369 of the Mining Act 1992

Bengalla CW1 Notification Area

The Dams Safety Committee pursuant to section 369 of the *Mining Act 1992*, hereby declares that with regard to Bengalla CW1, being a prescribed dam under *Dams Safety Act 1978*, the land described in the schedule hereto is the notification area of the said dam.

Schedule

The area bounded by straight lines joining the following 4 ordered points on maps MUSWELLBROOK 90332N 1:25000; ABERDEEN 90331S 1:25000; the points are specified by Map Grid of Australia 1994 co-ordinates in Zone 56:

Point	MGAEast	MGANorth
1	296100	6430200
2	296100	6428000
3	293900	6428000
4	293900	6430200

Map Grid Australia (MGA) co-ordinates for the above points, as well as plan NA- 268 showing the area, are available from the Dams Safety Committee.

BRIAN COOPER
Chairman
Dams Safety Committee
PO Box 3720
Parramatta NSW 2124

DAMS SAFETY ACT 1978

MINING ACT 1992

Order under Section 369 of the Mining Act 1992

Bengalla DW1 Notification Area

The Dams Safety Committee pursuant to section 369 of the *Mining Act 1992*, hereby declares that with regard to Bengalla DW1, being a prescribed dam under *Dams Safety Act 1978*, the land described in the schedule hereto is the notification area of the said dam.

Schedule

The area bounded by straight lines joining the following 4 ordered points on maps MUSWELLBROOK 90332N 1:25000; the points are specified by Map Grid of Australia 1994 co-ordinates in Zone 56:

Point	MGAEast	MGANorth
1	291400	6426300
2	293600	6426300
3	293600	6424200
4	291400	6424200

Map Grid Australia (MGA) co-ordinates for the above points, as well as plan NA- 269 showing the area, are available from the Dams Safety Committee.

BRIAN COOPER
Chairman
Dams Safety Committee
PO Box 3720
Parramatta NSW 2124

DAMS SAFETY ACT 1978

MINING ACT 1992

Order under Section 369 of the Mining Act 1992

Cumnock Tailings Notification Area

The Dams Safety Committee pursuant to section 369 of the *Mining Act 1992*, hereby declares that with regard to Cumnock Tailings Storage Facility and Cumnock Tailings Storage Facility No 3, being prescribed dams under *Dams Safety Act 1978*, the land described in the schedule hereto is the notification area of the said dams.

Schedule

The area bounded by straight lines joining the following 4 ordered points on maps JERRYS PLAINS 90332S 1:25000;

CAMBERWELL 91333S 1:25000; the points are specified by Map Grid of Australia 1994 co-ordinates in Zone 56:

Point	MGAEast	MGANorth
1	312400	6409600
2	312400	6412800
3	310100	6412800
4	310100	6409600

Map Grid Australia (MGA) co-ordinates for the above points, as well as plan NA- 270 showing the area, are available from the Dams Safety Committee.

BRIAN COOPER
Chairman
Dams Safety Committee
PO Box 3720
Parramatta NSW 2124

STATE OWNED CORPORATIONS ACT 1989

Direction to the Board of Essential Energy
under Section 20P

Notice of Reasons for Giving the Direction

Broken Hill will run out of drinking water of sufficient quality by November 2015 and quantity by September 2016 unless substantial inflows are received to Menindee Lakes. Water quality issues require resolution by November 2015.

The Department of Primary Industries has been working with Essential Energy and Water NSW to develop emergency water supply works in Broken Hill with funding from Restart NSW – Water security for the regions.

The best short term option that was identified is the use of groundwater supply made potable by reverse osmosis, requiring operation of a reverse osmosis water treatment plant. Water NSW will be responsible for the extraction and supply of the groundwater to Essential Energy which will then treat and supply this water to its customers in the Broken Hill area. The capital works for this project are being funded by the Government.

It was my view that the threat to Broken Hill’s water supply constituted exceptional circumstances that made it necessary for me to give a direction in the public interest in accordance with section 20P of the *State Owned Corporations Act 1989* to Essential Energy to undertake these works immediately because they will significantly contribute to eliminating this threat to ensure that the people of Broken Hill have an uninterrupted water supply in the short term.

ANTHONY ROBERTS, MP
Minister for Industry, Resources and Energy

Other Government Notices

ABORIGINAL LAND RIGHTS ACT 1983

NOTICE

I, the Honourable Leslie Williams, MP Minister for Aboriginal Affairs do, by this notice pursuant to section 114 (1) (c) of the *Aboriginal Land Rights Act 1983* (the Act) approve the adoption of the NSW Aboriginal Land Council (NSWALC) *Local Aboriginal Land Council Annual Reports Policy*.

Signed and sealed this 22 day of June 2015

The Hon LESLIE WILLIAMS, MP
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN

NEW SOUTH WALES ABORIGINAL LAND COUNCIL

Local Aboriginal Land Council Annual Reports Policy

Introduction

1. The *Aboriginal Land Rights Act 1983* (ALRA) requires each Local Aboriginal Land Council (LALC) to prepare an Annual Report on its operations. LALC Annual Reports provide LALC members and the NSW Aboriginal Land Council (NSWALC) with the information necessary to ensure that the operational environment of each LALC remains open, transparent and accountable.

Purpose

2. This policy identifies the statutory obligations of LALCs in regards to LALC Annual Reports and stipulates the particulars that are required to be included in Annual Reports on LALC operations.

Obligations

Preparation of LALC Annual Reports

3. Section 161 (1) of the ALRA requires each LALC to produce an Annual Report of its operations for the 12 months ending on 30 June in that year.
4. Section 161 (2) of the ALRA requires LALC Annual Reports to be prepared in accordance with any applicable policy of NSWALC.
5. This policy requires LALC Annual Reports to include the following particulars of LALC operations for the reporting year/period:

Management and structure:	<p>The Board</p> <ul style="list-style-type: none"> • A list of all Board Members that held office during the reporting year, including their names, terms of appointment, attendance at Board meetings and any remuneration paid to them by the LALC. <p>Staff</p> <ul style="list-style-type: none"> • A list of all staff positions, including sub-committee positions and their key operational responsibilities. <p>Meetings</p> <ul style="list-style-type: none"> • A list of the dates of all ordinary & extraordinary meetings of the LALC held within the reporting year. • A list of the dates for all the Board meetings held within the reporting year.
Summary review of operations:	<ul style="list-style-type: none"> • A narrative summary of the significant operations for the reporting year.
Community Land and Business Plan implementation:	<ul style="list-style-type: none"> • A report on the implementation of all the objectives and strategies identified within the LALC's Community Land and Business Plan including the following in respect to each: <ul style="list-style-type: none"> - Whether the objective or strategy was commenced, underway, completed or at risk of failing within the reporting year; and - Any significant activities undertaken within the reporting year in pursuit of the objective or strategy. - Any impediments or risks to achieving the objective or strategy that have arisen within the reporting year.

Aboriginal Culture & Heritage:	<ul style="list-style-type: none"> • Activities undertaken within the reporting year relating to the protection and promotion of Aboriginal Culture & Heritage.
Community Benefit Scheme (CBS) activities and expenditure:	<ul style="list-style-type: none"> • Identify any Community Benefit Scheme operated within the reporting year including the following: <ul style="list-style-type: none"> - The purpose of the scheme; - The number of beneficiaries of the scheme during the reporting year; - The expenditure of the scheme during the reporting year, including the number and amount of any grants made; and - Any associated income generated by the scheme during the reporting year.
Land Acquisition, Management and Disposal:	<ul style="list-style-type: none"> • The following particulars relating to the property portfolio within the reporting year: <ul style="list-style-type: none"> - A list of any disposals including Lot, DP's, sale value, purpose and details of any family or business association between the purchaser and anyone on the Board or staff of the LALC; - A list of any purchases including Lot and DP's and purchase price; - A list of any land claims granted including Lot and DP's, - A list of all leases over LALC property, whether or not executed within the reporting year, including Lot and DP's and the following details: the lessee, the value and duration of the lease. (short-term residential leases that are not for the purpose of providing for the management of social housing and any lease for under 3 years in total duration, including all options to renew the lease, need not be listed). - Any easements granted in the reporting year including Lot and DP's and details of the terms (value and specifics of the activity); - Any other Land dealings which required NSWALC approval within the reporting year.
Related entity activities and expenditure:	<ul style="list-style-type: none"> • The following particulars in respect to any entities (as defined by section 52C of the ALRA) which the LALC formed, acquired, operated or managed (or participated in so doing) within the reporting year: <ul style="list-style-type: none"> - Name of the entity. - Management structure, including the names of any Board or staff members of the LALC involved in the management of the entity. - Objectives/purpose of the entity. - The value and date of approval of any assets transferred to the entity that required a members' approval pursuant to s52C of the ALRA. - Operations, activities, performance targets and actual performance measures for the entity. - Any report on the operations of the entity that the entity is required to prepare and provide to the LALC by law.
Consultants:	<ul style="list-style-type: none"> • The following particulars for any consultants engaged by or on behalf of the LALC in the reporting year: <ul style="list-style-type: none"> - The name of the consultant ; - The title of the project or projects; and - Cost (or cumulative cost) of engaging the consultant.

Provision of the Annual Report to LALC Members

6. Clause 12 (a) of Schedule 1 of the *Aboriginal Land Rights Regulations 2014* requires LALCs (that have not amended the model rule) to present the LALC's Annual Report for receipt at the Annual Meeting of the LALC.

Provision of the Annual Report to NSWALC

7. Section 161 of the ALRA requires each LALC to provide NSWALC with a copy of its Annual Report as soon as practicable after year end for the reporting year, but on or before 1 November.

Compliance

8. It is the responsibility of the LALC to ensure it complies with the ALRA and this policy.
9. Failure to comply with the obligations identified in this policy may be grounds for the cessation of funding under the NSWALC Funding Policy and agreement.
10. Failure to comply with the obligations identified in this policy, including the particulars stipulated in this policy that are to be included in Annual Reports, may provide grounds for the issuance of a compliance direction by the Registrar of the ALRA.

11. Failure to comply with the obligations identified in this policy, including the particulars stipulated in this policy that are to be included in Annual Reports, may provide grounds for the appointment of an advisor, or an investigator to a LALC by the Registrar of the ALRA.
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ABORIGINAL LAND RIGHTS ACT 1983

NOTICE

I, the Honourable Leslie Williams MP Minister for Aboriginal Affairs do, by this notice pursuant to section 114 (1) (c) of the *Aboriginal Land Rights Act 1983* (the Act) approve the adoption of the NSW Aboriginal Land Council (NSWALC) *Local Aboriginal Land Council Budgets Policy*.

Signed and sealed this 22 day of June 2015

The Hon LESLIE WILLIAMS, MP
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN

**NEW SOUTH WALES ABORIGINAL
LAND COUNCIL**

**Local Aboriginal Land Council
Budgets Policy**

Introduction

1. Local Aboriginal Land Council (**LALC**) budgets are critical planning instruments for ensuring that LALC resources are efficiently utilised to meet all statutory and operational financial obligations.

Purpose

2. This policy identifies the statutory obligations of LALCs in relation to the preparation of budgets and stipulates the criteria by which the NSW Aboriginal Land Council (**NSWALC**) will assess them pursuant to section 158 of the *Aboriginal Land Rights Act 1983* (**ALRA**).

Obligations

3. Section 158 of the ALRA requires each LALC to prepare and adopt before each financial year, a detailed budget relating to the LALC's proposed operations for that coming financial year.
4. Section 158 also requires LALCs to prepare these budgets in accordance with any applicable NSWALC policy.
5. Section 160 of the ALRA authorises NSWALC to give directions to LALCs relating to the form, contents and method of preparation of budgets, and to the keeping of accounts and records and the making of reports. LALCs are required to comply with such directions.
6. This policy requires LALC budgets to be prepared so that:
 - a. The budget includes all details of the LALC's proposed operations, including operations to be funded by persons or bodies other than NSWALC.
 - b. Income & expenditure related to any NSWALC Grant is separately identified.
 - c. Income & expenditure for all subsidiary and controlled entities is separately identified.
 - d. Income & expenditure for all Community Benefit Schemes, including those schemes providing residential accommodation is separately identified
 - e. All other income & expenditure for the LALC (i.e. activities) is separately identified.
 - f. Provision has been made for all statutory obligations, including rates.
 - g. Provision has been made for staff wages, entitlements and on costs.
 - h. Provision has been made for the management of any existing debts, including any debts subject to a debt repayment agreement that the LALC has with NSWALC.
 - i. The budget does not contain expenditure for activities beyond the authority conferred on the LALC by its Community Land and Business Plan and the ALRA.
 - j. The budget is realistic (eg the income and expenditure assumptions have a sound basis), responsible (eg the budget will enable the LALC to pay its operating costs for the year and enable a reduction of any debt) and achievable (eg rental income projections are in line with those achieved in the recent past).
 - k. The budget meets the requirements of any further written direction of NSWALC made pursuant to section 160 of the ALRA.

Provision of LALC budgets to LALC Members

7. Section 52G (1) (f) of the ALRA requires LALCs to have adopted budgets received by a resolution of the voting members of the LALC.
8. LALCs are directed to present the adopted budget for receipt by the members at the next meeting of the LALC after it has been adopted.

Provision of LALC budgets to NSWALC

9. Section 158 of the ALRA requires each LALC to provide NSWALC with the budget it has adopted not less than 10 weeks before the commencement of the financial year to which the budget relates.
10. LALCs are directed to provide NSWALC with the LALC budget, adopted by the LALC Board, with the LALC Common Seal affixed, and the minutes of the Board meeting at which the budget was adopted no later than 21 April each year.
11. Section 158 authorises NSWALC to require a LALC to resubmit a budget under section 158, if NSWALC is satisfied that the budget does not meet the requirements of section 158, including the obligations of this policy in relation to the preparation of LALC budgets.

Compliance

12. It is the responsibility of the LALC to ensure it complies with the ALRA and this policy.
13. Failure to comply with this policy may be grounds for the cessation of funding, or ineligibility for future funding agreements, under the NSWALC Funding Policy and agreement.
14. Failure to comply with the obligations of section 158 of the ALRA, including the obligations of this policy in relation to the preparation of LALC budgets, may result in a LALC being required to resubmit a budget to NSWALC.
15. Failure to comply with the obligations identified in this policy, including the obligations in relation to the preparation of budgets stipulated in this policy, may provide grounds for the issuance of a section 160 direction from NSWALC, or a compliance direction by the Registrar of the ALRA.
16. Failure to comply with the statutory obligations identified in this policy, including the obligations in relation to the preparation of budgets stipulated in this policy, may provide grounds for the appointment of an advisor, an investigator, or an administrator to a LALC by the Registrar of the ALRA.

ABORIGINAL LAND RIGHTS ACT 1983

NOTICE

I, the Honourable Leslie Williams MP Minister for Aboriginal Affairs do, by this notice pursuant to section 114 (1) (c) of the *Aboriginal Land Rights Act 1983* (the Act) approve the adoption of the NSW Aboriginal Land Council (NSWALC) Local Aboriginal Land Council Financial Reporting Policy.

Signed and sealed this 22 day of June 2015

LESLIE WILLIAMS, MP
Minister for Aboriginal Affairs

GOD SAVE THE QUEEN

NEW SOUTH WALES ABORIGINAL LAND COUNCIL

Local Aboriginal Land Council

Financial Reporting Policy

Introduction

1. Local Aboriginal Land Council (**LALC**) financial statements and reporting are key transparency and accountability mechanisms for ensuring members, the NSW Aboriginal Land Council (**NSWALC**) and other stakeholders can adequately and confidently assess the financial position and management of a LALC.
2. This Policy aims to tailor the financial reporting obligations of LALCs to better suit the range of LALC operations existing across the state, while maintaining appropriate levels of transparency and accountability.

Purpose

3. This Policy stipulates the annual financial reporting obligations of LALCs, including the obligations for the preparation, verification and certification of LALC financial statements as required by section 153 of the *Aboriginal Land Rights Act 1983* (**ALRA**).

Definitions

4. **AASB10** – The Australian Accounting Standards Board accounting standard *Consolidated Financial Statements* AASB10.
5. **AASB124** – The Australian Accounting Standards Board accounting standard *Related Party Disclosures* AASB124.
6. **AASB1053** – The Australian Accounting Standards Board accounting standard *Application of Tiers of Australian Accounting Standards* AASB1053.
7. **ALRA** – The *Aboriginal Land Rights Act 1983* (NSW).
8. **Average Annual Income** – For the purpose of determining the financial reporting obligations of LALCs under this policy Average Annual Income is the annual average of all revenues generated by the LALC on an accrual basis, with the exception of non-cash income, over a rolling three (3) year period; being the reporting year and the two previous financial years. Revenue generated by a LALC from any entity to which section 52C of the *Aboriginal Land Rights Act 1983* applies and the consolidated revenue of a LALC and its subsidiary entity, where a LALC has a subsidiary entity, are to be included as revenue for this purpose. Non-cash income such as the following, are to be exclude from revenue for this purpose:
 - Land acquisitions by way of a successful land claim or any other method.
 - Movements in asset value i.e. increases in land values on the LALC Balance Sheet, or positive revaluation of property values.
 - Indirect grant funding (for example Aboriginal Housing Office repairs & maintenance funding).
9. **Assurance Practitioner** – An accountant with membership to any of the following professional associations and is on the list of Assurance Practitioners maintained by NSWALC:
 - CPA Australia
 - Institute of Chartered Accountants
 - Institute of Public Accountants
10. **AUASB** – The Australian Auditing and Assurance Standard Board.
11. **Audit** – An audit carried out in accordance with the Australian auditing standards by an Auditor appointed by the LALC from the list maintained by NSWALC.
12. **Consolidated General Purpose Financial Statements** – Financial statements prepared in accordance with the Australian Accounting Standards Board accounting standard *Consolidated Financial Statements* AASB10, with the like items of assets, liabilities, equity, income, expenses and cash flows of a LALC and of its controlled and subsidiary entity or entities combined as those of a single economic entity.
13. **Subsidiary Entity** – Any entity that is controlled by the LALC for the purposes of AASB10.
14. **Commitments** – Contractually obliged future expenditure or revenue of the LALC e.g. future payments under a lease or contract.
15. **Review** – A Review of a LALC’s financial statements conducted in accordance with the Australian Auditing and Assurance Standards Board *Standard on Review Engagements ASRE 2400* and performed by an Assurance Practitioner from the list maintained by NSWALC.
16. **General Purpose Financial Report** – A set of financial statements prepared in accordance with all relevant Australian Accounting Standards.
17. **LALC/s** – Local Aboriginal Land Council/s
18. **List of Auditors** – The list of auditors kept by NSWALC in accordance with s 153 (3) of the ALRA.
19. **List of Assurance Practitioners** – The list of Assurance Practitioners kept by NSWALC for the purposes of this Policy.
20. **NSWALC** – The NSW Aboriginal Land Council
21. **Qualified Accountant** – an accountant with membership to any of the following professional associations:
 - CPA Australia
 - Institute of Chartered Accountants
 - Institute of Public Accountants

Obligations

22. Section 153 of the ALRA requires each LALC to prepare financial statements for each financial year in accordance with any applicable NSWALC Policy. The section also requires LALCs to have those financial statements verified and certified if required by any applicable NSWALC Policy.
23. Section 52C (3) of the ALRA requires LALCs to include in the accounts of the LALC details of any operations that are carried out under an arrangement to which section 52C applies (including any activities or operations carried out by an entity formed, acquired, operated or managed and any financial matters relating to any such entity).

24. Section 160 of the ALRA authorises NSWALC to give directions to LALCs relating to the keeping of accounts and records and the making of reports; LALCs are required to comply with such directions.
25. This policy stipulates 3 tiers of financial reporting obligations for LALCs, including for the preparation, verification and certification of LALC financial statements.
26. For the preparation, verification and certification of LALC Financial Statements for the 2015/16 financial year and onwards, all LALCs will need to comply with one of the 3 tiers of financial reporting obligations of this policy.
27. The 3 tiers apply to LALCs in the following ways unless NSWALC or the LALC nominates otherwise:
 - a) **Tier 1: For LALCs with Average Annual Income less than \$250,000**
 - b) **Tier 2: For LALCs with Average Annual Income from \$250,000 to \$750,000**
 - c) **Tier 3: For LALCs with Average Annual Income over \$750,000**
28. NSWALC may nominate a higher reporting tier for a LALC, by notice in writing no later than 7 July following the financial reporting year, should it form the view that a higher reporting tier is necessary because:
 - (a) The LALC is presenting significant management difficulties; or
 - (b) The LALC has moved to a higher risk category in the fourth quarter NSWALC Risk Assessment System assessment; or
 - (c) A risk event has occurred that NSWALC otherwise deems significant enough to warrant a higher standard of financial reporting.
29. Where NSWALC nominates a higher reporting tier, the nominated LALC must report as per the obligations of the nominated higher reporting tier.
30. A LALC may nominate its own reporting obligations, by reporting in accordance with a higher reporting tier for a reporting year. Where a LALC nominates a higher reporting tier, the LALC must report as per the obligations of the nominated reporting tier and need not otherwise comply with the obligations of the lower reporting tier.

Tier 1 Annual Financial Reporting Obligations

Preparation of Financial Statements

31. A General Purpose Financial Report must be prepared as the financial statements of the LALC for each financial year. The General Purpose Financial Report must be prepared by a Qualified Accountant in accordance with Australian Accounting Standards and must include the additional disclosure requirements in **Appendix i** of this policy. The General Purpose Financial Report may be prepared in accordance with the reduced disclosure requirements of AASB1053.
32. If the LALC is involved in an arrangement for the purposes of section 52C of the ALRA, the General Purpose Financial Report must include details of any operations that are carried out under that arrangement as required by section 52C (3) of the ALRA.
33. If a LALC has a Subsidiary Entity, the LALC must prepare as part of its financial statements Consolidated General Purpose Financial Statements in accordance with AASB10, including a separate profit & loss and balance sheet for each Subsidiary Entity.

Financial Reporting to NSWALC

34. The following are to be provided to NSWALC along with the financial statements of the LALC:
 - a) A completed and signed management representation letter in accordance with **Appendix ii**.
 - b) Copies of the policies or certificates of currency for all insurance policies held by the LALC.
 - c) Any additional information required by written direction of NSWALC made pursuant to s160 of the ALRA.

Tier 2 Annual Financial Reporting Obligations

Preparation of Financial Statements

35. A General Purpose Financial Report must be prepared as the financial statements of the LALC for each financial year. The General Purpose Financial Report must be prepared by a Qualified Accountant in accordance with Australian Accounting Standards and must include the additional disclosure requirements in **Appendix i** of this policy. The General Purpose Financial Report may be prepared in accordance with the reduced disclosure requirements of AASB1053.
36. If the LALC is involved in an arrangement for the purposes of section 52C of the ALRA, the General Purpose Financial Report must include details of any operations that are carried out under that arrangement as required by section 52C (3) of the ALRA.
37. If a LALC has a Subsidiary Entity the LALC must prepare as part of its financial statements Consolidated General Purpose Financial Statements in accordance with AASB10, including a separate profit & loss and balance sheet for each Subsidiary Entity is required.

Verification and certification of Financial Statements

38. The financial statements of the LALC are to be verified and certified each year by a Review conducted by an Assurance Practitioner appointed by the LALC from the list of Assurance Practitioners kept by the NSWALC.

39. The Review report, including all the conclusions, opinions, notes, statements and disclosures required by the AUASB Standard on Review Engagements ASRE 2400 are to form part of the financial statements of the LALC.
40. In having its financial statements reviewed, a LALC must ensure that the Assurance Practitioner:
 - (a) has access at all reasonable times to the books of the LALC; and
 - (b) is given all reasonably requested information, explanations or other assistance for the purposes of the review.

Financial Reporting to NSWALC

41. The following are to be provided to NSWALC along with the verified and certified financial statements of the LALC:
 - a) Any management letter, including LALC response.
 - b) A copy of the service agreement and all invoices for the certified review conducted of the financial statements of the LALC.
 - c) Copies of the policies or certificates of currency for all insurance policies held by the LALC.
 - d) Any additional information required by further written direction of NSWALC made pursuant to s160 of the ALRA.

Tier 3 Annual Financial Reporting Obligations

Preparation of Financial Statements

42. A General Purpose Financial Report must be prepared as the financial statements of the LALC for each financial year. The General Purpose Financial Report must be prepared by a qualified accountant in accordance with Australian Accounting Standards and must include the additional disclosure requirements in **Appendix i** of this policy. The General Purpose Financial Report may be prepared in accordance with the reduced disclosure requirements of AASB1053.
43. If the LALC is involved in an arrangement for the purposes of section 52C of the ALRA, the General Purpose Financial Report must include details of any operations that are carried out under that arrangement as required by section 52C (3) of the ALRA.
44. If a LALC has a Subsidiary Entity the LALC must prepare as part of its financial statements Consolidated General Purpose Financial Statements in accordance with AASB10, including a separate profit & loss and balance sheet for each Subsidiary Entity is required.

Verification and certification of Financial Statements

45. The financial statements must be verified and certified each year by an Audit conducted in accordance with the Australian auditing standards by an Auditor appointed by the LALC from the list of Auditors kept by NSWALC.
46. The audit report including all statements, disclosures, declarations opinions etc required from the Auditor by the Australian auditing standards is to form part of the financial statements of the LALC.
47. In having its financial statements audited, a LALC must ensure that the Auditor:
 - a) has access at all reasonable times to the books of the LALC; and
 - b) is given all reasonably requested information, explanations or other assistance for the purposes of the audit.

Financial Reporting to NSWALC

48. The following are to be provided to NSWALC along with the verified and certified financial statements of the LALC:
 - a) Any management letter, including LALC response.
 - b) Copies of the audit service agreement, and all invoices related to the audit conducted of the financial statements of the LALC.
 - c) Copies of the policies or certificates of currency for all insurance policies held by the LALC.
 - d) Any additional information required by further written direction of NSWALC made pursuant to s160 of the ALRA.

Provision of Financial Statements to LALC Members

49. Clause 12 (b) of Schedule 1 of the *Aboriginal Land Rights Regulations 2014* requires LALCs (that have not amended the relevant model rule) to present the Financial Statements of the LALC for receipt at the Annual Meeting of the LALC.
50. Section 52G of the ALRA provides that receipt of the Financial Statements may only be confirmed by a resolution of the voting members of a LALC.

Provision of Financial Statements to NSWALC

51. Section 153 (5) of the ALRA requires each LALC to provide NSWALC with a copy of its financial statements along with such other documents as prescribed by the regulations (any audit management letter and insurance policies of the LALC) by 1 November; 4 months after the end of each financial year.

Compliance

52. It is the responsibility of the LALC to ensure compliance with the ALRA and this policy.

53. Failure to comply with this policy may be grounds for the cessation of funding under NSWALC’s funding policy and any funding agreement between NSWALC and a LALC.
54. Failure to comply with the statutory obligations identified in this policy, including the obligations in regards to the preparation, verification and certification of financial statements stipulated in this policy, may be grounds for the issuance of a section 160 direction from NSWALC, or a compliance direction by the Registrar of the ALRA.
55. Failure to provide NSWALC with satisfactory financial statements in accordance with the obligations of Division 2 of Part 8 of the ALRA, including the obligations in regards to the preparation, verification and certification of financial statements stipulated in this policy, may be grounds for the appointment of an administrator to a LALC by the Registrar of the ALRA pursuant to section 222 (1) (b).

Transitional Arrangements

56. For all LALCs the financial statements prepared for the 2014–15 financial year are to prepared in accordance with section 41B of the *Public Finance and Audit Act 1983*. Section 41BA of the *Public Finance and Audit Act 1983* is also to apply to the preparation of 2014–15 financial statements as it does to the financial reports required to be prepared under that Act.
57. All LALCs must have 2014–15 financial statements verified and certified by an Audit conducted by an Auditor appointed by the LALC from the list of Auditors kept by NSWALC.

Appendix i

The following are required to be included in the Financial Statements/ General Purpose Financial Reports prepared by LALCs.

Additional disclosure requirements			
1. Tax payable to ATO			
	GST	PAYG	Total
Opening balance			
Charges			
Payments			
Closing Balance			
2. Superannuation			
	Current year		Prior year
Opening balance			
Charges			
Payments			
Closing balance			
3. Land and water rates			
	Current year		Prior year
Opening balance			
Charges			
Payments			
Closing balance			
4. Current outstanding commitments for amounts over \$10,000			
5. Related Party Disclosures required by <u>AASB124</u> for transactions, balances and commitments between the LALC and a Board member or the Chief Executive Officer of the LALC, or any close family member of a Board member or the Chief Executive Officer.			
6. Any additional information required by written direction of NSWALC made pursuant to s160 of the ALRA.			

Appendix ii

<LALC NAME>
<ADDRESS LINE 1>
<ADDRESS LINE 2>

<DATE>

Representation Letter
<LALC NAME>

This representation letter is provided in connection with the financial statements of <LALC NAME> for the year ended 30 June <YEAR>.

1. ACCOUNTING RECORDS AND TRANSACTIONS

We confirm that:

- all financial records and related data, other information, explanations were properly maintained.
- minutes of all meetings are accurate and up-to-date (e.g. <TYPES OF MEETINGS>)
- all legal issues and legal opinions that may be relevant to the financial statements are appropriately disclosed

All transactions have been recorded in the accounting records and are reflected in the financial statements, including all 'off balance sheet' agreements or instruments.

2. COMPLIANCE WITH LEGISLATION AND OTHER REQUIREMENTS

We have no knowledge of any breaches or possible breaches of laws and regulations, contracts, agreements or licensing conditions, the effects of which should be considered when preparing the financial statements.

In respect to operations during the year, we have complied with all aspects of contractual agreements that would have a material effect on the financial statements in the event of non compliance.

3. INTERNAL CONTROLS

We have established and maintained adequate internal control to ensure we:

- maintain adequate financial records
- minimise the risk of fraud and error occurring and detect them should they occur
- minimise the risk of significant breaches of legislation and other mandatory requirements and detect such breaches should they occur.

4. FRAUD AND ERROR

We acknowledge our responsibility for the design, implementation and maintenance of internal controls to prevent and detect fraud and error.

We have no knowledge of any fraud or suspected fraud affecting the entity involving:

- board members
- management
- employees who have significant roles in internal control
- others where the fraud could have a material effect on the financial statements.

We have no knowledge of any allegations of fraud, or suspected fraud, affecting the entity's financial statements communicated to us by employees, former employees, analysts, regulators or others.

5. OTHER

We confirm the above representations are made on the basis of adequate enquiries of management and staff (and where appropriate, inspection of evidence) sufficient to satisfy ourselves that we can properly make each of the above representations to you.

<LALC SIGNATORY>
Chair Person

<LALC SIGNATORY>
Chief Executive Officer

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Incorporation Pursuant to Section 76

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

AMMPT EASTERN REGION INCORPORATED	INC9891733
ANGELS OF HUMANITY INCORPORATED	INC9891372
APPIN RUGBY LEAGUE FOOTBALL CLUB INCORPORATED	INC9888960
ARMIDALE MOTOR SHOW INCORPORATED	INC9891737
ASSOCIATION OF NORTHERN BEACHES ORIGINAL PERFORMING ARTISTS INCORPORATED	INC9879300
AUSTRALIAN CHINESE ASSOCIATION OF TALENT EXCHANGE INCORPORATED	INC9889800
BANGLADESHI FRIENDS OF ACTIONAID AUSTRALIA INCORPORATED	INC9892443
BUSINESS ADVISORY SERVICES INCORPORATED	Y1944213
CARE SOCIETY NEPAL – AUSTRALIA INCORPORATED	INC9888149
CELESTIAL CHURCH OF CHRIST (EGLISE DU CHRISTIANISME CELESTE) EMMANUEL PARISH SYDNEY INCORPORATED	INC9883524
DENILQUIN COMMUNITY BASKETBALL ASSOCIATION INCORPORATED	INC9889978
DUNEDOO URBAN LANDCARE GROUP INCORPORATED	INC9874785
ECLECTIC RESOURCES INCORPORATED	INC9888369
HARMONY COMMUNITY FARM INCORPORATED	INC9887795
INVERELL HERPETOLOGICAL SOCIETY INCORPORATED	INC9886395
MUNNA MUNNA LANDCARE GROUP INCORPORATED	Y2484804
NSW BLOKART CLUB INCORPORATED	INC9889001
PAUL WENZ SOCIETY INCORPORATED	INC9889208
PLATFORM INCORPORATED	INC9876397
SHP INCORPORATED	Y2548411
SOMALI DEVELOPMENT AND INTEGRATION CENTRE INCORPORATED	INC9891698
SYDNEY BLUES SOCIETY INCORPORATED	Y1810928

TENTERFIELD TOTAL CARE & TRANSPORT INC	Y0909612
THE COFFS COAST INTERFAITH NETWORK INCORPORATED	INC9891045
UNITED HELLENIC YOUTH MOVEMENT INCORPORATED	INC9887870

Cancellation is effective as at the date of gazettal.

Dated this 26th day of June 2015

CHRISTINE GOWLAND
Delegate of the Commissioner
NSW Fair Trading

ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Registration Pursuant to Section 80

Take notice that GOON YEE TONG INCORPORATED (Y1804822) became registered under the *Corporations Act 2001* as GOON YEE TONG LIMITED – ACN 606 135 826, a public company limited by guarantee on the third day of June 2015 and accordingly its registration under the *Associations Incorporation Act 2009* is cancelled as of that date.

Dated: 23 June 2015

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)

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
Port Macquarie Animal Welfare Service Inc	PO Box 2025 Port Macquarie NSW 2444

Schedule 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* only applies to an animal in the custody of an organisation listed in Schedule 1:
 - if the organisation is holding that animal for the sole purpose of re-housing the animal with a new owner; and
 - 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: 18 June 2015

MARCIA DOHENY
Chief Executive
Office of Local Government

**COMMUNITY HOUSING PROVIDERS
(ADOPTION OF NATIONAL LAW) ACT 2012**

ORDER

His Excellency General The Honourable David Hurley,
Companion of the Order of Australia, Distinguished
Service Cross, (Retired), Governor of the State of New
South Wales in the Commonwealth of Australia

I, General The Honourable David Hurley, AC DSC (Ret'd), Governor of the State of New South Wales in the Commonwealth of Australia, with the advice of the Executive Council, on the recommendation of the Minister for Family and Community Services, Minister for Social Housing and in pursuance of section 21 (1), Division 3, Part 3 of the *Community Housing Providers (Adoption of National Law) Act 2012* do, by this, my Order, vest the land referred to in the Schedule of this Order, in HUME COMMUNITY HOUSING ASSOCIATION CO LTD (ACN 003 223 434).

Signed and sealed at Sydney, this 24th day of June 2015.

By His Excellency's Command

The Hon BRAD HAZZARD, MP
Minister for Family and Community Services
Minister for Social Housing

GOD SAVE THE QUEEN!

**Schedule of Land to be Vested
by the
New South Wales Land and Housing Corporation
in
Hume Community Housing Association Co Ltd
(ACN 003 223 434)**

N	Property Address	Title Particulars
1	15-17 Sturt Street Telopea NSW 2117	Lot 101 DP 1169946

**COMMUNITY HOUSING PROVIDERS
(ADOPTION OF NATIONAL LAW) ACT 2012**

ORDER

His Excellency General The Honourable David Hurley,
Companion of the Order of Australia, Distinguished
Service Cross, (Retired), Governor of the State of New
South Wales in the Commonwealth of Australia

I, General The Honourable David Hurley, AC DSC (Ret'd) Governor of the State of New South Wales in the Commonwealth of Australia, with the advice of the Executive Council, on the recommendation of the Minister for Family and Community Services, Minister for Social Housing and in pursuance of section 21 (1), Division 3, Part 3 of the *Community Housing Providers (Adoption of National Law) Act 2012* do, by this, my Order, vest the land referred to in the Schedule of this Order, in MISSION AUSTRALIA HOUSING (ABN 13 003 683 261).

Signed and sealed at Sydney, this 24th day of June 2015

By His Excellency's Command

The Hon BRAD HAZZARD, MP
Minister for Family and Community Services
Minister for Social Housing

GOD SAVE THE QUEEN!

**Schedule of Land to be Vested
by the
New South Wales Land and Housing Corporation
in
Mission Australia Housing (ABN 13 003 683 261)**

N	Property Address	Title Particulars
1	655A-655B Luxford Road Bidwill NSW	Lot 102 in DP 1201551, Parish of Rooty Hill, County Cumberland

CONVEYANCERS LICENSING REGULATION 2015

Invitation to Comment

The proposed Regulation has been developed to replace the *Conveyancers Licensing Regulation 2006*, which will be automatically repealed on 1 September 2015.

The purpose of the proposed Regulation is to set out the detail needed to effectively administer the *Conveyancers Licensing Act 2003*. It contains provisions for fees payable and the professional indemnity insurance required for a conveyancer licence, the conduct of conveyancing business, resolution of costs disputes between consumers and licensees, how a licensee is to handle money held in trust, and record keeping.

Visit www.fairtrading.nsw.gov.au to view the draft Regulation and accompanying Regulatory Impact Statement or request these documents by emailing policy@finance.nsw.gov.au or calling 13 32 20.

The Regulatory Impact Statement contains advice about how to lodge written comments and submissions on the proposed Regulation which must be received by **Friday 24 July 2015**.

**CO-OPERATIVE HOUSING AND
STARR-BOWKETT SOCIETIES
REGULATION 2015**

Invitation to Comment

The proposed Regulation has been developed to replace the current *Co-operative Housing and Starr-Bowkett Societies Regulation 2005*, which will be automatically repealed on 1 September 2015.

The purpose of the proposed Regulation is to set out the detail needed to enable the *Co-operative Housing and Starr-Bowkett Societies Act 1998* to be effectively administered and to support its objectives. It contains forms, fees and other matters.

Visit www.fairtrading.nsw.gov.au to view the draft Regulation and accompanying Regulatory Impact Statement or request these documents by emailing policy@finance.nsw.gov.au or calling 13 32 20.

The Regulatory Impact Statement contains advice about how to lodge written comments and submissions on the proposed Regulation which must be received by **Friday 24 July 2015**.

DEFAMATION ACT 2005

ORDER

I, Gabrielle Upton, MP, Attorney General, in pursuance of section 35 (3) of the *Defamation Act 2005*, by this order, declare the amount that is to apply for the purposes of section 35 (1) of the *Defamation Act 2005* to be \$376,500 from 1 July 2015.

Signed at Sydney, this 22nd day of June 2015.

GABRIELLE UPTON, MP
Attorney General

**ELECTRICITY (CONSUMER SAFETY)
REGULATION 2015**

Invitation to Comment

The proposed Regulation has been developed to replace the current *Electricity (Consumer Safety) Regulation 2006*, which will be automatically repealed on 1 September 2015.

The purpose of the proposed Regulation is to set out the detail needed to effectively administer the *Electricity (Consumer Safety) Act 2004*. It contains provisions on the approval of electrical articles, safety and compliance tests for electrical installations and investigation of accidents. It also contains forms, fees and penalties.

Visit www.fairtrading.nsw.gov.au to view the draft Regulation and accompanying Regulatory Impact Statement or request these documents by emailing policy@finance.nsw.gov.au or calling 13 32 20.

The Regulatory Impact Statement contains advice about how to lodge written comments and submissions on the proposed Regulation which must be received by **Friday 24 July 2015**.

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 following names:

Martin Reserve for a reserve bounded by Colorado Drive and Denver Road, in the suburb of St Clair.

The position and extent for these features are recorded and shown within the Geographical Names Register of New South Wales. The proposals can also be viewed and submissions lodged on the Geographical Names Board website at (www.gnb.nsw.gov.au) from 26th June to 26th July 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

HEALTH SERVICES ACT 1997

Order Fixing a Scale of Fees in Respect of
Non Emergency Patient Transport (NEPT) Services

Pursuant to section 69 of the *Health Services Act 1997*, I, Dr Mary Foley, Secretary of the Ministry of Health, as the duly appointed delegate of the Minister for Health, do by this order hereby fix a scale of fees in respect of non-emergency patient transport services provided by any public health organisation to the extent and in the manner set forth in the following Schedule.

The purpose of this Order is to apply the same charges when LHD or Speciality Network patient transport vehicles are used for non-emergency patient transport as are currently applied when Ambulance Service NSW Green Fleet vehicles are used for non-emergency patient transport pursuant to a scale of fees order under section 67D of the *Health Services Act 1997* as in place from time to time.

This order has effect on and from 1 July 2015

Dr MARY FOLEY
Secretary
NSW Health

Schedule

1. In this order:

“**Non-emergency patient transport**” means road transport to or from a health facility such as admission to hospital from home, discharge from hospital to home, transport between hospitals and diagnostic facilities and transport to and from nursing homes. Non-emergency patient transport must be requested by clinician.

2. **Fees**

The fee for **non-emergency patient transport** by road shall be charged in accordance with the Independent Pricing and Regulatory Tribunal (IPART) determination as in force from time to time.

As such, NEPT will be charged on a kilometre basis calculated on the scale of \$281 flag fall charge, plus an additional charge of \$1.74 for each kilometre or part thereof.

3. **Calculation of Transport Kilometres**

The total number of kilometres for the provision of services by non-emergency patient transport shall be calculated by determining the total number of kilometres that are travelled by road in accordance with the distance from patient pick up location, to the place where that person disembarked from the non-emergency patient transport vehicle (or, where more than one non-emergency patient transport vehicle was used in the transport, disembarked from the last vehicle used in that transport).

4. **Charging criteria**

- a. Where **two or more persons** are transported concurrently by the same non-emergency patient transport vehicle, each person shall be charged a fee calculated in accordance with clause 2.
- b. Residents of NSW shall be charged for non-emergency patient transport services in accordance with clause 2 and 3, provided that such total fee shall not exceed \$5,851.
- c. Public hospitals in NSW shall be charged for inter-hospital non-emergency services in accordance with clause 2, provided that such total fee shall not exceed \$5,654.
- d. Rates to be charged by all NEPT fleet providers will be a fixed charge based on the current Independent Pricing and Regulatory Tribunal (IPART) determination.

HEALTH SERVICES ACT 1997

Order Amending the Scale of Fees
for Hospital and Other Health Services

Pursuant to section 69 of the *Health Services Act 1997*, I, Dr Mary Foley, Secretary of the Ministry of Health, as the duly appointed delegate of the Minister for Health, do by this Order hereby amend the currently applying Scale of Fees for hospital services and other health services to the extent and in the manner set forth in the Schedule below, to take effect on and from 1 July 2015.

Signed at Sydney this 23rd day of June 2015.

Dr MARY FOLEY
Secretary
NSW Health

**Schedule
Amendment of Scale of Fees**

The Schedule entitled “Scale of Fees” which is attached to the “ORDER FIXING A SCALE OF FEES FOR HOSPITAL AND OTHER HEALTH SERVICES” and as in effect at the date of this order is amended as follows:

- (a) **delete** from Part 1 in its entirety item 1A. relating to “**ACCOMMODATION CHARGES**”, and insert instead the following matter:

1A. ACCOMMODATION CHARGES

In respect of patients admitted to NSW public hospitals and receiving public hospital services pursuant to the National Health Reform Agreement.

1A.1. Public Patients	Daily Fee \$
1A.1.1 treated by a doctor nominated by the hospital	Nil
1A.1.2 accommodated in a shared room (single room accommodation without charge may be provided on the grounds of medical need)	Nil
1A.2. Private Patients (Overnight Stay)	Daily Fee \$
1A.2.1 treated by a doctor nominated by the patient and accommodated in a shared room	339
1A.2.2 treated by a doctor nominated by the patient and accommodated at the patient’s request, in a single room or as sole occupant of a shared room.	665
1A.3. Private Patients (Same Day Patient)	Daily Fee \$
Band 1	246
Band 2	275
Band 3	302
Band 4	339

Note: These bands are as categorised by the Commonwealth under the *National Health Act 1953*.

1A.4. Ineligible Patients

1A.4.1 Work Visa holders 401, 403, 416, 420, 457 & 485 and Student Visa holders 570 to 576 & 580	Daily Fee \$
1A.4.1.1 Inpatient Patient Services	
Public Hospitals – Critical Care	2,955
Public Hospitals – other than Critical Care	1,189
Public Psychiatric Hospitals	499
Other (e.g. Residential Aged Care Facilities)	280
1A.4.2 Other than Work and Student Visa holders stipulated in 1A.4.1 of this section	Daily Fee \$
1A.4.2.1 Acute Admitted Patient Services – All Hospitals	
Inpatient – Critical Care – first 21 days per episode	5,158
Inpatient – Critical Care – over 21 days	2,955
Other Inpatient – first 21 days per episode	2,033
Other Inpatient – over 21 days	1,189
1A.4.2.2 Sub-Acute and Non-Acute Admitted Patient Services.	
Public Hospitals	1,189
Public Psychiatric Hospitals	499
Other (eg Residential Aged Care Facilities)	280
1A.4.3 Hospital in the Home Fees – All Hospitals	230
1A.4.4 Dialysis – All Hospitals (per session)	653

With the exception of:

- 1 A visitor to Australia who holds a temporary entry permit, and who has applied for but has not yet been issued with an entry permit granting permanent residence.
- 2 A Norfolk Island resident who is admitted to a public hospital under the Norfolk Island Health Care Scheme (refer item 1A.8.).
- 3 A person who is admitted to a public hospital under the Asylum Seeker Assistance Scheme (refer item 1A.9.).
- 4 Persons entitled to free public hospital treatment under the terms of a Reciprocal Health Care Agreement between Australia and their country.

1A.5. Compensable Patients

(other than Workers Compensation or Motor Vehicles Compensation)

1A.5.1 Acute Admitted Patient Services – All Hospitals (where a patient is admitted on or after 1 July 2015)

The patient episode reflecting the applicable *AR-DRG version 7.0* grouping aligned to the National Weighted Activity Unit (*NWAU (15)*) with adjustments applied as applicable in accordance with the Independent Hospital Pricing Authority (IHPA) publication *National Efficient Price Determination 2015–2016*. The *NWAU (15)* is adjusted to reflect that Visiting Medical Officers (VMOs) and Staff Specialists bill separately for compensable admitted patients. The removal of assessed VMO and Staff Specialist costs reduces each *NWAU* by 11% creating an *adjusted NWAU (15)* for the purposes of charging this category of compensable patients.

multiplied by

The National Efficient Price (*NEP*) of \$4,971 as determined by the Independent Hospital Pricing Authority (IHPA).

1A.5.2 Emergency Department (ED) Admitted Services – All Hospitals excluding EDs of small rural hospitals not collecting nor required to collect patient level data.

The ED episode reflecting the applicable *URG version 1.4* or *UDG version 1.3* grouping aligned to the National Weighted Activity Unit (*NWAU (15)*) with adjustments applied as applicable in accordance with the IHPA publication *National Efficient Price Determination 2015–2016*.

The *NWAU (15)* is adjusted to reflect that Visiting Medical Officers (VMOs) and Staff Specialists bill separately for compensable admitted patients. The removal of assessed VMO and Staff Specialist costs reduces each *NWAU* by 11% creating an *adjusted NWAU (15)*, which is applicable for the purposes of charging ED admitted compensable patients.

multiplied by

The National Efficient Price (*NEP*) of \$4,971 as determined by the Independent Hospital Pricing Authority (IHPA).

1A.5.3 Emergency Department (ED) of small rural hospitals not collecting nor required to collect patient level data.

Per occasion of service at set rates as advised in section 4B.3 of this order.

1A.5.4 Sub-Acute and Non-Acute Admitted Patient Services.	Daily Fee \$
Public Hospitals	1,113
Public Psychiatric Hospitals	467
Other (eg Residential Aged Care Facility)	262
1A.5.6 Dialysis – All Hospitals (per session)	627

Note: These rates do not apply to persons treated pursuant to respective statutory schemes for the purposes of workers' compensation or compensation to persons injured in motor accidents. Those rates are set by separate agreement or other such order or determination.

1A.6. Veterans' Affairs Patients	Daily Fee \$
Veterans' Affairs Patients	Nil

1A.7. Nursing Home Type Patients

1A.7.1 Elect to be treated by hospital nominated doctors –

Shall be charged a patient contribution:

(on a fortnightly basis): not exceeding the equivalent to 87.5% of any Commonwealth Standard Rate Pension and 87.5% of any maximum Rent Assistance payable to a person; or

(on a daily basis, where appropriate): one fourteenth of the fortnightly amount already referred to.

1A.7.2 Elect to be treated by doctor of choice –

Shall be charged on a daily basis, an amount equivalent to the patient contribution calculated on a daily basis in accordance with sub paragraph 1A.7.1, plus an amount determined in writing from time to time by the Minister for Health of the Commonwealth, or the Minister's delegate, pursuant to the *National Health Act 1953* of the Commonwealth.

1A.8. Norfolk Island Residents admitted to a public hospital under the Norfolk Island Health Care Scheme

	Daily Fee \$
Accommodation in a shared room	598
Accommodation in a single room	830
Same Day Admission	510
Accommodation as a critical care patient	1,672
Accommodation as a compensable patient	Applicable rates under 1A.5.

1A.9. Patients admitted to a public hospital under the Asylum Seekers Assistance Scheme

	Daily Fee \$
Accommodation in a shared room	598
Accommodation in a single room	830
Same Day Admission	510
Accommodation as a critical care patient	1,672

1A.10. Private, (Private) Same Day Admissions and Ineligible Patients – Charges for the Fitting of Surgically Implanted Prostheses and Medical Devices

The charge for the fitting of any specific surgically implanted prosthesis or medical device item shall be:

- 1A.10.1 where there is a single dollar amount specified for an item, that dollar amount; or
- 1A.10.2 where there is a minimum and maximum benefit dollar amount specified for an item, a dollar amount being the minimum benefit amount, the maximum benefit amount or an amount within that dollar range,

as determined in writing from time to time in respect of that item by the Minister for Health of the Commonwealth, or the Minister’s Delegate, pursuant to the *National Health Act 1953* of the Commonwealth. Such charges shall take effect on any date determined by the Commonwealth Minister for Health or the Minister’s delegate in respect of that item.

- (b) **delete** from Part 1 in its entirety item 1D. relating to “**TREATMENT FEE**”, and insert instead, the following item:

1D. TREATMENT FEES

	Daily Fee \$
Treatment fee applicable to ineligible inpatients, other than compensable patients, in addition to the current applicable accommodation charge (refer item 1A.4.), in situations where the ineligible inpatient receives medical treatment under arrangement with a public hospital rather than an individual practitioner	312

With the exception of:

- 1. A visitor to Australia who holds a temporary entry permit, and who has applied for but has not yet been issued with an entry permit granting permanent residence.
- 2. A Norfolk Island resident who is admitted to a public hospital under the Norfolk Island Health Care Scheme (refer item 1A.8.).
- 3. A person who is admitted to a public hospital under the Asylum Seeker Assistance Scheme (refer item 1A.9.)
- 4. Persons entitled to free public hospital treatment under the terms of a Reciprocal Health Care Agreement between Australia and their country.

Note: The above daily fee is applicable irrespective of the number of treating practitioners.

- (c) **delete** from “**PART 3 – OTHER CHARGES**” in its entirety item 3A. relating to BRAIN INJURY REHABILITATION SERVICES and insert instead the following matter:

3A. BRAIN INJURY REHABILITATION SERVICES

provided by designated units of public hospitals in respect of compensable patients requiring brain injury rehabilitation services (including diagnostic services)

	Daily Fee \$
3A.1. Admitted Patient Services	
Category A patient	1,169
Category B patient	748
Category X patient	1,663
3A.2. Transitional Living Unit	
Category A patient	835
Category B patient	414
3A.3. Non Admitted Patient Services (including Outreach)	\$80 per half hour or part thereof
3A.4. Outpatient Medical Clinic Appointments	
	Standard Fee \$
Medical Consultation – New (initial assessment)	276
Medical Consultation – Review (follow-up appointment)	138

3A.5. Group Activities	\$ per half hour or part thereof
Qualified	51
Unqualified	36

Note: Categories, classifications or descriptions of service referred to in this Part 3A are to be considered the same as those defined or set out in Ministry of Health Policy Directive PD2013_016, or as that policy is subsequently amended or revised from time to time.

(d) **delete** in its entirety “**PART 4 – NON-ADMITTED PATIENT CHARGES**” and insert instead the following matter:

PART 4 – NON-ADMITTED PATIENT CHARGES

For the purposes of Part 4, an “occasion of service”, in relation to a non-admitted patient occasion of service, has the same meaning as it has for the purposes of the NSW Ministry of Health Reporting System (DOHRS) activity reporting system as amended from time to time.

4A. Ineligible Patients

<u>For each Occasion of Service (both categories)</u>	\$
Public Hospital	126
Public Psychiatric Hospital	88
Other (eg Residential Aged Care Facility)	88

The rates of charge are as per the above occasion of service rates as appropriate to the designated hospital classification or as per the Australian Medical Association (AMA) schedule of rates.

With the exception of:

1. A visitor to Australia who holds a temporary entry permit, and who has applied for but has not yet been issued with an entry permit granting permanent residence.
2. Persons entitled to free public hospital treatment under the terms of a Reciprocal Health Care Agreement between Australia and their country.

4B. Compensable Patients

(other than Workers Compensation or Motor Vehicles Compensation) –

4B.1 Emergency Department (ED) Non-admitted Services – All Hospitals excluding EDs of small rural hospitals not collecting nor required to collect patient level data.

The patient ED presentation reflecting the applicable *URG version 1.4* or *UDG version 1.3* grouping aligned to the National Weighted Activity Unit (*NWAW (15)*) with adjustments applied as applicable in accordance with the IHPA publication *National Efficient Price Determination 2015–2016*.

multiplied by

The National Efficient Price (*NEP*) of \$4,971 as determined by the Independent Hospital Pricing Authority (IHPA).

4B.2 Emergency Department (ED) Non-admitted Services of small rural hospitals not collecting nor required to collect patient level data.

Per occasion of service at set rates as advised in section 4B.3. of this order.

4B.3. Non-admitted Services – All Hospitals excluding Emergency Departments.

For each Occasion of Service (excluding physiotherapy services, psychology and exercise physiology services)

	\$
Public Hospital	118
Public Psychiatric hospital	83
Other hospital (eg Residential Aged Care Facility)	83

The above occasion of service rates apply or alternatively the maximum amount payable under the relevant WorkCover practitioner fees order. The fees orders, which generally link to AMA rates, cover Medical Practitioners, Surgeons and Orthopaedic Surgeons.

Compensable Non-Admitted Physiotherapy Services

<i>Normal Practice</i>	\$
Initial consultation & treatment	88.40
Standard consultation and treatment	74.90
Initial consultation & treatment of two distinct areas	133.40

Standard consultation & treatment of two distinct areas	113.00
Complex treatment	149.70
Group/class Intervention (rate per participant)	53.10
<i>Home Visit</i>	
Initial consultation & treatment	108.90
Standard consultation and treatment	87.10
Initial consultation & treatment of two distinct areas	160.60
Standard consultation & treatment of two distinct areas	137.50
Complex treatment	176.90
<i>Other</i>	
Case conference (rate per hour), Report Writing (max)	176.40
Activity assessment, consultation & treatment	176.90
Travel (per km)	1.65
<u>Compensable Non-Admitted Psychology Service Charges</u>	
Initial consultation	210.80
Standard consultation	175.70
Report Writing (per hr /max 1 hr)	175.20
Case Conferencing (per hr/pro rata)	175.20
Travel (per km)	1.65
Group (per participant)	52.70
<u>Compensable Non-Admitted Exercise Physiology Service Charges</u>	
Initial consultation & treatment	141.30
Standard consultation & treatment	141.30
Reduced supervision treatment	61.70
Group/class intervention (per participant)	44.90
Additional Expenses (as agreed with insurer)	–
Case Conferencing (per hr)	141.60
Report Writing (max)	141.60
Travel (per km)	1.65

Note: These rates do not apply to persons treated pursuant to respective statutory schemes for the purposes of workers' compensation or compensation to persons injured in motor accidents. Those rates are set by separate agreement or other such order or determination.

**PAWNBROKERS AND SECOND-HAND DEALERS
REGULATION 2015**

Invitation to Comment

The proposed Regulation has been developed to replace the current *Pawnbrokers and Second-hand Dealers Regulation 2008*, which will be automatically repealed on 1 September 2015.

The purpose of the proposed Regulation is to set out the administrative detail to support the *Pawnbrokers and Second-hand Dealers Act 1996* and to ensure that its objectives can be achieved effectively and efficiently. The Regulation contains details about record keeping requirements and information disclosure as well as forms, fees and other matters.

Visit www.fairtrading.nsw.gov.au to view the draft Regulation and accompanying Regulatory Impact Statement or request these documents by emailing policy@finance.nsw.gov.au or calling 13 32 20.

The Regulatory Impact Statement contains advice about how to lodge written comments and submissions on the proposed Regulation which must be received by **Friday 24 July 2015**.

**POISONS AND THERAPEUTIC GOODS ACT 1966
ORDER**

Exemption to Hawking of a Therapeutic Good

Pursuant to subsection (3) of section 34 of the *Poisons and Therapeutic Goods Act 1966*, I Phillip Bannon, Acting Deputy Chief Pharmacist, a duly appointed delegate of the Minister for Health, do hereby exempt from the operation of subsection (1) of section 34 of the *Poisons and Therapeutic Goods Act* the supply of free sample promotional packs of Blackmores Flexagil Pain Relief Cream® to registered entrants of the Sydney Running Festival at Royal Botanic Gardens on 20 September 2015, subject to the following conditions:

- (a) The product must be offered only to persons at least aged 18 years of age
- (b) The product must be supplied only in the original packs (displaying batch numbers and expiry dates)
- (c) The distribution must be carried out in a manner that enables the intended recipient to make an informed decision as to whether or not the product is required before accepting the free sample promotional pack
- (d) This exemption applies only to attendees of the Sydney Running Festival at Royal Botanic Gardens on 20 September 2015.

This Order is to take effect on and from 16 June 2015

PHILLIP BANNON
Acting Deputy Chief Pharmacist
Delegate of the Minister for Health

SUSPICIOUS DEATH

One Hundred Thousand Dollars (\$100,000) Reward

On the 23rd November 1989, John RUSSELL, aged 31 years, was last seen at Bondi, NSW. The body of RUSSELL was found the next day at the bottom of the cliff top at Marks Park, TAMARAMA. He had suffered from multiple injuries that were consistent with falling onto rocks from the cliff top.

Notice is hereby given that a reward of up to one hundred thousand dollars (\$100,000) will be paid by the Government of New South Wales for information leading to the arrest and conviction of the person or persons responsible for the death of John RUSSELL.

The allocation of this reward will be at the sole discretion of the Commissioner of Police.

The urgent assistance and co-operation of the public is especially sought in the matter. Any information, which will be treated as confidential, may be given at any time of the day or night at any Police Station or by telephone.

Police Headquarters telephone (02) 9281 0000
or Crime Stoppers on 1800 333 000

Dated at Sydney, 24 June 2015

The Hon TROY GRANT, MP
Minister for Justice and Police

MURDER

One Hundred Thousand Dollars (\$100,000) Reward

On the 22 July 1989, Ross Bradley WARREN, aged 24 years, was last seen at Darlinghurst, NSW. An inquest held in 2005, has found that WARREN died in Sydney on or about 22 July 1989 with the cause and manner of death unknown, perpetrated by a person or person unknown. The Coroner was satisfied that WARREN was a victim of homicide.

Notice is hereby given that a reward of up to one hundred thousand dollars (\$100,000) will be paid by the Government of New South Wales for information leading to the arrest and conviction of the person or persons responsible for the death of Ross WARREN.

The allocation of this reward will be at the sole discretion of the Commissioner of Police.

The urgent assistance and co-operation of the public is especially sought in the matter. Any information, which will be treated as confidential, may be given at any time of the day or night at any Police Station or by telephone.

Police Headquarters telephone (02) 9281 0000
or Crime Stoppers on 1800 333 000

Dated 24 April 2015

The Hon TROY GRANT, MP
Minister for Justice and Police

SUSPICIOUS DEATH/DISAPPEARANCE

One Hundred Thousand Dollars (\$100,000) Reward

On the 15th September 1985, Giles Jacques MATTAINI, aged 27 years, was last seen at Tamarama, NSW. An inquest held in 2005, has found that MATTAINI died in Sydney on or about 15th September 1985 with the cause and manner of death unable to be determined based on current evidence.

Notice is hereby given that a reward of up to one hundred thousand dollars (\$100,000) will be paid by the Government of New South Wales for information leading to the arrest and conviction of the person or persons responsible for the death of Giles MATTAINI.

The allocation of this reward will be at the sole discretion of the Commissioner of Police.

The urgent assistance and co-operation of the public is especially sought in the matter. Any information, which will be treated as confidential, may be given at any time of the day or night at any Police Station or by telephone.

Police Headquarters telephone (02) 9281 0000
or Crime Stoppers on 1800 333 000

Dated 24th June 2015

The Hon TROY GRANT, MP
Minister for Justice and Police

COUNCIL NOTICES

COFFS HARBOUR CITY COUNCIL

Naming of Roads

Notice is hereby given that Coffs Harbour City Council, in pursuance of section 162 of the *Roads Act 1993*, has named roads as follows

Location	New name
Un-named road off Arthur Street, Coffs Harbour	Wongala Drive
Un-named laneway off Mastracolas Road, Coffs Harbour	Toscan Lane

STEPHEN McGRATH, General Manager, Coffs Harbour City Council, Locked Bag 155, Coffs Harbour NSW 2450
[8012]

GOSFORD CITY COUNCIL

WATER MANAGEMENT ACT 2000

Water, Sewerage and Stormwater Drainage Service Charges for 2015/16

1 Water Charges

Table 1: Water service charge for (i) Metered Residential Properties; (ii) Residential Properties within a Multi Premises with one or more Common Meters; (iii) Non-Residential Properties with a single Individual Meter of 20mm; (iv) Non-Residential Properties within a Mixed Multi Premises with one or more Common Meters; (v) Unmetered Properties; (vi) Properties not connected but reasonably available for connection

Basis of Charge	Maximum charge \$
Water service charge (per property per annum)	173.54

Table 2: Water service charge for (i) Non-Residential Properties with an Individual Meter of 25mm or greater or multiple Individual Meters (of any size); (ii) Non-Residential Multi Premises with one or more Common Meters; (iii) Retirement Villages with one or more Common Meters

Basis of Charge Water Service Charge (per year) Meter Size	Maximum charge \$
25mm	242.20
32mm	396.82
40mm	620.04
50mm	968.84
80mm	2,480.22
100mm	3,875.34
150mm	8,719.54
200mm	15,501.42
For meter diameter sizes not specified above, the following formula applies: (Meter size) ² x (25mm water service charge) ÷ 625	

2 Sewerage Charges

Table 3: Sewerage service charge for (i) Metered Residential Properties; (ii) Residential Properties within a Multi Premises with one or more Common Meters; (iii) Non-Residential Properties within Mixed Multi Premises with one or more Common Meters; (iv) Unmetered Properties; (v) Non-Residential Properties with a single Individual Meter of 20mm; (vi) Properties not connected but reasonably available for connection; (vii) Retirement Villages with one or more Common Meters

Charge	Maximum charge \$
Sewerage service charge (per property per annum)	641.14

Table 4: Sewerage service charge for (i) Non-Residential Properties with an Individual Meter of 25mm or greater or multiple Individual Meters (of any size); (ii) Non-Residential Multi Premises with one or more Common Meters

Basis of Charge Sewerage Service Charge (per meter per annum) Meter Size	Maximum charge \$
25mm	1,363.04
32mm	2,233.22
40mm	3,489.42
50mm	5,452.24
80mm	13,957.72
100mm	21,808.96
150mm	49,070.14
200mm	87,235.82
For meter diameter sizes not specified above, the following formula applies: (Meter size) ² x (25mm water service charge) ÷ 625	

3 Stormwater Drainage Charges

Table 5: Stormwater drainage charge

Basis of Charge	Maximum charge \$
Stormwater drainage charge (per property per annum)	113.20

PAUL ANDERSON, Chief Executive Officer, Gosford City Council
[8013]

NARRABRI SHIRE COUNCIL

ERRATUM

The following notice replaces one published on page no 693 of the *Government Gazette* No 17 of 5 March 2015. The Gazettal date remains 22 September 2014.

LOCAL GOVERNMENT ACT 1993

LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

Notice of Compulsory Acquisition of Land

Narrabri Shire Council declares with the approval of Her Excellency the Governor that the land and interests described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purpose of public toilets and community facilities.

Dated at Narrabri this 15th day of June 2015

GLENN INGLIS, Acting General Manager, Narrabri Shire Council, 46–48 Maitland Street, Narrabri NSW 2390

Schedule

Lot 12 DP 1174135

Proposed easement to drain sewage 3 wide shown in DP 1174135

Proposed easement for water supply 3 wide shown in DP 1174135

Proposed easement for repairs 0.70 wide and 1.00 wide shown in DP 1174135

Proposed easement for overhang 0.70 wide and 1.00 wide shown in DP 1174135 [8014]

PALERANG COUNCIL

ROADS ACT 1993

Section 10

In accordance with section 10 of the *Roads Act 1993*, Palerang Council dedicates the land held by the Council and described in the Schedule below as public road.

PETER BASCOMB, General Manager, Palerang Council, PO Box 348, Bungendore NSW 2621.

Schedule

Lot 3 in Deposited Plan 232560 [8015]

THE HILLS SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that The Hills Shire Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
KUMBATINE CRESCENT	Kellyville

Description

Road renaming of an unformed section of BARRY ROAD to KUMBATINE CRESCENT. This unformed section of

Barry Road commences from Stringer Road northwards to the future intersection with Kumbatine Crescent.

The diagram below shows the extent of the road(s):



DAVE WALKER, General Manager, The Hills Shire Council, 3 Columbia Court, Baulkham Hills NSW 2153

GNB Ref: 0002

[8016]

WYONG SHIRE COUNCIL

WATER MANAGEMENT ACT 2000

Water, Sewerage and Drainage Service Charges for 2015–16

In accordance with sections 315 and 316 of the *Water Management Act 2000*, Wyong Shire Council does hereby determine the fees and charges set out in sections 1 to 3 below for the period 1 July 2015 to 30 June 2016 based on the determination of the authority set out in A, B and C below:

- A. The amount of money estimated by the Authority that is proposed to be raised by way of service charges levied uniformly on all land that is capable of being connected to the Authority's water supply pipes, sewerage service discharge pipes and is within the stormwater drainage area is \$50,009,731 for the period 1 July 2015 to 30 June 2016.
- B. All land that is capable of being connected to the Authority's water supply pipes and sewerage service discharge pipes is classified for the purpose of levying service charges on the basis of the following factors:
 - a. Whether the land is residential or non residential and
 - b. The nature and extent of the water and sewerage service connected to each individual allotment.
- C. Service charges shall be uniformly levied on the following basis:
 - a. The nominal size of the water service supply pipe supplying water to the land or to which it is reasonably practicable for water to be supplied to the land, expressed as a charge determined by the nominal diameter of the service connection attaching to the Authority's meter.
 - b. By charge following an assessment of the cost of supplying water and sewerage services by the Authority, and
 - c. Where water pressure requires larger sizes of service connections a charge as assessed by the Authority.

1 Water Supply Service Charges

Council levies the water supply service charge on the owners of all properties for which there is an available water supply service. This pays the full cost of supplying water.

For those properties that become chargeable or non-chargeable during the year a proportional charge or fee calculated on a daily basis is applied.

Meter type/size	2015/16 Charge
Residential property service charge	166.87
Multi Premises	138.50
Water availability	166.87
Unmetered properties	574.27
Non Res single 20mm	166.87
20mm meter	146.52
25mm meter	228.94
40mm meter	586.09
50mm meter	915.77
80mm meter	2,344.37
100mm meter	3,663.08
150mm meter	8,241.93
200mm meter	14,652.31
Non specified pipe/meter size	(meter size) ² /625 x \$228.94

2 Sewerage Supply Service Charges

Council levies this charge to cover the cost of supplying sewerage services on all properties for which there is a sewerage service either connected or available.

Non Residential properties will be levied a sewerage service charge based on meter size and a sewerage usage charge. Where the sum of these charges is less than the non-residential minimum sewerage charge, the non-residential minimum will be charged instead.

A discharge factor in accordance with Council's Trade Waste Policy is applied to the charge based on the volume of water discharged into Council's sewerage system.

Meter type/size	2015/16 Charge
Residential property service charge	477.03
Multi Premises	388.61
Sewer availability	477.03
Non-residential property service charge	477.03
20mm meter	271.34 x DF
25mm meter	423.97 x DF
40mm meter	1,085.37 x DF
50mm meter	1,695.90 x DF
80mm meter	4,341.49 x DF
100mm meter	6,783.58 x DF
150mm meter	15,263.05 x DF

Meter type/size	2015/16 Charge
200mm meter	27,134.32 x DF
Non specified pipe/meter size	(meter size) ² /625 x \$423.97 x DF

3 Drainage charges

This charge is levied by Council for the provision of drainage services, and covers the cost of maintaining the Shire's drainage network.

Meter type/size	2015/16 Charge
Residential property service charge	118.14
Multi premises	88.60
20mm meter	118.14
25mm meter	184.60
40mm meter	472.57
50mm meter	738.39
80mm meter	1,890.29
100mm meter	2,953.59
150mm meter	6,645.57
200mm meter	11,814.35
Non specified pipe/meter size	(meter size) ² /625 x \$184.60

[8017]

PRIVATE ADVERTISEMENTS

ESSENTIAL ENERGY

WATER MANAGEMENT ACT 2000

Schedule of Water & Sewerage Charges

Effective from 1 July 2015

Under section 310 of the *Water Management Act 2000* and Regulations, Essential Energy is required to set the maximum scale of charges to apply for the 12 months commencing on 1 July 2015 (in accordance with the IPART Determination and Final Report dated June 2014), as follows:

Schedule 1 – Water Supply Charges

RESIDENTIAL – BROKEN HILL, MENINDEE, SUNSET STRIP AND SILVERTON

<i>Access Charge</i>	<i>Usage Charge</i>	<i>Charge cents/kL</i>
<i>Water Service Charge</i>	<i>Annual Access Charge (\$)</i>	<i>Charge cents/kL</i>
All meter sizes	\$316.74	
	Treated Water Usage Charge	
	Any measured amount	174 c/kL
	Untreated Water Usage Charge	
	Any measured amount	153 c/kL
	Chlorinated Water Usage Charge	
	Any measured amount	112 c/kL

VACANT LAND

All properties to be levied \$316.74 per property per annum

PIPELINE CUSTOMERS

<i>Access Charge</i>	<i>Usage Charge</i>	<i>Charge cents/kL</i>
<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>	<i>Charge cents/kL</i>
		Untreated Water Usage Charge
		Any measured amount
20mm	\$316.74	75 c/kL
25mm	\$494.90	
32mm	\$810.85	
40mm	\$1,266.95	
50mm	\$1,979.60	
80mm	\$5,067.79	
100mm	\$7,918.42	
150mm	\$17,816.44	
For meter sizes not specified above:	(Meter Size) ² x (20mm service charge) ÷ 400	

NON RESIDENTIAL – BROKEN HILL, MENINDEE, SUNSET STRIP and SILVERTON

<i>Access Charge</i>	<i>Usage Charge</i>	<i>Charge cents/kL</i>
<i>Nominal Size of Water Service</i>	<i>Annual Access Charge (\$)</i>	<i>Charge cents/kL</i>
		Treated Water Usage Charge
		Any measured amount
20mm	\$316.74	174 c/kL
25mm	\$494.90	
32mm	\$810.85	
40mm	\$1,266.95	
50mm	\$1,979.60	
80mm	\$5,067.79	
100mm	\$7,918.42	
150mm	\$17,816.44	
		Untreated Water Usage Charge
		Any measured amount
		153 c/kL
		Chlorinated Water Usage Charge
		Any measure amount
		112 c/kL
For meter sizes not specified above:	(Meter Size) ² x (20mm service charge) ÷ 400	

VACANT LAND

All properties to be levied \$316.74 per property per annum

OPERATING MINES

<i>Operating Mine</i>	<i>Annual Access Charge (\$)</i>
Perilya Broken Hill Ltd	\$2,052,537.78
CBH Resources Ltd	\$495,101.97

Water Usage Charge

Water usage charge of 174 cents/kL for all treated water usage.
 Water usage charge of 153 cents/kL for all untreated water usage.

Schedule 2 – Sewerage and Trade Waste Charges

SEWERAGE SERVICE CHARGES CITY OF BROKEN HILL

Residential Land: The service charge shall be a fixed charge of \$517.84 per customer service connection per year. In respect of any chargeable land used as the site of a block of company or community title units or flats shall be treated as a single non-residential assessment.

Non Residential Land:

Sewer Access Charge

<i>Nominal Size of Service</i>	<i>Annual Access Charge (\$)</i>
20mm	\$739.45
25mm	\$1,155.31
32mm	\$1,892.99
40mm	\$2,957.82
50mm	\$4,621.25
80mm	\$11,831.27
100mm	\$18,486.36
150mm	\$41,593.97
For meter sizes not specified above:	$(\text{Meter Size})^2 \times (20\text{mm service charge}) \div 400$

Sewer Usage Charge

All kilolitres 124 c/kL

Sewer Discharge Factor

An appropriate sewer discharge factor is applied to the final sewerage calculation for non-residential customers.

Vacant Land: The service charge shall be a fixed charge of \$517.84 per property or customer service connection per year, whichever is greater.

SEWERAGE AND TRADE WASTE CHARGES FOR EACH OPERATING MINE

Residential: The sewerage service charge for mining company houses shall be \$517.84 per house.

Non-residential: The sewerage service charge shall be the non-residential service charge based on the water supply service connection meter size. The sewer usage charge shall be 124 cents/kL of non-residential discharge to the sewerage system.

Trade waste: Annual trade waste fee shall be \$1,554.83 for each operating mine.
 Applicable trade waste usage charge or excess mass charge as detailed below.
 These charges will apply until a liquid trade waste agreement has been implemented.

WATER AND SEWERAGE CHARGES IN RESPECT OF LANDS EXEMPT UNDER SCHEDULE 4

i) **Water** – Land which is exempt from service access charges under Schedule 4 of the Act; shall be charged as follows:

Treated Water Usage Charge	
any measured amount	174 cents/kL
Untreated Water Usage Charge	
any measured amount	153 cents/kL
Chlorinated Water Usage Charge	
any measured amount	112 cents/kL

ii) **Sewer** – Land which is exempt from service access charges under Schedule 4 of the Act; shall be charged on the sewer usage charge of 124 cents/kL times by the relevant Sewer Discharge Factor as per the NOW Liquid Trade Waste Management Guidelines 2009.

TRADE WASTE CHARGES FOR NON-RESIDENTIAL CUSTOMERS CITY OF BROKEN HILL

Trade Waste Charges

Category 1 (Low Risk. Nil or only minimal liquid trade waste pre-treatment equipment required)

Application fee*	\$228.58
Annual Trade Waste Fee	\$106.03
Re-inspection Fee	\$99.14

Category 1a (Low Risk. Require more sophisticated prescribed liquid trade waste pre-treatment equipment)

Application fee*	\$228.58
Annual Trade Waste Fee	\$106.03
Re-inspection Fee	\$99.14
Non-Compliant Trade Waste Usage Charge**	\$1.99/kL

Category 2 (Medium Risk. Require prescribed liquid trade waste pre-treatment equipment)

Application fee*	\$228.58
Annual Trade Waste Fee	\$710.54
Re-inspection Fee	\$99.14
Trade Waste Usage Charge	\$1.99/kL
Non-Compliant Trade Waste Usage Charge***	\$18.18/kL

Category 3 (High Risk. Industrial and large volume dischargers)

Application fee*	\$228.58
Annual Trade Waste Fee	By quote
Re-inspection Fee	\$99.14
Food Waste Disposal	\$28.91/bed

Approved pH Range	Essential Energy Policy for Discharge of Liquid Trade Waste
Approved BOD Range	Essential Energy Policy for Discharge of Liquid Trade Waste

* Not applicable to those dischargers exempted from obtaining an approval for liquid trade waste discharge as per the Essential Energy Policy for the Discharge of Liquid Trade Waste

** Applicable to dischargers who have not installed or properly maintained pre-treatment equipment

*** Applicable to discharges who have not installed or properly maintained pre-treatment equipment

Excess Mass Charge	\$/kg
Acid demand, pH>10	\$0.89
Alkali demand, pH<7	\$0.89
Aluminium (Al)	\$0.89
Ammonia (as Nitrogen)	\$2.71
Arsenic (As)	\$89.51
Barium (Ba)	\$44.07
Biochemical oxygen demand (BOD)	\$0.89
Boron (B)	\$0.89
Bromine (Br ₂)	\$17.82
Cadmium (Cd)	\$413.10
Chloride	No charge
Chlorinated hydrocarbons	\$44.07
Chlorinated phenolic	\$1,784.60
Chlorine (Cl ₂)	\$1.86
Chromium (Cr)	\$29.93
Cobalt (Co)	\$18.54
Copper (Cu)	\$18.54
Cyanide	\$89.51
Fluoride (F)	\$4.41
Formaldehyde	\$1.86

Private Advertisements

Excess Mass Charge	\$/kg
Grease and Oil (total)	\$1.59
Herbicides/defoliant	\$892.29
Iron (Fe)	\$1.86
Lead (Pb)	\$44.07
Lithium (Li)	\$8.95
Manganese (Mn)	\$8.95
Mercaptans	\$89.51
Mercury (Hg)	\$2,974.34
Methylene blue active substances (MBAS)	\$0.89
Molybdenum (Mo)	\$0.89
Nickel (Ni)	\$29.93
Nitrogen (N) (Total Kjeldahl Nitrogen)	\$0.23
Organoarsenic compounds	\$892.29
Pesticides general (excludes organochlorines and organophosphates)	\$892.29
Petroleum hydrocarbons (non-flammable)	\$2.99
Phenolic compounds (non-chlorinated)	\$8.95
Phosphorous (Total P)	\$1.86
Polynuclear aromatic hydrocarbons (PAH)	\$18.54
Selenium (Se)	\$62.69
Silver (Ag)	\$1.44
Sulphate (SO ₄)	\$0.17
Sulphide (S)	\$1.86
Sulphite (SO ₃)	\$2.00
Suspended Solids (SS)	\$1.13
Thiosulphate	\$0.31
Tin	\$8.95
Total Dissolved Solids (TDS)	\$0.06
Uranium	\$8.95
Zinc (Zn)	\$18.24
Non-compliant Excess Mass Charge	Essential Energy Policy for the Discharge of Liquid Trade Waste

ANCILLARY AND MISCELLANEOUS CHARGES

Service No	Description	2015–16 Charge (No GST)
1	Conveyancing Certificate Statement of outstanding charges (s 41 <i>Conveyancing (General) Regulation 2008</i>) (a) Full Certificate with Meter Read \$71.40 (b) Updated Meter Read Request (Special Meter Read) \$53.50 (c) Full Certificate with History Search \$125 (d) Urgent Full Certificate with Meter Read (within 48 hours) \$124	
2	Meter Test (Refunded if meter is +/- 3%)	\$74.20
3	Drainage Diagram	\$20.90
4	Plumbing Inspection	\$34.60
5	Plumbers Application	\$37
6	Site inspection for water and sewerage	\$119
7	Statement of available water pressure	\$172

Service No	Description	2015–16 Charge (No GST)
8	Building plan approval – extension	\$33.40
9	Building plan approval – new connection	\$50.45
10	Fire Service application	\$88.25
11	Relocation/Increase in size of water service (Tapping Fee)	\$85.45
12	Backflow Prevention Device Testing and Certification (Per Hour plus Materials)	\$71.55 per hour
13	Install Water Service (a) 20mm Service up to 3 metres (b) 20mm Service over 3 metres and less than 30 metres (c) All Others	\$733 \$1,891 By Quotation
14	Alter Existing Water Service Actual Cost Relocate Existing Service	By Quotation Charge for Install Water service (charge no 13) plus Charge for Water Disconnect (charge no 19)
15	Downgrade Meter Size (a) 25mm to 20mm (b) All Others	\$94.20 By Quotation
16	Repair Damaged Water Service (a) First repair with five year period (b) Second and subsequent repairs (Per Hour plus Materials)	Nil \$94.20 per hour
17	Rectification of Illegal Service	Greater of \$230 or actual cost
18	Replace Damaged Water Meter (a) First replacement in a five year period (b) 20mm (c) 25mm (d) 32mm (e) 40mm (f) 50mm (g) 80mm (h) 100mm or greater	Nil \$110 \$218 \$316 \$762 \$950 \$1,044 By Quotation
19	Water Service Disconnection (a) First disconnect in a one year period (b) Capping (c) 20mm to 25mm (d) 32mm or greater (e) Bitumen Repairs (minimum 1 metre)	Nil \$91.90 \$154 By Quotation \$17.90 per metre
20	Water Service Reconnection (a) First reconnect in a one year period (b) Un-Capping (c) 20mm to 25mm (d) 32mm or greater (e) Bitumen Repairs (minimum 1 metre)	Nil \$98.90 \$165 By Quotation \$17.90 per metre
21	Asset Location (a) Major or Critical Infrastructure (b) Minor or Non Critical Initial Location (c) Re-inspect Asset Location	\$94.20 per hour Nil \$94.20 per hour
22	Relocate Existing Stop Valve or Hydrant	By Quotation
23	Replace Water Main before Customer Installations	By Quotation
24	Standpipe Hire (a) Monthly (Minimum Charge) (b) Annually (c) Water Usage Charges i. Treated ii. Untreated	\$30.45 \$365 \$1.75 per kL \$1.55 per kL

Private Advertisements

Service No	Description	2015–16 Charge (No GST)
25	Personal Service of Final Warning Notice	\$20.85
26	Water Reconnections – after restrictions	
	(a) During business hours	\$89.90
	(b) After business hours	\$124

[8018]

By Authority

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JILL WAYMENT, Government Printer