



# *Government Gazette*

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# GOVERNMENT NOTICES

## Appointments

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### ABORIGINAL LAND RIGHTS ACT 1983

#### NOTICE

I, the Honourable Sarah Mitchell MLC, Minister for Aboriginal Affairs, following approval by the New South Wales Aboriginal Land Council (NSWALC), do, by this notice pursuant to section 222(1) of the *Aboriginal Land Rights Act 1983* (the Act), appoint Mr Henry Joseph Kazar as Administrator to the Albury and District Local Aboriginal Land Council for a period of three (3) calendar months. During the period of his appointment, the Administrator will have all of the functions of the Albury and District Local Aboriginal Land Council as specified in sections 52 and 52G of the Act but subject to section 230 of the Act, and any other duties as specified by the agreed terms of appointment. The Administrator's remuneration and expenses are not to exceed \$20,000, excluding GST per month, without the prior approval of the NSWALC. The Administrator's remuneration may include fees payable for the services of other personnel within the Administrator's firm who provide services as agents of the Administrator.

SIGNED AND SEALED

THIS 24th DAY OF AUGUST 2017

Sarah Mitchell, MLC

MINISTER FOR ABORIGINAL AFFAIRS

GOD SAVE THE QUEEN

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### 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 V M Dominello MP to act for and on behalf of the Minister for Innovation and Better Regulation on and from 5 September to 9 September 2017, inclusive.

30 August 2017

GLADYS BEREJIKLIAN MP

Premier

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### CONSTITUTION ACT 1902

#### MINISTERIAL ARRANGEMENTS FOR THE MINISTER FOR PRIMARY INDUSTRIES, MINISTER FOR REGIONAL WATER, AND MINISTER FOR TRADE AND INDUSTRY

Pursuant to section 36 of the *Constitution Act 1902*, His Excellency the Governor, with the advice of the Executive Council, has authorised The Hon. (John) Giovanni Domenic Barilaro MP, Deputy Premier, to act for and on behalf of the Minister for Primary Industries, Minister for Regional Water, and Minister for Trade and Industry on and from 4 September to 10 September 2017, inclusive.

30 August 2017

GLADYS BEREJIKLIAN MP

Premier

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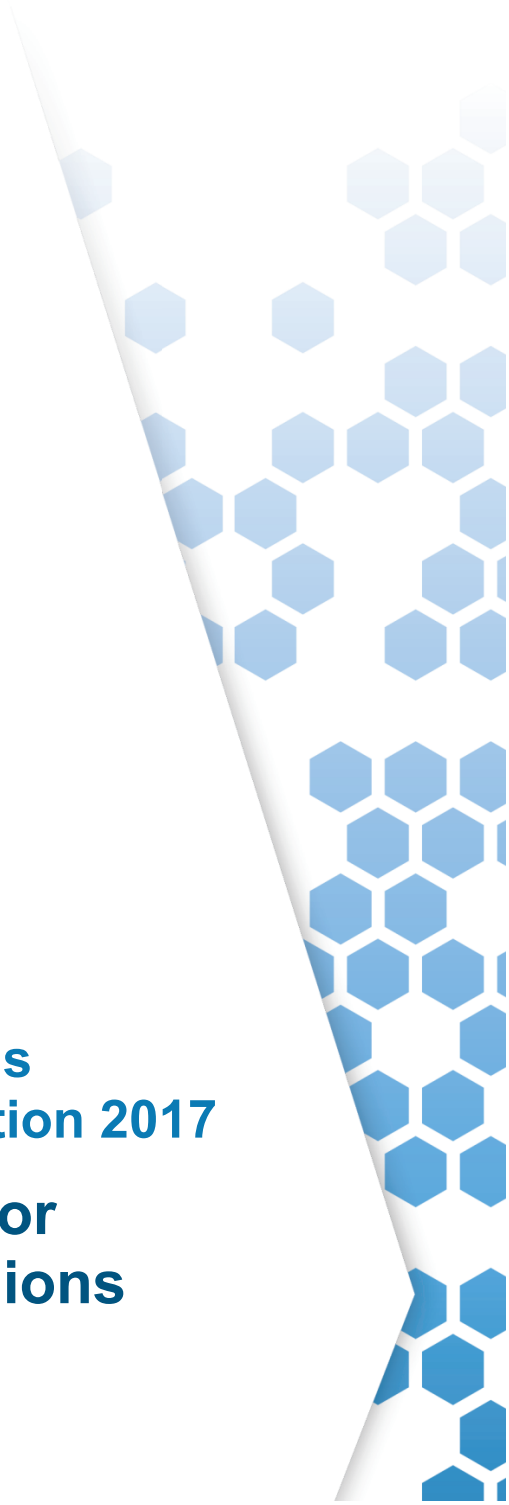
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## Planning and Environment Notices

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### **The Protection of the Environment Operations (Noise Control) Regulation 2017**

### **Approved Methods for Testing Noise Emissions**

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Environment Protection Authority  
59 Goulburn Street, Sydney NSW 2000  
PO Box A290, Sydney South NSW 1232  
Phone: +61 2 9995 5000 (switchboard)  
Phone: 131 555 (NSW only – environment information and publications requests)  
Fax: +61 2 9995 5999  
TTY users: phone 133 677, then ask for 131 555  
Speak and listen users: phone 1300 555 727, then ask for 131 555  
Email: [info@environment.nsw.gov.au](mailto:info@environment.nsw.gov.au)  
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## 1 Introduction

The Protection of the Environment (Noise Control) Regulation 2017 (the Regulation) includes labelling and noise limit requirements for various articles.

*Approved Methods for Testing Noise Emissions* (Approved Methods) specifies the test procedures to establish maximum noise levels for labelling requirements, and where appropriate, determine compliance with the prescribed noise limits for the articles defined in the Regulation.

## 2 Objectives

The Regulation requires specified articles to be labelled with their noise level as specified in the Regulation. Requirements for the testing of noise levels for the label vary depending on the article.

Manufacturers, suppliers and importers of certain specified articles can comply with the noise labelling requirements in the Regulation by following the relevant European Union (EU) noise labelling requirements<sup>1</sup> or the requirements in this document.

Where specified, noise labels must display noise levels in terms of the sound power level (Lw). Approved Methods provides a correction factor to convert a sound pressure level (Lp) to a sound power level.

## 3 Standards and measurements

1. In this Approved Methods:
  - a. AS 1055.1 means: Australian Standard 1055.1 – 1997 *Acoustics – Description and measurement of environmental noise – General procedures* as amended or replaced from time to time.

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<sup>1</sup> Directive 2000/14/EC of the European Parliament and of the Council of 8 May 2000 on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors.

- b. IEC 61672 means: International Electrotechnical Committee IEC 61672 – 2004 *Electroacoustics – Sound level meters (Parts 1 to 3)* as amended or replaced from time to time.
  - c. AS 3534 means: Australian Standard 3534 – 1988 *Acoustics – Methods for measurement of airborne noise emitted by powered lawnmowers, edge and brush cutters and string trimmers*.
  - d. The European Union procedures means: Directive 2000/14/EC of the European Parliament and of the Council of 8 May 2000 on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors.
2. A person making noise level measurements for the purposes of the Regulation is to take all reasonable precautions to ensure that the measurements are representative of the article being tested and extraneous noise does not interfere with the making of measurements.
  3. The test procedures is to be carried out or supervised by a person who has the qualifications and experience necessary to carry out the method.
  4. The person making the measurements of the noise level of certain articles is to make as many noise level measurements as are reasonably appropriate.

## 4 Inspection and testing of certain articles

### 4.1 Measuring instruments

1. This section applies to a sound level meter that is being used to measure and determine the noise level of the articles defined in the Regulation. It does not apply to determining noise levels from shooting ranges described in Schedule 1 of the Regulation.
2. Measurements must be undertaken in accordance with the procedures described in AS 1055.1 (see 3.1a).
3. A class 1 or 2 sound level meter complying with IEC 61672 (see 3.1b) and associated equipment, including a microphone windshield must be used.
4. The sound level meter must be set to measure A-weighted noise levels and set with the following time weighting:
  - a. set to 'fast', when measuring the noise level of a motor vehicle horn or intruder alarm, or a chainsaw, or
  - b. set to 'slow', when measuring the noise level of a grass-cutting machine or mobile garbage compactor.
5. Noise levels must be measured in terms of the equivalent continuous sound level (Leq) metric, and the duration of the measurement should be representative of the duration of typical operation of the article being tested.
6. The calibration of a sound level meter must be checked, and any necessary adjustments made, immediately before the sound level meter is used to make the noise level measurements required by this Approved Method (the pre-test check) and must be checked again immediately after making those measurements (the post-test check).
7. The calibration is to be checked by performing a field calibration, using a reference sound source. If the noise level recorded during the post-test check (after any necessary adjustments have been made) differs by more than 1 A-weighted decibel [dB(A)] from the noise level recorded during the pre-test check, then all measurements made in the intervening period must be disregarded.
8. The person making the noise level measurements is to take all reasonable precautions to ensure that extraneous noise does not interfere with the making of measurements required by this Section.
9. If the noise levels recorded during the pre-test and post-test checks (when the article whose noise level is being measured is not operating) are not each 10 dB(A) or more below the lowest maximum noise level reading observed when making those noise level measurements, then all measurements made in the intervening period may be disregarded.



## **5 Testing procedures**

### **5.1 Testing procedures for motor vehicle horns and intruder alarms**

#### **5.1.1 Definitions**

1. In this Section:
  - a. 'alarm' means a motor vehicle intruder alarm.
  - b. 'horn' means a motor vehicle horn.
  - c. 'test site' means the site at which the noise level of a horn or an alarm is measured, or the noise emission characteristics of an alarm are recorded.

#### **5.1.2 Determining the noise level**

1. The noise level of a horn or an alarm is the greatest noise level reading obtained from the noise level measurements made of the horn or alarm. If that reading is not a whole number of decibels, it must be rounded down to the next lower whole number of decibels.

#### **5.1.3 Instruments for recording noise**

1. A recording device and/or software may be used in conjunction with the sound level meter to measure and acquire supplementary data on noise from a horn or alarm.

#### **5.1.4 Determining the character of noise emitted**

1. The frequency characteristics and the repeat rate of emitted sound may be determined by:
  - a. readings from a class 1 sound level meter capable of measuring sound level variations over time, or
  - b. post-processing data recordings of noise emitted by an alarm under test.

#### **5.1.5 Operation of horn or alarm**

1. A horn or an alarm under test:
  - a. must, as far as practicable, be directed towards the microphone, and
  - b. must be operated by means of a power supply that complies, as far as practicable, with the power supply by means of which the manufacturer of the horn or alarm recommends it to be operated, and
  - c. must be operated:
    - (i) in the case of a horn, for periods of not less than 5 seconds each in duration, and
    - (ii) in the case of an alarm, for periods of not less than 15 seconds each in duration.

#### 5.1.6 Alarms that are not attached to a motor vehicle

1. This Section applies to an alarm that is not attached to a motor vehicle.
2. The test site:
  - a. must consist of an area having its perimeter at least 3 metres from any part of the horn or alarm under test, and
  - b. must be in the open air, and
  - c. must be covered with grass no more than 80 millimetres high or with concrete, asphalt or any other approved material.
3. That part of the alarm under test that emits noise:
  - a. must be mounted firmly on a stand, placed in the centre of the test site, that has a mass of not less than 30 kilograms, or 10 times the mass of the alarm, whichever is the greater, and
  - b. must, as far as practicable, be attached to the stand by means of the fittings recommended by the manufacturer, and
  - c. must be placed at a height of not less than 1.2 metres above the ground, and
  - d. must be placed, as far as practicable, vertically beneath the microphone, and
  - e. must be directed towards that microphone.
4. The microphone shall be placed in such position as the person making the measurements or recordings considers appropriate, but must not be placed:
  - a. at a height of less than 3.2 metres above the ground, or
  - b. at a distance of less than 2 metres from the alarm under test.
5. The microphone must face towards and have its nominal axis of maximum sensitivity (as indicated by the manufacturer of the microphone) directed towards the part of the horn or alarm under test that emits noise.

#### 5.1.7 Motor vehicle horns and intruder alarms that are attached to a motor vehicle

1. This Section applies to a horn or alarm that is attached to a motor vehicle.
2. The test site:
  - a. must be in the open air, or
  - b. must be beneath:
    - (i) an open-sided canopy, or
    - (ii) a canopy supported by one wall (where that wall does not extend for more than 25% of the perimeter of the canopy), if no part of the canopy or its supports is within 3 metres of the horn or alarm under test or of the microphone used in conjunction with the measurement.
3. The microphone must be placed in such position as the person making the measurements or recordings considers appropriate, but must not be placed:
  - a. at a distance of less than 1.2 metres from the front of the vehicle, or

- b. at a distance of less than 200 millimetres from the ground.
- 4. The microphone must face towards, and have its nominal axis of maximum sensitivity (as indicated by the manufacturer of the microphone) directed towards the part of the horn or alarm under test that emits noise.

## 5.2 Testing procedures for grass-cutting machines

1. The maximum noise level of grass-cutting machines to be displayed on a noise label may be determined using any of the following procedures:
  - a. in accordance with AS 3534 the test procedures (see 3.1c)
  - b. in accordance with the European Union testing procedures for outdoor equipment (see 3.1d)
  - c. in accordance with the alternative technical procedures set out in Section 5.3 (until 31 August 2019 only).
2. Where the testing procedures result is derived as a sound pressure level (LpA) at 7.5 metres, it should be converted to a sound power level (LwA) for the purposes of determining the maximum noise limit of grass-cutting machines by:  
$$LwA = LpA + 25 \text{ dB(A)}.$$

## 5.3 Alternative procedures for grass-cutting machines allowed until 31 August 2019

### 5.3.1 Test procedure for determining the maximum noise level of grass-cutting machines

This Section may be used to determine the maximum noise level of grass-cutting machines only until 31 August 2019.

### 5.3.2 Definition

In this Section:

1. Test site means the site at which the noise level of a grass-cutting machine is measured.

### 5.3.3 Site requirements

1. The test site:
  - a. must have its perimeter at least 30 metres from any part of the grass-cutting machine under test, and
  - b. must be in the open air, and
  - c. must be covered with grass not more than 80 millimetres high.
2. The measurements must be made at each of the positions marked A, B, C and D in Figure 1.

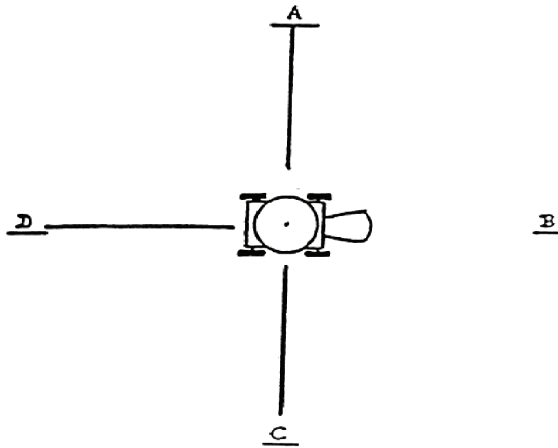


Figure 1: Typical test-site layout and microphone positions: grass-cutting machines (plan view)

**5.3.4 Position of microphone**

1. The microphone:
  - a. must be placed at a height of 1.5 metres ( $\pm 0.1$  metres) above the ground, and
  - b. must be placed at a distance of 7.5 metres ( $\pm 0.2$  metres) from the centre of the test site, and
  - c. must face towards and have its nominal axis of maximum sensitivity (as indicated by the manufacturer of the microphone) directed towards the centre of the test site.
2. Figure 2 shows the position of the microphone relative to the noise source.

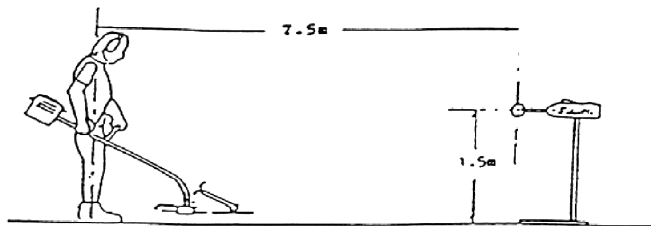


Figure 2: Typical test-site layout and microphone positions: grass-cutting machines (side view)

**5.3.5 Condition of grass-cutting machine**

1. A lawn mower or ride-on mower must be fitted with an empty grass catcher if such a catcher is normally supplied with the mower.
2. Where a catcher is not normally supplied, or is supplied as an optional accessory, the mower must be fitted with a safety discharge chute if such a chute is supplied.

3. Where blades having varying degrees of grass lift are available, those providing the greatest amount of lift must be fitted.
4. A reel lawnmower must have the cutting cylinder and stationary blade correctly sharpened and set. For that purpose, the ability of the lawnmower to cut kraft paper weighing not less than 80 grams per square metre over the full cutting width, and at any position, of the cylinder when the cylinder is turned by hand is an acceptable indication that the cylinder and blade are correctly sharpened and set.
5. The grass-cutting machine under test must not have been previously run for more than 2 hours at the manufacturer's recommended operating speed.
6. Immediately before each series of measurements the correctly adjusted grass-cutting machine must be operated for a period of not less than 5 minutes at its maximum governed or ungoverned speed.
7. The height adjustment position of a rotary mower must be determined by the person making the measurements as being the position approximately midway between the maximum and minimum adjustable height positions (where fitted).
8. For edge cutters, the lower edge cutting tip of the blade or cord must be more than 30 millimetres but not more than 200 millimetres above the test pad.
9. A lawn mower or ride-on mower, and in particular the underside of the base plate and the cutting disc and blades assembly of a rotary mower, must be generally clean and free of all grass and dirt.
10. Where applicable, the engine oil level must be within the manufacturer's allowable tolerances.
11. Blades of reel mowers must be lubricated before and during operation.
12. For string trimmers and brush cutters, the lower edge of the cutting system must be not more than 200 millimetres above the test site.
13. When a harness is fitted, the attachment point, when the machine is balanced for the operator, must be not more than 785 millimetres and not less than 765 millimetres above the test site.
14. When a string trimmer or brush cutter is to be tested, only a nylon line head must be used.

#### **5.3.6 Engine operating conditions**

1. The grass-cutting machine must be stationary during testing.
2. Where the grass-cutting machine is propelled by the engine, the controls must be set so the propulsion drive is activated and the driving wheels are raised above the test pad and, in all instances, the cutting mechanism is operating.
3. Where the grass-cutting machine is a ride-on mower, rollers may be placed under the driving wheels and the operator seated to operate the controls.
4. If a speed control governor (and throttle control) is fitted to the grass-cutting machine (not being a string trimmer or brush cutter), the engine must be operated with the speed control set on the maximum throttle setting or, if a governor is not fitted, the engine must be operated at the maximum speed attainable.

5. Grass-cutting machines powered by electric motors must be operated at the maximum pre-set motor speed set by the manufacturer.
6. For string trimmers and brush cutters, the engine speed that corresponds to the manufacturer's stated maximum power rating must be the speed ( $\pm 100$  revolutions per minute) at which the noise level measurements are taken.

### 5.3.7 Test procedure

1. For a rotary mower, cylinder mower or edge cutter, the test pad must be positioned generally at the centre of the test site, and the rotary mower, cylinder mower or edge cutter must be located on the test pad so that:
  - a. for a rotary mower, the vertical axis passing through the geometric centre of the cutting blades coincides generally with the vertical axis passing through the geometric centre of the test pad, and
  - b. for a cylinder mower, the mid-point of the rectangular area formed by projecting the outer planes of the front and rear rollers or wheels coincides generally with the vertical axis passing through the geometric centre of the test pad, and
  - c. for an edge cutter, the cutting mechanism must be placed so that it generally coincides with the vertical axis passing through the geometric centre of the test pad.
2. For a ride-on mower, string trimmer or brush cutter, the ride-on mower, string trimmer or brush cutter must be located so that:
  - a. where a ride-on mower is driven through the front wheels, the vertical axis passing through the geometric centre of the machine coincides generally with the vertical axis passing through the geometric centre of the test site, or
  - b. where a ride-on mower is driven otherwise than through the front wheels, the vertical axis passing through the geometric centre of the cutting disk coincides generally with the vertical axis passing through the geometric centre of the test site, or
  - c. for a string trimmer or brush cutter, the operator is positioned approximately on the vertical axis passing through the geometric centre of the test site as shown in Figure 2 in Section 5.3.4.

### 5.3.8 Determining the noise level

1. The maximum noise level ( $L_pA$ ) of a grass-cutting machine is to be the average of the greatest noise level readings obtained at the positions A, B, C and D (shown in Figure 1 in Section 5.3.3), as calculated in accordance with this Section, taken, if the average reading is not a whole number of decibels, to the next lower whole number of decibels.
2. An A-weighted sound pressure level must be calculated from the measured values of the A-weighted sound pressure levels ( $L_{pAi}$ ) from the following equation:

$$L_pA = \frac{10 \log_{10}}{N} \sum_{i=1}^N 10^{0.1 L_{pAi}}$$

Where:

$L_pA$  is the A-weighted sound pressure level

$L_{pAi}$  is the A-weighted sound pressure level at the  $i$ 'th measured position, in decibels  
 $N$  is the total number of measured points.

3. If the range of values of  $L_{pAi}$  does not exceed 5 dB(A), the A-weighted sound pressure level is to be the arithmetical mean of those values.

## 5.4 Testing procedures for new air conditioners

The maximum noise level of a domestic air conditioner to be displayed on a noise label, is to be determined using the test procedure set out in the document *Technical Basis for the Regulation of Noise Labelling of New Air Conditioners in Australia* published by the Australian Environment Council, July 1984.

## 5.5 Testing procedures for chainsaws

### 5.5.1 Site requirements

1. The site at which the noise level of a chainsaw is measured:
  - a. must have its perimeter at least 30 metres from any part of the chainsaw under test, and
  - b. must be in the open air, and
  - c. must be covered with grass not more than 80 millimetres high or with concrete, asphalt or any other approved material or with a mixture of those coverings.
2. The measurements must be made at each of the positions marked A, B, C and D in Figure 3.

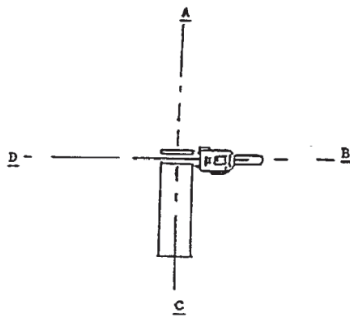
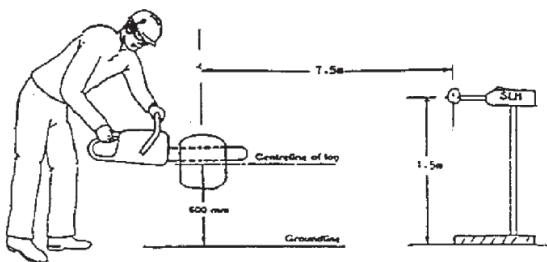


Figure 3: Typical test-site layout and microphone positions: chainsaws (plan view)

### 5.5.2 Position of microphone

1. The microphone used to measure the noise level of a chainsaw:
  - a. must be placed at a height of 1.5 metres ( $\pm 0.1$  metres) above the ground, and

- b. must be placed at a distance of 7.5 metres ( $\pm 0.2$  metres) from the nearest point of the motor of the chainsaw under test to the microphone, and
  - c. must face towards the motor of the chainsaw, and
  - d. must have its nominal axis of maximum sensitivity (as indicated by the manufacturer of the microphone) directed towards the motor of the chainsaw.
2. Figure 4 shows the position of the microphone relative to the noise source.



**Figure 4: Typical test-site layout and microphone positions: chainsaws (side view)**

### 5.5.3 Operation of chainsaw during measurement

1. Noise measurements must be taken while the chainsaw is cutting a log.
2. The noise level measurement must be taken at the engine speed that corresponds to the manufacturer's stated maximum power rating.
3. Immediately before the noise level of a chainsaw is measured, the motor of the chainsaw must be operated for not less than 5 minutes.
4. The position of the log and chainsaw during cutting must be as shown in Figure 4 in Section 5.5.2.
5. When the noise level of a chainsaw is being measured:
  - a. the chainsaw must be held in a horizontal position by the operator and operated in a manner appropriate to normal cross-cutting, and
  - b. the guide bar must be fed into the log and the load applied so that the engine speed is the same as, or within 300 revolutions per minute of, the speed at which maximum power is developed according to the manufacturer's specification, and
  - c. the slices of timber cut must not be more than 25 millimetres thick, and
  - d. full throttle must be maintained during the cutting operation.

### 5.5.4 Determining the noise level

1. The maximum noise level (LpA) of a chainsaw is to be the average of the greatest noise level readings obtained from the positions A, B, C and D (shown in Figure 3 in Section 5.5.1), as calculated in accordance with this Section. If the average reading is not a



whole number of decibels, it must be rounded down to the next lower whole number of decibels.

2. An A-weighted sound pressure level must be calculated from the measured values of the A-weighted sound pressure levels ( $L_{pAi}$ ) from the following equation:

$$L_{pA} = \frac{10 \log_{10}}{N} \sum_{i=1}^N 10^{0.1 L_{pAi}}$$

Where:

$L_{pA}$  is the A-weighted sound pressure level

$L_{pAi}$  is the A-weighted sound pressure level at the  $i$ 'th measured position, in decibels

$N$  is the total number of measured points.

3. If the range of values of  $L_{pAi}$  does not exceed 5 dB(A), the A-weighted sound pressure level is to be the arithmetical mean of those values.
4. Where the testing procedure result is derived as a sound pressure level at 7.5 metres, it should be converted to a sound power level ( $L_{wA}$ ) for the purposes of determining the maximum noise level of a chainsaw by:

$$L_{wA} = L_{pA} + 25 \text{ dB(A)}.$$

## 5.6 Testing procedures for mobile garbage compactors

### 5.6.1 Site requirements

1. The test site at which the noise level of a mobile garbage compactor is measured must:
  - a. be in the open air, and
  - b. be free from obstructions, and
  - c. have a perimeter at least 20 metres from the mobile garbage compactor under test, and
  - d. be covered with concrete, asphalt or other approved material, or a mixture of those coverings.

### 5.6.2 Position of mobile garbage compactor

1. The mobile garbage compactor must be positioned in the approximate centre of the test site.

### 5.6.3 Position of microphone

1. The microphone:
  - a. must be placed at a height of 1.5 metres ( $\pm 0.1$  metres) above the ground, and
  - b. must (in any sequence) be placed at a distance of 15 metres ( $\pm 0.2$  metres) from the approximate geometric centre of the vehicle at each of the four points on the principal axes of the vehicle, and

- c. must have its nominal axis of maximum sensitivity (as indicated by the manufacturer of the microphone) directed towards the mobile garbage compactor under test.

#### **5.6.4 Operation of mobile garbage compactor**

1. The controls of the mobile garbage compactor being tested must be operated in such manner as to cause the compactor to operate over full compaction cycles.
2. The bin lifters must not be operated during the tests unless this is necessary for operation of the compactor.
3. The tests must be conducted without any garbage present in the compactor body or loading chute.
4. The compactor must be operated over full compaction cycles for a minimum period of 15 minutes prior to conducting the noise tests.
5. Relief valves must be set to operate at the pressures or flows, or pressures and flows, specified by the manufacturer of the compactor.

#### **5.6.5 Engine rotation speed**

1. The object of this Section is to provide the rotation speed at which the engine driving the hydraulic pump must be operated.
2. For a mobile garbage compactor with a hydraulic pump the rotation speed of which cannot be increased by operation of the accelerator pedal while the compactor is engaged, the engine speed during the test must be set to the governed engine speed as specified by the manufacturer of the compactor unit.
3. If the speed of the hydraulic pump can be altered by use of the accelerator pedal while the compactor is engaged, the speed of the engine driving the hydraulic pump must be:
  - a. the greater of the engine speed that is automatically obtained when the compactor is engaged and an engine speed that provides between 80% and 85% of the speed of the pump at which the compactor operation is disengaged or its performance is reduced or limited:
    - (i) by the use of a dump circuit, a pump unloader system or a clutch on the drive to the pump, or
    - (ii) by other appropriate means built into the compactor unit to limit the flow of hydraulic fluid or to limit the engine rotation speed, or
  - b. a rotation speed between 95% and 100% of the maximum speed of the engine where the compactor has no facility for limiting the flow or pressure, or flow and pressure, applied to the compaction system, or
  - c. where a variable displacement pump is used, the design speed for normal operation of the compaction system as stated by the compactor manufacturer.

#### **5.6.6 Instruments to test rotation speed**

1. A suitable engine or pump rotation speed measurement device capable of measuring the maximum rotation speed to within ( $\pm$ ) 50 revolutions per minute of the actual speed of the engine or hydraulic pump during a compaction cycle must be used to measure the engine or pump rotation speed during the test.

### 5.6.7 Determining the noise level

1. The compactor must be operated with the engine powering the hydraulic pump operating at a speed determined in accordance with this Section, and the maximum sound pressure level must be observed and recorded with an accuracy to the first decimal place at each of the four microphone positions on the principal axes of the vehicle.
2. The mean noise level of a mobile garbage compactor is the logarithmic average of the maximum Leq noise level of a representative number of measurements at those four positions as determined by a person who has the qualifications and experience necessary to carry out the testing, but if the range of levels is 5 dB(A) or less, the arithmetical average may be used instead.
3. If the average so determined is not a whole number of decibels, it must be rounded down to the next lower whole number of decibels.
4. An A-weighted sound pressure level must be calculated from the measured values of the A-weighted sound pressure levels ( $L_{pAi}$ ) from the following equation:

$$L_{pA} = \frac{10 \log_{10}}{N} \sum_{i=1}^N 10^{0.1 L_{pAi}}$$

Where:

$L_{pA}$  is the A-weighted sound pressure level

$L_{pAi}$  is the A-weighted sound pressure level at the  $i$ 'th measured position, in decibels

$N$  is the total number of measured points.

5. If the range of values of  $L_{pAi}$  does not exceed 5 dB(A), the A-weighted sound pressure level is to be the arithmetical mean of those values.
6. Where the testing procedure result is derived as a sound pressure level at 15 metres, it should be converted to a sound power level ( $L_{WA}$ ) for the purposes of determining the maximum noise level of a garbage compactor by:

$$L_{WA} = L_{pA} + 32 \text{ dB(A)}.$$

## 5.7 Testing procedures for new pavement breakers and mobile air compressors

The maximum noise level of new pavement breakers and mobile air compressors is to be determined using the test procedure set out in the document *Technical Basis for the Regulation of Noise Labelling of New Pavement Breakers and Mobile Air Compressors in Australia* published by the Australian Environment Council, May 1985.

## 6 Noise labelling

1. The following articles must be marked with a label of the size, design, form and construction defined in clause 3 of the Regulation and as prescribed in Section 7.1 and 7.2 as appropriate. Articles must not be sold without the prescribed noise label attached.
  - a. lawn mowers with cutting widths of between 620 millimetres and 950 millimetres
  - b. ride-on mowers
  - c. edge cutters
  - d. string trimmers
  - e. brush cutters
  - f. other grass-cutting machines
  - g. chainsaws
  - h. domestic air conditioners
  - i. mobile air compressors
  - j. pavement breakers
  - k. mobile garbage compactors.
  
2. The Regulation:
  - a. allows the use of European Union (EU) testing, labelling and limit requirements for the following gardening equipment –
    - (i) mowers
    - (ii) electric line trimmers and lawn edgers, and
    - (iii) chainsaws
  - b. deems that the above articles, when tested and labelled in accordance with EU requirements, comply with the Regulation and noting that where limits apply, these are to be expressed in terms of a sound power level
  - c. permits noise labels to show maximum noise levels expressed in terms of sound pressure level until 31 August 2019
  - d. requires noise labelling specifying the sound power level from 1 September 2018.
  
3. Where the testing procedures for articles referenced within this Approved Method document results in a noise level expressed as a sound pressure level (LpA) at 7.5 metres, it may be converted to a sound power level (LwA) for the purposes of determining compliance with the prescribed noise limit and/or for the purpose of noise labelling by:  
$$LwA = LpA + 25 \text{ dB(A)}.$$
  
4. European Union testing, labelling and limit requirements are defined in:
  - a. *Directive 2000/14/EC of the European Parliament and of the Council of 8 May 2000 on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors.*

5. The Regulation requires labelling for domestic air conditioners to comply with the document *Technical Basis for the Regulation of Noise Labelling of New Air Conditioners in Australia* published by the Australian Environment Council, July 1984.

## **7 Noise labelling requirements**

### **7.1 Noise label permitted until 31 August 2019**

#### **7.1.1 Noise label format for grass-cutting machines valid until 31 August 2019**

The noise label format for grass-cutting machines can be found at:

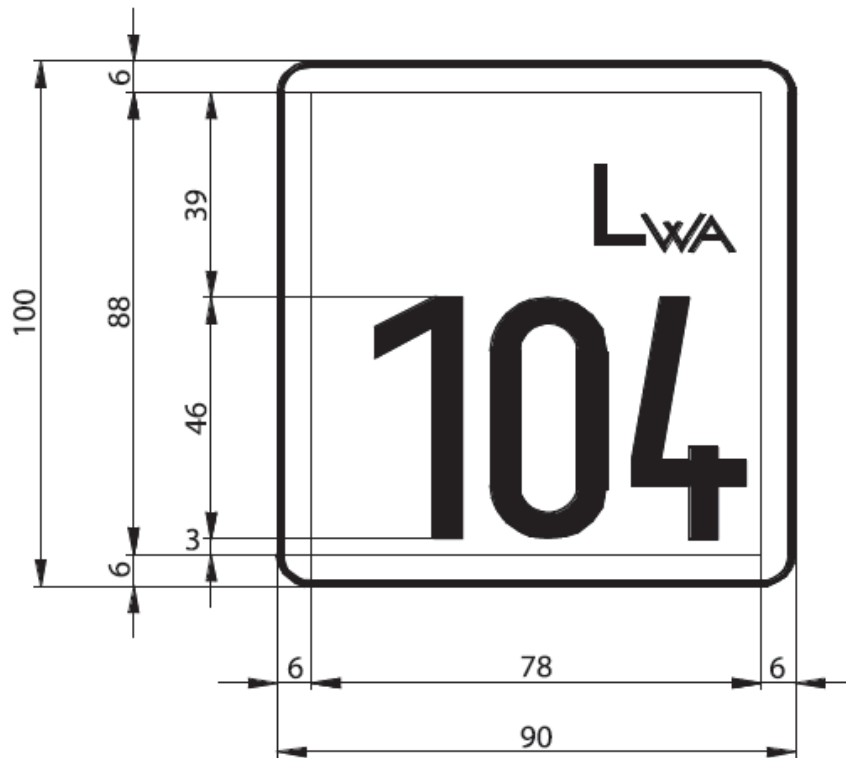
[www.epa.nsw.gov.au/resources/noise/NewGrassCuttingMachinesNoiseLabelling.pdf](http://www.epa.nsw.gov.au/resources/noise/NewGrassCuttingMachinesNoiseLabelling.pdf)

#### **7.1.2 Noise label format for new chainsaws valid until 31 August 2019**

The noise label format for new chainsaws can be found at:

[www.epa.nsw.gov.au/resources/noise/NewChainsawsNoiseLabelling.pdf](http://www.epa.nsw.gov.au/resources/noise/NewChainsawsNoiseLabelling.pdf)

**7.2 Noise label format for articles (excluding new air conditioners) permitted from 1 September 2019**



Note that new air conditioners must be tested and labelled in accordance with the procedures described in Section 5.4.

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## Roads and Maritime Notices

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### MARINE SAFETY REGULATION 2016

#### DIRECTION NOTICE

#### Clause 22(1)

#### PROHIBITION OF UNAUTHORISED NAVIGATION IN CERTAIN AREAS

I, Sonia McKay, Principal Manager North Area, NSW Maritime Division, a delegate of Roads and Maritime Services (RMS), pursuant to clause 22(1) of the *Marine Safety Regulation 2016* (the Regulation), hereby DIRECT the prohibition of general navigation or other entry by the public (including the operation of vessels, surfboards, paddle craft, swimmers or other floating apparatus) within the three areas specified in Schedule 1 between sunrise and sunset – for reasons of safety associated with ongoing commercial activities in the areas (the hiring out of personal watercraft for leisure use).

This prohibition does not apply to vessels operated by or on behalf of a ‘regulated facility’, provided such operations are managed under a current Direction issued to the regulated facility under clause 56 of the Regulation relating to the use of the specified area for the hire and drive of personal watercraft. In addition, this prohibition does not apply in any individual case where RMS has expressed in writing that it is not to apply, to any activity authorised by an aquatic licence issued by RMS, or with the express permission of the operator of the regulated facility.

#### Object

The Object of this Notice is to establish an exclusive area of operation within a commercial operator may safely hire out personal watercraft to licensed and unlicensed drivers. This Direction Notice (in addition to local signage and buoyage) advises members of the public of the location of the prohibited areas. The Notice serves to warn the general public of the risk of collision with hired personal watercraft, establishes the boundaries within which the commercial activity should be restricted, and also serves to protect participants driving hired personal watercraft from collision with outside vessels.

#### Definition

“*regulated facility*” means the operator of a commercial enterprise at Little Mutton Bird Island, Coffs Harbour – involved in the hiring out of personal watercraft (commonly known as a ‘jetski’) to the public, regulated by a Direction from Roads and Maritime Services and operating under a Certificate of Operation issued by the Australian Maritime Safety Authority.

#### Publication

Pursuant to clause 22(2) of the Regulation, this Notice is published in the NSW Government Gazette.

This Notice takes effect on **1 September 2017** and will continue in force until revoked.

This Notice may be revoked or modified at any time by RMS.

Date: 25 August 2017

SONIA MCKAY

Delegate

#### SCHEDULE 1

#### SPECIFIED AREAS

#### GENERAL USE OF THE WATERWAY BY THE PUBLIC PROHIBITED

#### Hire and drive personal watercraft activity – HD0295 (Coffs Harbour)

In the precinct of Little Mutton Bird Island and Coffs Creek near the locality of Coffs Harbour, bounded by the following co-ordinates:

- a. 30°17.727’S and 153°08.538’E, being the northern most corner adjacent Muttonbird Islet, to
- b. 30°17.828’S and 153°08.491’E, adjacent to the Coffs Creek, to
- c. 30°18.002’S and 153°08.549’E, being the south western most corner, to
- d. 30°18.005’S and 153°08.771’E, to
- e. 30°18.156’S and 153°08.958’E, to
- f. 30°18.157’S and 153°09.090’E, being the south eastern most corner, to

- g. 30°17.820'S and 153°09.090'E, being the north eastern most corner, to
  - h. 30°17.820'S and 153°08.603'E, immediately south of Muttonbird Islet.
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## MARINE SAFETY REGULATION 2016

### EXEMPTION ORDER

#### HIRE AND DRIVE PERSONAL WATERCRAFT – LICENCE EXEMPTION AT REGULATED FACILITY

##### Clause 140(1)

I, Sonia McKay, Principal Manager North Area, NSW Maritime Division, a delegate of Roads and Maritime Services (RMS), pursuant to clause 140(1) of the *Marine Safety Regulation 2016* (the Regulation), hereby EXEMPT the operators of hire and drive personal watercraft participating at the regulated facility in Schedule 1 of this Order from the requirements of clause 103(1) of the Regulation, being the requirement to hold a personal watercraft driving licence – SUBJECT TO the conditions set out in Schedule 2 of this Order.

#### Object

The object of this Exemption Order is to allow unlicensed persons to drive a personal watercraft at the regulated hire and drive facility specified in Schedule 1 of this Order, while that facility is subject to a Certificate of Operation under the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012* of the Commonwealth for the hiring out of personal watercraft.

#### SCHEDULE 1

##### REGULATED PERSONAL WATERCRAFT HIRE AND DRIVE FACILITY

1. Little Mutton Bird Island and Coffs Creek, near Coffs Harbour, regulated under Certificate of Operation HD0295.

#### SCHEDULE 2

##### GENERAL CONDITIONS

1. This Order does not apply to:
  - a) Any person who is ineligible to hold a boat driving licence or is the subject of a boat driving licence disqualification under the *Marine Safety Act 1998*, or an equivalent disqualification in any other State or Territory; or
  - b) A person who is the subject of a written notice from Roads and Maritime Services specifying that this Order does not apply to the person.
2. This Order applies only to the operator of a hire and drive personal watercraft who is:
  - a) driving the personal watercraft in accordance with the terms and conditions of a hire agreement with the regulated facility; and
  - b) operating within the marked boundaries (yellow buoys) of the area allocated to the regulated facility by Direction under clause 56 of the Regulation; and
  - c) wearing an appropriate lifejacket within the meaning of Part 6 of the Regulation
3. This Order ceases to apply in the event that the regulated personal watercraft hire and drive facility ceases to be subject to a Certificate of Operation issued by the Australian Maritime Safety Authority or ceases to be regulated subject to a Direction issued to it by Roads and Maritime Services under clause 56 of the Regulation.

#### Note:

Failure to comply with the conditions of this Order by a personal watercraft operator means that the Exemption ceases to apply to that person and if the person does not hold a personal watercraft driving licence, they may be liable for an offence contrary to clause 103 of the Regulation.

#### Publication

Pursuant to clause 140(3)(b) of the Regulation, this Order is published in the NSW Government Gazette.

This Order takes effect on 1 September 2017 and will continue in force until revoked.

This Order may be revoked at any time by RMS.

Date: 25 August 2017

SONIA MCKAY  
Delegate



## MARINE SAFETY REGULATION 2016

### DIRECTION NOTICE

#### Clause 22(1)

#### PROHIBITION OF UNAUTHORISED NAVIGATION IN CERTAIN AREAS

I, Sonia McKay, Principal Manager North Area, NSW Maritime Division, a delegate of Roads and Maritime Services (RMS), pursuant to clause 22(1) of the *Marine Safety Regulation 2016* (the Regulation), hereby DIRECT the prohibition of general navigation or other entry by the public (including the operation of vessels, surfboards, paddle craft, swimmers or other floating apparatus) within the three areas specified in Schedule 1 between sunrise and sunset – for reasons of safety associated with ongoing commercial activities in the areas (the hiring out of personal watercraft for leisure use).

This prohibition does not apply to vessels operated by or on behalf of a ‘regulated facility’, provided such operations are managed under a current Direction issued to the regulated facility under clause 56 of the Regulation relating to the use of the specified area for the hire and drive of personal watercraft. In addition, this prohibition does not apply in any individual case where RMS has expressed in writing that it is not to apply, to any activity authorised by an aquatic licence issued by RMS, or with the express permission of the operator of the regulated facility.

#### Object

The Object of this Notice is to establish an exclusive area of operation within a commercial operator may safely hire out personal watercraft to licensed and unlicensed drivers. This Direction Notice (in addition to local signage and buoyage) advises members of the public of the location of the prohibited areas. The Notice serves to warn the general public of the risk of collision with hired personal watercraft, establishes the boundaries within which the commercial activity should be restricted, and also serves to protect participants driving hired personal watercraft from collision with outside vessels.

#### Definition

“*regulated facility*” means the operator of a commercial enterprise at Middle Ground, Nelson Bay – involved in the hiring out of personal watercraft (commonly known as a ‘jetski’) to the public, regulated by a Direction from Roads and Maritime Services and operating under a Certificate of Operation issued by the Australian Maritime Safety Authority.

#### Publication

Pursuant to clause 22(2) of the Regulation, this Notice is published in the NSW Government Gazette.

This Notice takes effect on **1 September 2017** and will continue in force until revoked.

This Notice may be revoked or modified at any time by RMS.

Date: 25 August 2017

SONIA MCKAY

Delegate

### SCHEDULE 1

#### SPECIFIED AREAS

#### GENERAL USE OF THE WATERWAY BY THE PUBLIC PROHIBITED

#### Hire and drive personal watercraft activity – HD0264 (Nelson Bay)

In the precinct of Middle Ground, due North of Little Beach, near the locality of Nelson Bay bounded by the following co-ordinates

- a. 32°42.498’S and 152°09.115’E – being the western corner, to
- b. 32°42.206’S and 152°09.024’E – being the northern corner, to
- c. 32°42.206’S and 152°09.454’E – being the eastern corner.

## MARINE SAFETY REGULATION 2016

### EXEMPTION ORDER

#### HIRE AND DRIVE PERSONAL WATERCRAFT – LICENCE EXEMPTION AT REGULATED FACILITY

##### Clause 140(1)

I, Sonia McKay, Principal Manager North Area, NSW Maritime Division, a delegate of Roads and Maritime Services (RMS), pursuant to clause 140(1) of the *Marine Safety Regulation 2016* (the Regulation), hereby EXEMPT the operators of hire and drive personal watercraft participating at the regulated facility in Schedule 1 of this Order from the requirements of clause 103(1) of the Regulation, being the requirement to hold a personal watercraft driving licence – SUBJECT TO the conditions set out in Schedule 2 of this Order.

#### Object

The object of this Exemption Order is to allow unlicensed persons to drive a personal watercraft at the regulated hire and drive facility specified in Schedule 1 of this Order, while that facility is subject to a Certificate of Operation under the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012* of the Commonwealth for the hiring out of personal watercraft.

#### SCHEDULE 1

##### REGULATED PERSONAL WATERCRAFT HIRE AND DRIVE FACILITY

1. Middle Ground, due north of Little Beach, near Nelson Bay, regulated under Certificate of Operation HD0264.

#### SCHEDULE 2

##### GENERAL CONDITIONS

1. This Order does not apply to:
  - a) Any person who is ineligible to hold a boat driving licence or is the subject of a boat driving licence disqualification under the *Marine Safety Act 1998*, or an equivalent disqualification in any other State or Territory; or
  - b) A person who is the subject of a written notice from Roads and Maritime Services specifying that this Order does not apply to the person.
2. This Order applies only to the operator of a hire and drive personal watercraft who is:
  - a) driving the personal watercraft in accordance with the terms and conditions of a hire agreement with the regulated facility; and
  - b) operating within the marked boundaries (yellow buoys) of the area allocated to the regulated facility by Direction under clause 56 of the Regulation; and
  - c) wearing an appropriate lifejacket within the meaning of Part 6 of the Regulation
3. This Order ceases to apply in the event that the regulated personal watercraft hire and drive facility ceases to be subject to a Certificate of Operation issued by the Australian Maritime Safety Authority or ceases to be regulated subject to a Direction issued to it by Roads and Maritime Services under clause 56 of the Regulation.

#### Note:

Failure to comply with the conditions of this Order by a personal watercraft operator means that the Exemption ceases to apply to that person and if the person does not hold a personal watercraft driving licence, they may be liable for an offence contrary to clause 103 of the Regulation.

#### Publication

Pursuant to clause 140(3)(b) of the Regulation, this Order is published in the NSW Government Gazette.

This Order takes effect on 1 September 2017 and will continue in force until revoked.

This Order may be revoked at any time by RMS.

Date: 25 August 2017

SONIA MCKAY

Delegate

## MARINE SAFETY REGULATION 2016

### DIRECTION NOTICE

#### Clause 22(1)

#### PROHIBITION OF UNAUTHORISED NAVIGATION IN CERTAIN AREAS

I, Sonia McKay, Principal Manager North Area, NSW Maritime Division, a delegate of Roads and Maritime Services (RMS), pursuant to clause 22(1) of the *Marine Safety Regulation 2016* (the Regulation), hereby DIRECT the prohibition of general navigation or other entry by the public (including the operation of vessels, surfboards, paddle craft, swimmers or other floating apparatus) within the three areas specified in Schedule 1 between sunrise and sunset – for reasons of safety associated with ongoing commercial activities in the areas (the hiring out of personal watercraft for leisure use).

This prohibition does not apply to vessels operated by or on behalf of a ‘regulated facility’, provided such operations are managed under a current Direction issued to the regulated facility under clause 56 of the Regulation relating to the use of the specified area for the hire and drive of personal watercraft. In addition, this prohibition does not apply in any individual case where RMS has expressed in writing that it is not to apply, to any activity authorised by an aquatic licence issued by RMS, or with the express permission of the operator of the regulated facility.

#### Object

The Object of this Notice is to establish an exclusive area of operation within a commercial operator may safely hire out personal watercraft to licensed and unlicensed drivers. This Direction Notice (in addition to local signage and buoyage) advises members of the public of the location of the prohibited areas. The Notice serves to warn the general public of the risk of collision with hired personal watercraft, establishes the boundaries within which the commercial activity should be restricted, and also serves to protect participants driving hired personal watercraft from collision with outside vessels.

#### Definition

“*regulated facility*” means the operator of a commercial enterprise at Pelican Island, Port Macquarie – involved in the hiring out of personal watercraft (commonly known as a ‘jetski’) to the public, regulated by a Direction from Roads and Maritime Services and operating under a Certificate of Operation issued by the Australian Maritime Safety Authority.

#### Publication

Pursuant to clause 22(2) of the Regulation, this Notice is published in the NSW Government Gazette.

This Notice takes effect on **1 September 2017** and will continue in force until revoked.

This Notice may be revoked or modified at any time by RMS.

Date: 25 August 2017

SONIA MCKAY

Delegate

### SCHEDULE 1

#### SPECIFIED AREAS

#### GENERAL USE OF THE WATERWAY BY THE PUBLIC PROHIBITED

#### Hire and drive personal watercraft activity – HD0267 (Port Macquarie)

In the precinct of the eastern side of Pelican Island, near the locality of Port Macquarie, bounded by the following co-ordinates

- a. 31° 25.06’S and 152°54.25’E, being the northeast corner, to
- b. 31°25.04’S and 152°54.20’E, being the northwest corner, to
- c. 31°25.22’S and 152°54.15’E, being the southwest corner, to
- d. 31°25.22’S and 152°54.23’E, being the southeast corner.

## MARINE SAFETY REGULATION 2016

### EXEMPTION ORDER

#### HIRE AND DRIVE PERSONAL WATERCRAFT – LICENCE EXEMPTION AT REGULATED FACILITY

##### Clause 140(1)

I, Sonia McKay, Principal Manager North Area, NSW Maritime Division, a delegate of Roads and Maritime Services (RMS), pursuant to clause 140(1) of the *Marine Safety Regulation 2016* (the Regulation), hereby EXEMPT the operators of hire and drive personal watercraft participating at the regulated facility in Schedule 1 of this Order from the requirements of clause 103(1) of the Regulation, being the requirement to hold a personal watercraft driving licence – SUBJECT TO the conditions set out in Schedule 2 of this Order.

#### Object

The object of this Exemption Order is to allow unlicensed persons to drive a personal watercraft at the regulated hire and drive facility specified in Schedule 1 of this Order, while that facility is subject to a Certificate of Operation under the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012* of the Commonwealth for the hiring out of personal watercraft.

#### SCHEDULE 1

##### REGULATED PERSONAL WATERCRAFT HIRE AND DRIVE FACILITY

1. Pelican Island, near Port Macquarie, regulated under Certificate of Operation HD0267.

#### SCHEDULE 2

##### GENERAL CONDITIONS

1. This Order does not apply to:
  - a) Any person who is ineligible to hold a boat driving licence or is the subject of a boat driving licence disqualification under the *Marine Safety Act 1998*, or an equivalent disqualification in any other State or Territory; or
  - b) A person who is the subject of a written notice from Roads and Maritime Services specifying that this Order does not apply to the person.
2. This Order applies only to the operator of a hire and drive personal watercraft who is:
  - a) driving the personal watercraft in accordance with the terms and conditions of a hire agreement with the regulated facility; and
  - b) operating within the marked boundaries (yellow buoys) of the area allocated to the regulated facility by Direction under clause 56 of the Regulation; and
  - c) wearing an appropriate lifejacket within the meaning of Part 6 of the Regulation
3. This Order ceases to apply in the event that the regulated personal watercraft hire and drive facility ceases to be subject to a Certificate of Operation issued by the Australian Maritime Safety Authority or ceases to be regulated subject to a Direction issued to it by Roads and Maritime Services under clause 56 of the Regulation.

#### Note:

Failure to comply with the conditions of this Order by a personal watercraft operator means that the Exemption ceases to apply to that person and if the person does not hold a personal watercraft driving licence, they may be liable for an offence contrary to clause 103 of the Regulation.

#### Publication

Pursuant to clause 140(3)(b) of the Regulation, this Order is published in the NSW Government Gazette.

This Order takes effect on 1 September 2017 and will continue in force until revoked.

This Order may be revoked at any time by RMS.

Date: 25 August 2017

SONIA MCKAY

Delegate

## Mining and Petroleum Notices

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NOTICE is given that the following applications have been received:

### EXPLORATION LICENCE APPLICATIONS

(T17-1149)

No. 5547, BACCHUS RESOURCES PTY LTD (ACN 606340872), area of 33 units, for Group 1, dated 7 August, 2017. (Orange Mining Division).

(T17-1157)

No. 5553, WILLIAM JOHN PRESS (ACN 98762430251), area of 21 units, for Group 1, dated 18 August, 2017. (Armidale Mining Division).

(T17-1158)

No. 5554, PAUL THURSTAN SMITH, area of 266 units, for Group 1, dated 26 August, 2017. (Singleton Mining Division).

(T17-1159)

No. 5555, ALKANE RESOURCES LTD (ACN 000 689 216), area of 23 units, for Group 1, dated 28 August, 2017. (Orange Mining Division).

The Honourable Don Harwin MLC  
Minister for Resources

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NOTICE is given that the following applications have been granted:

### EXPLORATION LICENCE APPLICATIONS

(T17-1012)

No. 5427, now Exploration Licence No. 8634, GRIGM RESOURCES PTY LTD (ACN 148051567), Counties of Cowper and Yanda, Map Sheet (8036, 8136), area of 26 units, for Group 1, dated 15 August, 2017, for a term until 15 August, 2021.

(T17-1069)

No. 5480, now Exploration Licence No. 8633, OXLEY EXPLORATION PTY LTD (ACN 137 511 141), Counties of Flinders, Mouramba and Robinson, Map Sheet (8134), area of 70 units, for Group 1, dated 4 August, 2017, for a term until 4 August, 2019.

(T17-1072)

No. 5482, now Exploration Licence No. 8635, TOTAL IRON PTY LTD (ACN 167 004 104), Counties of Drake and Gresham, Map Sheet (9338, 9339, 9438, 9439), area of 52 units, for Group 1, dated 21 August, 2017, for a term until 21 August, 2020.

The Honourable Don Harwin MLC  
Minister for Resources

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

(V17-9095)

Exploration Licence No. 5977, CONRAD RESOURCES PTY LTD (ACN 614125521), area of 16 units. Application for renewal received 25 August, 2017.

(V17-8926)

Exploration Licence No. 6288, MOOLARBEN COAL MINES PTY LIMITED (ACN 108 601 672), KORES AUSTRALIA MOOLARBEN COAL PTY LIMITED (ACN 129132501) AND SOJITZ MOOLARBEN RESOURCES PTY LTD (ACN 126287027), area of 5079.86 hectares. Application for renewal received 22 August, 2017.

(V17-8984)

Exploration Licence No. 6304, DONALD JOHN PERKIN, area of 24 units. Application for renewal received 23 August, 2017.

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(V17-9173)

Exploration Licence No. 6622, BROKEN HILL PROSPECTING LIMITED (ACN 003 453 503), area of 17 units. Application for renewal received 25 August, 2017.

(V17-9256)

Exploration Licence No. 6631, THOMSON RESOURCES LTD (ACN 138 358 728), area of 9 units. Application for renewal received 28 August, 2017.

The Honourable Don Harwin MLC  
Minister for Resources

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### RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(V17-3451)

Exploration Licence No. 5760, LFB RESOURCES NL (ACN 073 478 574), County of Bathurst, Map Sheet (8730, 8731), area of 48 units, for a further term until 10 August, 2022. Renewal effective on and from 18 August, 2017.

(V17-3817)

Exploration Licence No. 7742, COALWORKS LIMITED (ACN 114 702 831), County of Urana, Map Sheet (8126, 8127), area of 11 units, for a further term until 16 May, 2018. Renewal effective on and from 21 August, 2017.

(Z07-7674)

Mineral Lease No. 6119 (Act 1906), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Clandulla, County of Roxburgh, Map Sheet (8832-2-S), area of 1.963 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

(Z07-7679)

Mineral Lease No. 6175 (Act 1906), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Airly, County of Roxburgh; and Parish of Clandulla, County of Roxburgh, Map Sheet (8831-1-N), area of 1.196 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

(Z15-1452)

Private Lands Lease No. 501 (Act 1924), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Clandulla, County of Roxburgh, Map Sheet (8831-1-N, 8832-2-S), area of 24.08 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

(Z15-1456)

Private Lands Lease No. 502 (Act 1924), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Clandulla, County of Roxburgh, Map Sheet (8831-1-N, 8832-2-S), area of 31.09 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

(Z07-7670)

Private Lands Lease No. 1178 (Act 1924), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Clandulla, County of Roxburgh, Map Sheet (8831-1-N), area of 4.024 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

(Z07-7668)

Private Lands Lease No. 1195 (Act 1924), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Airly, County of Roxburgh; and Parish of Clandulla, County of Roxburgh, Map Sheet (8831-1-N), area of 22.36 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

(Z07-7669)

Private Lands Lease No. 1216 (Act 1924), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Clandulla, County of Roxburgh, Map Sheet (8832-2-S), area of 18.62 hectares, for a further term until 29 June, 2021. Renewal effective on and from 29 August, 2017.

The Honourable Don Harwin MLC  
Minister for Resources

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### TRANSFERS

(V17-1036)

Exploration Licence No. 5238, formerly held by GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827) has been transferred to DEEP ORE DISCOVERY PTY LTD (ACN 162375466). The transfer was registered on 25 July, 2017.

(V17-5166)

Exploration Licence No. 8545, formerly held by MATTHEW EVERINGHAM has been transferred to NAMOI VALLEY QUARRY PTY LTD (ACN 601 210 084). The transfer was registered on 24 August, 2017.

The Honourable Don Harwin MLC  
Minister for Resources

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### TRANSFER OF PART OF AN AUTHORITY

(Z15-1353)

Exploration Licence No. 6455, held by LUCKNOW GOLD LTD (ACN 123 714 910) has been transferred in part to GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863). The transfer was registered on 9 June, 2017.

Pursuant to Section 123 of the *Mining Act 1992*:

- (1) Exploration Licence No. 6455 has been cancelled as to the area transferred; and
- (2) Exploration Licence No. 8376 has been granted to GOLD AND COPPER RESOURCES PTY LIMITED (ACN 124 534 863) over the area transferred for a period until 10 August, 2020.

#### Description of area part transferred

An area of about 7 units,. For further information contact Titles Branch.

The Honourable Don Harwin MLC  
Minister for Resources

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### TRANSFER APPLICATIONS

(V17/3396)

Exploration Licence No. 1999, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), Counties of Cunningham and Kennedy, Map Sheets 8232 and 8332, Area of 17 units, Application for transfer was received on 25 August 2017.

(V17/3396)

Exploration Licence No. 8334, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), Counties of Cunningham, Flinders and Kennedy, Map Sheets 8232, 8233, 8332, Area of 100 units, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 1695, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8323, Area of 8.779 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 1712, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area 23.92 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 332, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 22.36 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 333, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 28.03 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 334, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 21.04 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 335, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 24.79 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 336, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 23.07 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 337, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 32.27 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 338, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 26.3 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 339, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 25.09 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 340, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 25.79 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 5240, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 32.37 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 5267, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 32.37 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 5278, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 32.37 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 5499, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 32.37 hectares, Application for transfer was received on 25 August 2017.



(V17/3396)

Mining Lease No. 5621, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 32.37 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 5632, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 27.32 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 6329, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 8.094 hectares, Application for transfer was received on 25 August 2017.

(V17/3396)

Mining Lease No. 6365, KBL MINING LIMITED (ACN 129 954 365) to QUINTANA MH HOLDING COMPANY LLC (ARBN 619 474 476), County of Kennedy, Map Sheets 8232, Area of 2.02 hectares, Application for transfer was received on 25 August 2017.

The Honourable Don Harwin MLC  
Minister for Resources

## Primary Industries Notices

### BIOSECURITY ACT 2015

#### Instrument of Appointment of Authorised Officers and Approval of Functions – Department of Primary Industries and Local Land Services officers

I, Peter Day, Director Biosecurity & Food Safety Compliance, in exercise of delegated authority of the Secretary and of the Secretary as Accreditation Authority under the *Biosecurity Act 2015* (the Act) make the following appointments and approvals:

- 1) Pursuant to section 361 of the Act, I appoint the persons listed in Column 1 of the table set out in Schedule 1 as authorised officers for the purposes of the Act.
- 2) Pursuant to section 195 of the Act, I approve those authorised officers listed in Column 1 of the table set out in Schedule 1 to exercise the functions of a biosecurity certifier as specified in Column 2 of the table.

#### **Duration of appointment and approval:**

The appointment and approval of each person listed in Schedule 1 will end on the earliest of the following dates:

- A. the date that is five years from the date of this instrument; or
- B. the date of revocation of this instrument, or an instrument of revocation of appointment of a person listed in Schedule 1 as an authorised officer; or
- C. the date that the person ceases to be employed by either the Department of Industry or the Local Land Services.

Dated this 29th day of August 2017

PETER DAY

DIRECTOR

BIOSECURITY & FOOD SAFETY COMPLIANCE

(as delegate on behalf of the Secretary of the Department of Industry)

#### SCHEDULE 1

Column 1	Column 2
Name of person appointed as authorised officer	Approved functions of biosecurity certifier
Ben Rampano	NIL Conditions
Sophie Hemley	NIL Conditions
Graham Martin Kelly	NIL Conditions
Grahame Patrick Kelly	NIL Conditions

## Crown Land Notices

1300 886 235 [www.crownland.nsw.gov.au](http://www.crownland.nsw.gov.au)

### ARMIDALE OFFICE

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

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP  
Minister for Lands and Forestry

#### Schedule

Column 1	Column 2
grazing	Reserve No. 82223 Public Purpose: public recreation Notified: 11 December 1959 File Reference: 16/04378

### GOULBURN OFFICE

#### APPOINTMENT OF TRUST BOARD MEMBERS

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

The Hon Paul Toole, MP  
Minister for Lands and Forestry

#### Schedule

Column 1	Column 2	Column 3
Lionel David Willison (new member)  For a term commencing the date of this notice and expiring 11 July 2018.	Tallong Public Hall And Recreation Trust	Reserve No. 88933 Public Purpose: public hall, public recreation Notified: 15 June 1973 File Reference: GB91R56-002

### GRAFTON 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Morebringer; County - Hume*

*Land District - Corowa; LGA - Greater Hume*

Road Closed: Lot 1 DP 1231743

File No: 16/01045

#### SCHEDULE

On closing, the land within Lot 1 DP 1231743 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Mountain Creek; County - Goulburn*  
*Land District - Albury; LGA - Greater Hume*

Road Closed: Lot 1 DP 1228334

File No: 16/09058

#### SCHEDULE

On closing, the land within Lot 1 DP 1228334 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Yambla; County - Goulburn*  
*Land District - Albury; LGA - Albury*

Road Closed: Lot 1 DP 1231745

File No: 16/02165

#### SCHEDULE

On closing, the land within Lot 1 DP 1231745 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Binalong; County - Harden*  
*Land District - Boorowa; LGA - Yass Valley*

Road Closed: Lot 2 DP 1233697

File No: 17/03467

#### SCHEDULE

On closing, the land within Lot 2 DP 1233697 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish – Gelambula; County – Leichhardt  
Land District – Coonamble; LGA – Coonamble*

Road Closed: Lot 1 DP 1233060

File No: 17/04866

**SCHEDULE**

On closing, the land within Lot 1 DP 1233060 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Tuckombil; County - Rous  
Land District - Lismore; LGA - Ballina*

Road Closed: Lot 2 DP 1231738

File No: 16/02736

**SCHEDULE**

On closing, the land within Lot 2 DP 1231738 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parishes - Broadwater, Meerschaum; County - Rous  
Land District - Lismore; LGA - Ballina*

Road Closed: Lots 1-2 DP 1230080

File No: 17/00212

**SCHEDULE**

On closing, the land within Lots 1-2 DP 1230080 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Bywong; County - Murray*  
*Land District - Queanbeyan; LGA - Queanbeyan-Palerang Regional*

Road Closed: Lot 1 DP 1232691

File No: 17/02369

#### SCHEDULE

On closing, the land within Lot 1 DP 1232691 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - North Bellingen; County - Raleigh*  
*Land District - Bellingen; LGA - Bellingen*

Road Closed: Lot 2 DP 1232528

File No: 15/09308

#### SCHEDULE

On closing, the land within Lot 2 DP 1232528 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - North Bellingen; County - Raleigh*  
*Land District - Bellingen; LGA - Bellingen*

Road Closed: Lot 1 DP 1232528

File No: 15/09295

#### SCHEDULE

On closing, the land within Lot 1 DP 1232528 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parishes - Opton, Blakney; County - King  
Land District - Boorowa; LGA - Hilltops*

Road Closed: Lots 1-2 DP 1228515

File No: 16/06564

**SCHEDULE**

On closing, the land within Lots 1-2 DP 1228515 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Lorne; County - Macquarie  
Land District - Taree; LGA - Port Macquarie-Hastings*

Road Closed: Lot 1 DP 1228555

File No: 16/06821

**SCHEDULE**

On closing, the land within Lot 1 DP 1228555 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parishes - Davidson, Donald, Springmount; County - Sandon  
Land District - Armidale; LGA - Armidale Regional*

Road Closed: Lots 1-3 DP 1230681

File No: 15/03766

**SCHEDULE**

On closing, the land within Lots 1-3 DP 1230681 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Queerbri; County - Jamison  
Land District - Narrabri; LGA - Narrabri*

Road Closed: Lot 2 DP 1229842

File No: 16/10582

#### SCHEDULE

On closing, the land within Lot 2 DP 1229842 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parishes – Nowley, Yarranbar; County – Jamison  
Land District – Narrabri; LGA – Narrabri*

Road Closed: Lots 2-3 DP 1228687

File No: 16/04898

#### SCHEDULE

On closing, the land within Lot 2 DP 1228687 and that part of the land within Lot 3 DP 1228687 comprising Crown public road remains vested in the State of New South Wales as Crown land.

On closing, that part of the land within Lot 3 DP 1228687 comprising unformed Council public road becomes vested in the State of New South Wales as Crown Land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Boomi; County - Benarba  
Land District - Moree; LGA - Moree Plains*

Road Closed: Lot 1 DP 1232485

File No: 17/01225

#### SCHEDULE

On closing, the land within Lot 1 DP 1232485 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish – Larbert; County – Murray*  
*Land District – Braidwood; LGA – Queanbeyan-Palerang Regional*

Road Closed: Lots 1-2 DP 1223611

File No: 16/04006

#### SCHEDULE

On closing, the land within Lot 1 DP 1223611, that part formerly Crown road, remains vested in the State of New South Wales as Crown land.

On closing, the land within Lot 1 DP 1223611, that part formerly Council road, becomes vested in the State of New South Wales as Crown Land.

On closing, the land within Lot 2 DP 1223611, becomes vested in the State of New South Wales as Crown Land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Bligh; County - Fitzroy*  
*Land District - Bellingen; LGA - Bellingen*

Road Closed: Lot 2 DP 1231740

File No: 17/00190

#### SCHEDULE

On closing, the land within Lot 2 DP 1231740 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parishes - Tenterden, Ollera; County - Hardinge*  
*Land District - Inverell; LGA - Armidale Regional*

Road Closed: Lots 2-4 DP 1231684

File No: 15/10571

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**SCHEDULE**

On closing, the land within Lots 2-4 DP 1231684 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Moorwatha; County - Hume  
Land District - Albury; LGA - Greater Hume*

Road Closed: Lot 1 DP 1233432

File No: 16/06530

**SCHEDULE**

On closing, the land within Lot 1 DP 1233432 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Gobarralong; County - Harden  
Land District - Gundagai; LGA - Cootamundra-Gundagai Regional*

Road Closed: Lot 1 DP 1231381

File No: 14/11057

**SCHEDULE**

On closing, the land within Lot 1 DP 1231381 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - East Casino; County - Richmond  
Land District - Casino; LGA - Richmond Valley*

Road Closed: Lot 11 DP 1229639

File No: 15/07375

**SCHEDULE**

On closing, the land within Lot 11 DP 1229639 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parishes - Seymour, Bolaira; County - Wallace*  
*Land District - Cooma; LGA - Snowy Monaro Regional*

Road Closed: Lots 31-32 DP 1233196

File No: 17/02945

#### SCHEDULE

On closing, the land within Lots 31-32 DP 1233196 remains vested in the State of New South Wales as Crown land.

#### GRIFFITH OFFICE

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

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP  
Minister for Lands and Forestry

#### Schedule

Column 1	Column 2
irrigation channel	Reserve No. 756060 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 17/04546

#### HAY OFFICE

#### ERRATUM

In the Government Gazette of 5 December 2003, folio 11096, under the heading "Appointment of Trust Board Members" the Reserve number listed in Column 3 of Schedule 3; Reserve No. 1005148 should replace Reserve No. 88034.

File No: HY81 R 47

The Hon Paul Toole, MP  
Minister for Lands and Forestry

#### ERRATUM

In the Government Gazette of 5 December 2003, folio 11096, under the heading "Removal from Office of Administrator of Reserve Trust" the Reserve Number listed in Schedule 3; Reserve 1005148 should replace Reserve No. 88034.

File No: HY81 R 47

The Hon Paul Toole, MP  
Minister for Lands and Forestry

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**MAITLAND 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 road specified in Schedule 1 ceases to be a Crown road.

The Hon. Paul Toole, MP  
Minister for Lands and Forestry

**SCHEDULE 1**

*Parish - Mandolong*

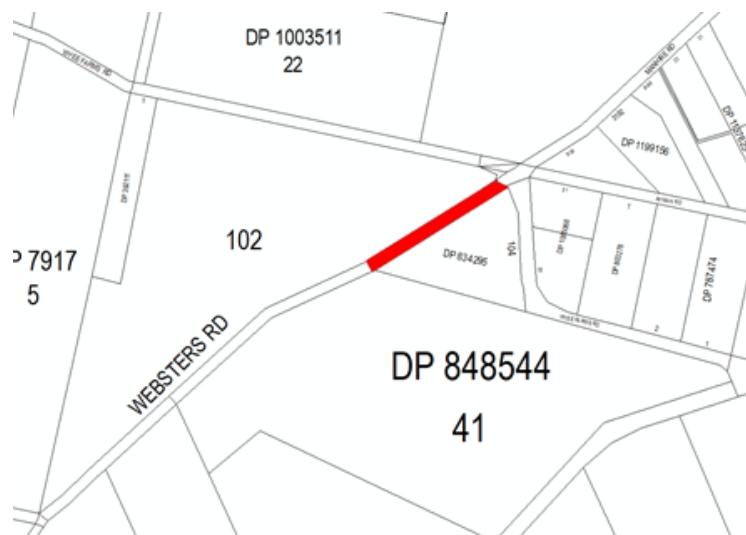
*County - Northumberland*

*Land District - Wyee*

*Local Government Area - Lake Macquarie*

Crown public road at Wyee, being part Websters Road, west of Lot 104 DP 834295, as highlighted in the diagram below.

**SCHEDULE 2**



Roads Authority: Lake Macquarie Council

Councils Reference: Not provided

Lands File Reference: 17/03067

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**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. Paul Toole, MP  
Minister for Lands and Forestry

**SCHEDULE 1**

Parish – Uffington

County – Durham

Land District – Clarence Town

Local Government Area – Dungog

Crown public road at Clarence Town, part road south of Woerdens Road, within Lot 8152 DP 1217311, and extending 20 metres south of the northern boundary of Lot 109 DP 752497, as highlighted in the diagram below.

**SCHEDULE 2**



Roads Authority: Dungog Shire Council

Councils Reference: EF14/125 - EF17/1 - DA29/2017

Lands File Reference: 17/08831

**MOREE OFFICE**

**APPOINTMENT OF TRUST BOARD MEMBERS**

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

The Hon Paul Toole, MP  
Minister for Lands and Forestry

**Schedule**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Neville James Hawkins (new member) Damian Allin Kelly (new member)  For a term commencing the date of this notice and expiring 26 February 2020.	Warialda Rail Public Recreation Reserve Trust	Reserve No. 55457 Public Purpose: public recreation Notified: 26 May 1922  File Reference: ME81R88

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

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP  
Minister for Lands and Forestry

**Schedule**

<b>Column 1</b>	<b>Column 2</b>
irrigation channel access	Reserve No. 27149 Public Purpose: travelling stock Notified: 15 January 1898 File Reference: 16/00438

**Schedule**

<b>Column 1</b>	<b>Column 2</b>
irrigation channel	Reserve No. 83570 Public Purpose: travelling stock Notified: 10 November 1961 File Reference: 16/07116

**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Warrumba; County - Forbes  
Land District - Grenfell; LGA - Weddin*

Road Closed: Lot 1 DP 1228340

File No: 13/12181

**SCHEDULE**

On closing, the land within Lot 1 DP 1228340 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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Mozart; County - Westmoreland  
Land District - Lithgow; LGA - Oberon*

Road Closed: Lot 2 DP 1228678

File No: 16/10100

**SCHEDULE**

On closing, the land within Lot 2 DP 1228678 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parishes - The Bluff, The Peak; County - Cooper  
Land District - Narrandera; LGA - Carrathool*

Road Closed: Lot 2 DP 1229508

File No: 16/09494

**SCHEDULE**

On closing, the land within Lot 2 DP 1229508 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parishes - Willie, The Mole; County - Gregory  
Land District - Warren; LGA - Warren*

Road Closed: Lot 1 DP 1227824

File No: 11/04064 RS

**SCHEDULE**

On closing, the land within Lot 1 DP 1227824 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Louee; County - Phillip  
Land District - Rylstone; LGA - Mid-Western Regional*

Road Closed: Lot 1 DP 1232415

File No: 17/02398 RS

**SCHEDULE**

On closing, the land within Lot 1 DP 1232415 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Wellington; County - Wellington*  
*Land District - Wellington; LGA - Dubbo Regional*

Road Closed: Lot 2 DP 1200200

File No: 13/03509 RS

#### SCHEDULE

On closing, the land within Lot 2 DP 1200200 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Puggoon; County - Bligh*  
*Land District - Dunedoo; LGA - Mid-Western Regional*

Road Closed: Lot 1 DP 1233083

File No: 17/03054 RS

#### SCHEDULE

On closing, the land within Lot 1 DP 1233083 becomes and remains vested in the State of New South Wales as Crown land.

Council's reference: 17/00196

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Burroway; County - Ewenmar*  
*Land District - Dubbo; LGA - Narromine*

Road Closed: Lots 1-2 DP 1190120

File No: 11/05853 RS

#### SCHEDULE

On closing, the land within Lots 1-2 DP 1190120 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Bumbaldry; County - Monteagle  
Land District - Grenfell; LGA - Weddin*

Road Closed: Lot 1 DP 1228336

File No: 08/3377

#### SCHEDULE

On closing, the land within Lot 1 DP 1228336 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish – Gosforth; County – Northumberland  
Land District – Maitland; LGA – Maitland*

Road Closed: Lot 1 DP 1233325

File No: 17/05440

#### SCHEDULE

On closing, the land within Lot 1 DP 1233325 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish – Nerrimunga; County – Argyle  
Land District – Goulburn; LGA – Goulburn Mulwaree*

Road Closed: Lot 1 DP 1231522

File No: 16/10577

#### SCHEDULE

On closing, the land within Lot 1 DP 1231522 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish – Nevertire; County – Oxley*  
*Land District – Warren; LGA – Warren*

Road Closed: Lot 1 DP 1231583

File No: 16/10840

#### SCHEDULE

On closing, the land within Lot 1 DP 1231583 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parishes – Norway, Mozart; County – Westmoreland*  
*Land District – Lithgow; LGA – Oberon*

Road Closed: Lot 3 DP 1228774

File No: 16/10099

#### SCHEDULE

On closing, the land within Lot 3 DP 1228774 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish – Tomalpin; County – Hunter*  
*Land District – Muswellbrook; LGA – Muswellbrook*

Road Closed: Lots 1-3 DP 1233523

File No: 16/08546

#### SCHEDULE

On closing, the land within Lots 1-3 DP 1233523 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish – Simpson; County – Phillip  
Land District – Muswellbrook; LGA – Muswellbrook*

Road Closed: Lot 3 DP 1231135

File No: 16/08606

**SCHEDULE**

On closing, the land within Lot 3 DP 1231135 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Simpson; County - Phillip  
Land District - Muswellbrook; LGA - Muswellbrook*

Road Closed: Lots 1-2 DP 1231861

File No: 16/08611

**SCHEDULE**

On closing, the land within Lots 1-2 DP 1231861 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Barnet; County - Murray  
Land District - Braidwood; LGA - Palerang*

Road Closed: Lot 1 DP 1218289

File No: 14/05494

**SCHEDULE**

On closing, the land within Lot 1 DP 1218289 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

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

Road Closed: Lot 1 DP 1218015

File No: CL/00788

#### SCHEDULE

On closing, the land within Lot 1 DP 1218015 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Narrabeen; County - Cumberland  
Land District - Metropolitan; LGA - Northern Beaches*

Road Closed: Lot 200 DP 1220099

File No: 16/04069

#### SCHEDULE

On closing, the land within Lot 200 DP 1220099 remains vested in Northern Beaches Council as operational land for the purposes of the *Local Government Act 1993*.

Council Reference: P06/17

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Ina; County - Gipps  
Land District - Forbes; LGA - Lachlan, Forbes*

Road Closed: Lot 1 DP 1219206

File No: 11/10249

#### SCHEDULE

On closing, the land within Lot 1 DP 1219206 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Bombala; County - Wellesley*  
*Land District - Bombala; LGA - Snowy Monaro Regional*

Road Closed: Lot 1 DP 1233107

File No: 11/03364

#### SCHEDULE

On closing, the land within Lot 1 DP 1233107 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Marina; County - Monteagle*  
*Land District - Young; LGA - Hilltops*

Road Closed: Lot 1 DP 1230945

File No: 10/14479

#### SCHEDULE

On closing, the land within Lot 1 DP 1230945 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Redcliffe; County - Kennedy*  
*Land District - Parkes; LGA - Parkes*

Road Closed: Lot 1 DP 1233997

File No: 15/08149

#### SCHEDULE

On closing, the land within Lot 1 DP 1233997 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Nedgera; County - Leichhardt*  
*Land District - Walgett; LGA - Coonamble*

Road Closed: Lot 1 DP 1233819

File No: 10/08476

#### SCHEDULE

On closing, the land within Lot 1 DP 1233819 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Coolamigal; County - Roxburgh*  
*Land District - Bathurst; LGA - Lithgow*

Road Closed: Lot 1 DP 1230946

File No: 14/00413

#### SCHEDULE

On closing, the land within Lot 1 DP 1230946 remains vested in the State of New South Wales as Crown land.

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### 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 Paul Toole, MP  
Minister for Lands and Forestry

#### DESCRIPTION

*Parish - Ukerbarley; County - Baradine*  
*Land District - Coonabarabran; LGA - Warrumbungle*

Road Closed: Lot 1 DP 1229653

File No: 16/07256

#### SCHEDULE

On closing, the land within Lot 1 DP 1229653 remains vested in the State of New South Wales as Crown land.

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - St George; County - Cumberland*  
*Land District - Metropolitan; LGA - Canterbury-Bankstown*

Road Closed: Lot 2 DP 1233893

File No: 17/06741

**SCHEDULE**

On closing, the land within Lot 2 DP 1233893 becomes vested in the State of New South Wales as Crown land.

Council's reference: PLAN-173-76

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**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 Paul Toole, MP  
Minister for Lands and Forestry

**DESCRIPTION**

*Parish - Wolgan; County - Cook*  
*Land District - Lithgow; LGA - Lithgow*

Road Closed: Lot 2 DP 1230684

File No: 17/01092

**SCHEDULE**

On closing, the land within Lot 2 DP 1230684 remains vested in the State of New South Wales as Crown land.

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**ORANGE OFFICE**

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

Pursuant to section 34A(2)(b) of the *Crown Lands Act 1989*, the Crown reserve(s) specified in Column 2 of the Schedule is to be used or occupied under a relevant interest granted for the purpose(s) specified in Column 1 of the Schedule where such use or occupation is other than the declared purpose of the reserve

The Hon Paul Toole, MP  
Minister for Lands and Forestry

**Schedule**

<b>Column 1</b>	<b>Column 2</b>
grazing storage shed	Reserve No. 190027 Public Purpose: public recreation Notified: 30 January 1987 File Reference: OE80H3225-003

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**Schedule**

<b>Column 1</b>	<b>Column 2</b>
grazing	Reserve No. 755800 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: OE80H3225-003

**Schedule**

<b>Column 1</b>	<b>Column 2</b>
storage shed	Reserve No. 1014468 Public Purpose: access and public requirements, rural services, tourism purposes and environmental and heritage conservation Notified: 13 June 2008 File Reference: OE80H3225-003

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

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**SYDNEY METROPOLITAN OFFICE**


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**ASSIGNMENT OF NAME TO A RESERVE TRUST**

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

The Hon Paul Toole, MP  
Minister for Lands and Forestry

**Schedule**

<b>Column 1</b>	<b>Column 2</b>
Scylla Bay Reserve Trust	Reserve No. 83798 Public Purpose: public recreation Notified: 13 April 1962 File Reference: MN92R114

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**ASSIGNMENT OF NAME TO A RESERVE TRUST**

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

The Hon Paul Toole, MP  
Minister for Lands and Forestry

**Schedule**

<b>Column 1</b>	<b>Column 2</b>
Perry Park Reserve Trust	Reserve No. 80135 Public Purpose: public recreation Notified: 15 November 1957 File Reference: 14/06004

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**ORDER - AUTHORISATION OF ADDITIONAL PURPOSE UNDER S121A**

Pursuant to section 121A of the *Crown Lands Act 1989*, I authorise by this Order, the purpose specified in Column 1 to be an additional purpose to the declared purpose of the reserves specified opposite thereto in Column 2 of the Schedule.



The Hon Paul Toole, MP  
Minister for Lands and Forestry

**Schedule**

Column 1	Column 2
community purposes	Reserve No. 88829 Public Purpose: public recreation Notified: 26 January 1973 File Reference: MN82R11

**TAMWORTH 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 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 Paul Toole, MP  
Minister for Lands and Forestry

**SCHEDULE 1**

*Parish – Black Jack; County – Pottinger*

*Land District – Gunnedah; LGA – Gunnedah Shire*

Crown road shown coloured in red on diagram hereunder.



**SCHEDULE 2**

Roads Authority: Gunnedah Shire Council

Lands Reference: 17/08348

Council's Reference: 18.0317

**TAREE 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 Paul Toole, MP  
Minister for Lands and Forestry

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**Schedule**

<b>Column 1</b>	<b>Column 2</b>
Land District: Gloucester Local Government Area: Mid-Coast Locality: Bulahdelah Part Reserve No. 753150 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: TE89H203	Whole Lots: Lot 3 DP 722755 and Lot 4 DP 722755 Parish Boolambayte County Gloucester Area: approximately 13,117 m <sup>2</sup>

## Other Government Notices

### ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of incorporation pursuant to section 74

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

BOGGABRI LANDCARE/RIVERCARE GROUP INCORPORATED	INC3444746
BONNELLS BAY PROGRESS ASSOCIATION INCORPORATED-	INC9888088
CENTRAL COAST JUNIOR HOCKEY ASSOCIATION INCORPORATED	INC9884558
CENTRAL COAST WOMENS HOCKEY ASSOCIATION INC	Y0475719
FOOD DISTRIBUTION NETWORK INC	Y0434248
MACARTHUR MULTICULTURAL CHILDRENS SERVICES ASSOCIATION INCORPORATED	Y0768405
MURWILLUMBAH WARGAMING CLUB INCORPORATED	INC9886686
OLIVE TREE MEDIA PRODUCTIONS INCORPORATED	INC9889535
PRIVATE HOSPITALS ASSOCIATION OF NSW INC	Y0305017
SYDNEY KOREAN CULTURE AND LANGUAGE SCHOOL INCORPORATED	INC9892763

Cancellation is effective as at the date of gazettal.

Dated this 30th day of August 2017.

Jodie Matheson  
 Delegate of the Commissioner  
 NSW Fair Trading

### ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Registration pursuant to Section 76

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

ALBION PARK TOUCH ASSOCIATION INCORPORATED	Y2176033
BLACKTOWN/SEVEN HILLS JUNIOR RUGBY CLUB INCORPORATED	Y1771416
BOBIN LANDCARE INCORPORATED	INC9897854
ECHUCA STEAM NAVIGATION COMPANY INC	Y0254446
GRACE REFORMED CHURCH INCORPORATED	INC1400901
GUNNEDAH CONSERVATORIUM INCORPORATED	Y0990946
H4H INCORPORATED	INC9894465
M.S.S. QUINDALUP INCORPORATED	Y1870708
ORANGE BARBARIANS RUGBY CLUB INCORPORATED	INC9892465
THE B'NAI YACOV SCHOOL INCORPORATED	INC9889034
TOORAWEEAH TENNIS CLUB INCORPORATED	Y2136343
UWG AERIAL MINISTRIES INCORPORATED	INC9879595

Cancellation is effective as at the date of gazettal.

Dated this 25th day of August 2017.

Robyne Lunney  
 Delegate of the Commissioner  
 NSW Fair Trading

### GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of Section 8 of the *Geographical Names Act 1966*, the Geographical Names Board proposes to rename a reserve in the Maitland Local Government Area as *Joseph Maxwell VC Park*.

The reserve is currently known as *Joseph Maxwell Park* and located at the intersection of Champion Crescent and Scenic Drive in the locality of Gillieston Heights.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can be viewed and submissions lodged on the Geographical Names Board website at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au) from Friday 1 September to Monday 2 October 2017. Alternatively, email submissions may be lodged with the Secretary, Geographical Names Board, at [ss-gnb@finance.nsw.gov.au](mailto:ss-gnb@finance.nsw.gov.au) and written submissions mailed to 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 Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD  
Chair  
Geographical Names Board  
PO Box 143  
BATHURST NSW 2795

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### GEOGRAPHICAL NAMES ACT 1966

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

*Marang Parklands* for a reserve located between Lindum Road and Greenhills Street off Captain Cook Drive, Kurnell, in the Sutherland Shire LGA.

The position and extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. The proposal can be viewed and submissions lodged on the Geographical Names Board website at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au) from 30 August to 30 September 2017. Alternatively, email submissions may be lodged with the Secretary, Geographical Names Board, at [ss-gnb@finance.nsw.gov.au](mailto:ss-gnb@finance.nsw.gov.au) or written submissions mailed to 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 Government Information (Public Access) application and may be viewed by a third party to assist the Board in considering this proposal.

NARELLE UNDERWOOD  
Chair  
Geographical Names Board  
PO Box 143  
BATHURST NSW 2795

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### MENTAL HEALTH ACT 2007

#### Section 109

#### Declaration of mental health facility

I, ELIZABETH KOFF, Secretary of the NSW Ministry of Health, pursuant to section 109 of the *Mental Health Act 2007*, and section 43 of the *Interpretation Act 1987*, DO HEREBY:

- (a) REVOKE the Order published in the NSW Government Gazette No. 38 of 20 March 1992, in pursuance of section 208 of the *Mental Health Act 1990*, declaring the Psychiatric Unit of Coffs Harbour Hospital to be a hospital for the purposes of the *Mental Health Act 1990*; and
- (b) DECLARE the following premises of **Coffs Harbour Hospital** to be a declared mental health facility for the purposes of the *Mental Health Act 2007*:
  - **Psychiatric Unit**, located on the Coffs Harbour Hospital Campus at 345 Pacific Highway, Coffs Harbour, NSW 2450

(c) DECLARE this facility to be designated as a “**mental health assessment and inpatient treatment**” facility.

Signed, this 25th day of August 2017

Elizabeth Koff  
Secretary

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### MENTAL HEALTH ACT 2007

#### Section 109

#### Declaration of mental health facility

I, ELIZABETH KOFF, Secretary of the NSW Ministry of Health, pursuant to section 109 of the *Mental Health Act 2007*, and section 43 of the *Interpretation Act 1987*, DO HEREBY:

- (a) REVOKE the Order published in the NSW Government Gazette No. 44 of 24 April 2008, declaring certain premises of Port Macquarie Base Hospital to be a declared mental health facility in accordance with section 109 of the *Mental Health Act 2007*, designated a “mental health assessment and inpatient treatment” facility; and
- (b) DECLARE the following premises of **Port Macquarie Base Hospital** to be a declared mental health facility for the purposes of the *Mental Health Act 2007*:
- **Port Macquarie Mental Health Inpatient Unit**, located on the Port Macquarie Base Hospital Campus, Wrights Road, Port Macquarie, NSW 2444; and

(c) DECLARE this facility to be designated as a “**mental health assessment and inpatient treatment**” facility.

Signed, this 25th day of August 2017

Elizabeth Koff  
Secretary

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### SUBORDINATE LEGISLATION ACT 1989

#### Public consultation on Crown Land Management Regulation 2017

Notice is given, in accordance with Section 5(2)(a) of the *Subordinate Legislation Act 1989*, of the intention to make the *Crown Land Management Regulation 2017*.

The regulation is being progressed as part of the Review of Crown Lands Management in NSW. A draft of the proposed regulation will be released for public comment from 4 September 2017.

The object of the proposed regulation is to prescribe further details to support the *Crown Lands Management Act 2016* including details for providing principles and rules relating to the use and management of Crown land in NSW.

Copies of the draft proposed *Crown Land Management Regulation 2017* and the supporting regulatory impact statement (RIS) may be obtained from the Department of Industry—Lands & Forestry website [www.crownland.nsw.gov.au](http://www.crownland.nsw.gov.au).

Submissions are invited on the draft proposed *Crown Land Management Regulation 2017* and RIS from 4 September 2017 until midnight on 24 September 2017.

Submissions will be accepted by:

- mail – Crown Land Management Regulations submissions  
PO Box 2185  
Dangar NSW 2309
  - email – [legislation@crowland.nsw.gov.au](mailto:legislation@crowland.nsw.gov.au)
  - website – [www.crownland.nsw.gov.au](http://www.crownland.nsw.gov.au)
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### SYDNEY OLYMPIC PARK AUTHORITY

#### ROADS ACT 1993

#### Naming of Roads

Notice is hereby given that Sydney Olympic Park Authority, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

<b>Name</b>	<b>Location</b>
Brushbox Street	Sydney Olympic Park
Bluebell Way	Sydney Olympic Park

Charles Moore, Chief Executive Officer, Sydney Olympic Park Authority, 8 Australia Avenue, Sydney Olympic Park, NSW 2127

## PASSENGER TRANSPORT REGULATION 2007

Clause 76(1)(b) Valid smartcards  
Publication of terms and conditions

TRANSPORT FOR NSW, pursuant to Clause 76 of the Passenger Transport Regulation 2007, publishes the following terms and conditions for the use of a smartcard.

These terms and conditions for the use of a smartcard repeal any previous terms and conditions for the use of a smartcard published by Transport for NSW and take effect on and from 4 September 2017.

### Terms of Use

Pursuant to clause 70 of the *Passenger Transport Regulation 2007*, Transport for NSW accepts 2 kinds of smartcards, being:

1. Opal Card; and
2. Approved Payment Devices.

These Terms of Use are separated into 3 sections.

- Section 1 applies to the use of an Opal Card;
- Section 2 applies to Approved Payment Devices; and
- Section 3 is a general section that applies to both the use of an Opal Card and an Approved Payment Device.

#### WHAT IS THE OPAL TICKETING SYSTEM AND WHO ARE WE?

1. **Opal Ticketing System:** The Opal Card (**Opal Card**) is a smartcard designed for use by an electronic ticketing system (**Opal Ticketing System**). The Opal Card can be used as a form of ticketing and payment for public transport services within the metropolitan areas of Sydney, Newcastle and Wollongong equipped with Opal Card readers (**Opal Card Readers**) on which the Opal Card is an accepted form of fare payment (**Opal Transport Services**). The Opal Card is issued by Transport for NSW (**TfNSW**). A reference to **us**, **we** or **our** is a reference to TfNSW and, where the context requires, its authorised representatives and agents.
2. An Approved Payment Device (**Device**) has the meaning set out in clause 69 of the *Passenger Transport Regulation 2007* and can be used for pay as you go travel on the Opal Ticketing System. Types of Devices that can be used include a debit, credit, prepaid card or mobile device of a class approved by TfNSW.

3. A Device can be used as a form of ticketing and payment for public transport services on Designated Services (as defined in section 81) by validating the Device on approved Opal Card Readers on which the Device is an accepted form of fare payment.

## Section 1 – Opal Cards

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### OPAL TERMS OF USE

4. **Opal Terms of Use:** The reference to "Opal's terms of use" or "Opal Terms of Use" on the back of the Opal Card is a reference to these Opal Terms of Use as amended from time to time in accordance with section 96 (**Opal Terms of Use**). These Opal Terms of Use are the terms and conditions that apply to your use of the Opal Card and the Opal Ticketing System.

### ACCEPTANCE

5. **Acceptance of terms:** By ordering, using or registering an Opal Card you agree to be bound by the Opal Terms of Use in force at the time you order, use or register your Opal Card. If you do not agree to be bound, you must refrain from using the Opal Card.
6. **Responsibility for a child:** If you acquire an Opal Card for use by a person who lacks, by reason of youth, the understanding necessary for these Opal Terms of Use to be binding on them (**Child**), you are responsible for the use of that Opal Card by that Child.

### OPAL CARDS

7. **Opal Cards:** We issue Opal Cards that are reloadable "pay as you go" stored value Opal Cards and non-reloadable Opal Cards.
8. **Property of TfNSW:** Opal Cards are and remain our property. We may inspect, deactivate or take possession of an Opal Card or require its return at our discretion without notice at any time.

### RELOADABLE OPAL CARDS

9. **Reloadable Opal Cards:** We issue a variety of reloadable, pay as you go, Opal Cards which may be used to pay for travel on public passenger vehicles or trains (including light rail) on Opal Transport Services.



You must use the “Adult” Opal Card unless you are entitled to use a different type of Opal Card allowing concessional fares (including concession or senior/pensioner Opal Cards) or free travel. When using an Opal Card allowing free or concessional fares travel, you must carry and produce upon request proof of your entitlement in accordance with section 103.

10. You can use a “Child/Youth” Opal Card only if you are:

- a) aged 4 to 15 years (inclusive); or
- b) a full-time NSW/ACT school student aged 16 and older with a NSW Senior Secondary Student Concession card, issued by your school, as proof of entitlement.

11. Further information about the types of reloadable Opal Cards available under the Opal Ticketing System, the criteria for eligibility, the fares charged by Operators and any additional special terms and conditions for reloadable Opal Cards other than the “Adult” Opal Card may also be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website. Customers who use reloadable Opal Cards other than the “Adult” Opal Card must inform themselves of and comply with any such additional special terms and conditions. If an Opal Card allowing concessional fares travel has been issued specifically to you, you must not permit any other person to use that Opal Card. You must not use an Opal Card allowing concessional fares travel that has been issued specifically to another person.

12. **Precondition to using a reloadable Opal Card:** You must add value to a reloadable Opal Card before using it to pay for your first trip.

#### **NON- RELOADABLE OPAL CARDS**

13. **Non-reloadable Opal Cards:** We issue three categories of non-reloadable Opal Cards, **Single Trip Tickets**, **Free Opal Cards** and **Opal One Day Travel Passes**.

14. **Single Trip Ticket:** A Single Trip Ticket is a non-reloadable Opal Card for use on trains, ferries or light rail only. It can only be used for one trip and transfer to another

mode is not allowed. Single Trip Tickets are valid for the day of purchase and expire on 4.00am the next day, or at the end of a trip taken prior to that time. The Single Trip Ticket is valid for travel to destinations within the distance fare band of the ticket purchased, which is calculated and set from the point of tap on and limited to the chosen distance band of the ticket.

15. **Free Opal Cards:** We issue Free Opal Cards, including (but not limited to) Free Travel Opal Cards and School Opal Cards to provide free travel on Opal Transport Services, following confirmation of eligibility. Use of Free Opal Cards is also subject to the Additional Terms and Conditions for Free Opal Cards published below, as amended by us from time to time.
16. **Opal One Day Travel Pass Cards:** We may issue Opal One Day Travel Pass cards to approved third party suppliers (“**Approved Organisations**”) for the purpose of on selling to eligible customers. Use of Opal One Day Travel Pass cards is also subject to the Additional Terms and Conditions for Opal One Day Travel Pass cards published below, as amended by us from time to time.

#### **ADDITIONAL TERMS AND CONDITIONS FOR FREE OPAL CARDS**

17. Subject to section 21, Free Opal Cards are not transferrable and must only be used by the person to who the Free Opal Card has been issued. You must not permit any other person to use your Free Opal Card.
18. If your Free Opal Card is damaged, lost or stolen, you may order a replacement card (a fee may apply) by calling 131 500. Your current Free Opal Card will be blocked and a replacement Free Opal card will be mailed to you, usually within 5-7 working days.
19. **Free Travel Opal Cards:** We may issue a Free Opal Card to eligible customers with a vision impairment as well as selected ex- Defence Force personnel to provide free travel on Opal Transport Services (**Free Travel Opal Card**). Further information, including eligibility requirements, is located on the Opal Website.
20. If you hold a Free Travel Opal Card, you are not required to tap on at the beginning of a trip or tap off at the end of a trip at an Opal Card Reader and you may show your proof

of entitlement pass to transport staff or bus driver in order commence or end your journey.

21. If eligible, we may also issue you with a second Free Travel Opal Card to provide your attendant free travel on Opal Transport Services (**Attendant's Card**). The Attendant's Card may be used by any person who is travelling with you.
22. Use of the Attendant's Card is limited to instances where the attendant is travelling with the eligible holder of a Free Travel Opal Card. You must not use an Attendant's Card unless you are travelling with the person named on the Attendant's Card.
23. You must carry evidence of eligibility at all times when using a Free Travel Opal Card and produce it in accordance with section 103.
24. Your Free Travel Opal Card will not operate at Sydney Domestic and Sydney International Airport train stations. Access to or from these stations requires assistance from station staff. Station access fees may apply.
25. **School Opal Cards:** We issue a School Opal Card to eligible school students to provide free or subsidised travel between home and school on Opal Transport Services.
26. You may only use your School Opal Card for travel which commences between 6.30am and 7pm (6.30am and 9.30pm for TAFE students) on school days between home and school.

For all other travel, you must use a Child/Youth Opal card.

27. Your School Opal Card will not operate at the following train stations:
  - a. Sydney Domestic Airport; or
  - b. Sydney International Airport;

To access these stations you must use a Child/Youth Card.

28. Use of the School Opal Card is also subject to the School Pass Terms, published at <https://apps.transport.nsw.gov.au/ssts>.

**Other Free Opal Cards:** We may, at our discretion, determine other classes of individuals eligible for Free Opal Cards and may provide relevant additional terms and conditions for use directly to eligible individuals issued with those Free Opal Cards.

**ADDITIONAL TERMS FOR OPAL ONE DAY TRAVEL PASS CARDS**

29. You must tap on and tap off the Opal One Day Travel Pass card in accordance with clause 53.
30. Your Opal One Day Travel Pass card is valid for travel on the Opal network on the day of tap on until 4am the next day.
31. Your Opal One Day Travel Pass card specifies whether it permits travel to and from the following stations:
  - a. Sydney Domestic Airport; or
  - b. Sydney International Airport;

If the Opal One Day Travel Pass card does not permit travel to and from these stations you will need to pay the relevant Station Access Fee to access these stations.

Opal One Day Travel Pass cards are not accepted on private ferries.

32. The Opal Refund and Balance Transfer Policy does not apply to Opal One Day Travel Pass cards. TfNSW will not provide refunds to Approved Organisations or customers in any circumstances. Customers seeking refunds must contact the Approved Organisations they acquired the Opal One Day Travel Pass card from.
33. Clauses 94 and 95 of these Terms of Use do not apply to Opal One Day Travel Passes.

**ACQUIRING OPAL CARDS**

34. **Reloadable Opal Cards:** You can acquire reloadable Opal Cards through:
  - a. the Opal Website;
  - b. various retailers which are approved as Opal retailers;

- c. our call centre at 13 67 25 (13 OPAL); and
  - d. any service centres that we establish,
- (together, the **Opal Channels**).

You may obtain information on Opal Channels and on how and through what Opal Channels you may acquire an Opal Card by calling 13 67 25 (13 OPAL) or from the Opal Website. When acquiring an Opal Card, you must provide all the information that we deem reasonably necessary for us to supply you with the Opal Card of the type you are acquiring. If you receive an Opal Card in the mail, you must activate it in accordance with the procedure specified in the Opal starter pack that accompanies the Opal Card. We are not responsible for any delays in delivering an Opal Card to you if the information you provide is inaccurate, out of date or unclear, or the Opal Card is undeliverable to the address you provide.

- 35. **Single Trip Tickets:** You can acquire a Single Trip Ticket from an 'Opal Top Up or Single Trip Ticket Machine' only.
- 36. **Free Opal Cards:** We issue Free Opal Cards in accordance with the terms and conditions of the relevant free or subsidised travel scheme. Eligibility details and further information is available on the Opal Website.
- 37. **Opal One Day Travel Pass Cards:** We issue Opal One Day Travel Pass cards exclusively to Approved Organisations. Notwithstanding clauses 30 and 66, Approved Organisations may on sell Opal One Day Travel Pass cards at their discretion. TfNSW will not supply Opal One Day Travel Pass cards directly to Customers.
- 38. Opal One Day Travel Pass cards are available only for:
  - e. Adults; and
  - f. Child/Youth, aged 4-15.

Concession entitlements are not available for Opal One Day Travel Pass cards.

You must not use a Child/Youth Opal One Day Travel Pass card unless eligible.

39. **Prohibited Acquisition:** Subject to clause 37, you must not obtain an Opal Card by purchasing it from another person. As described in section 66, the sale of an Opal Card for a price is prohibited, and you may not be able to confirm the Opal Card Balance of any such Opal Card, or the Opal Card may have been cancelled by us, whether at the time of purchase or subsequently. This may include circumstances where the Opal Card that you purchase has been lost or stolen, or a “top up” to the Opal Card has been reversed because of an unauthorised credit card transaction involving a lost or stolen credit card.

#### **USE OF OPAL CARDS AND OPAL TICKETING SYSTEM**

40. **Use of Opal Cards:** You must:

- a. use the Opal Card and Opal Ticketing System in accordance with these Opal Terms of Use;
- b. not obtain or attempt to obtain Opal Benefits (as described on the Opal website at <https://www.opal.com.au/en/opal-fares/>) by using an Opal Card or the Opal Ticketing System (including Opal Card Readers) in a way that is inconsistent with these Terms of Use;
- c. provide us with the information and assistance that we deem reasonably necessary for the effective use of the Opal Card;
- d. comply with all laws and regulations applicable to your use of the Opal Card;
- e. keep the Opal Card safe and secure at all times;
- f. take proper care of the Opal Card, avoid damaging it, keep it flat and not bend or pierce it;
- g. only use an Opal Card issued by us on the Opal Ticketing System (and you must not use any other smartcards at an Opal Card Reader or any other part of the Opal Ticketing System);
- h. not misuse, deface, alter, tamper with or deliberately damage or destroy the Opal Card;
- i. not alter, remove or replace any notices (other than the activation sticker), trademarks or artwork on the Opal Card; and
- j. not modify, adapt, translate, disassemble, decompile, reverse engineer, create derivative works of, copy or read, obtain or attempt to discover by any means,

any (i) encrypted software or encrypted data contained on an Opal Card; or (ii) other software or data forming part of the Opal Ticketing System.

41. **Defective cards:** You must not knowingly use a Damaged or Faulty Opal Card and must immediately report a Damaged or Faulty Opal Card by calling 13 67 25 (13 OPAL) as soon as it is discovered that it is Damaged or Faulty. In relation to an Opal Card:

- a. **Damaged** means not capable of being read by an Opal Card Reader and subject to physical damage or electronic tampering by you or any other person or event subsequent to the acquisition of that Opal Card; and
- b. **Faulty** means: (i) not Damaged but not capable of being read by an Opal Card Reader; or (ii) failing to comply with any applicable statutory guarantees; or (iii) not able to be utilised due to the existing service being at capacity and not allowing customer access where another subsequent service does not exist for this day.

Under b) iii): You may request for a refund for a Faulty Single Trip Ticket, or to transfer the cost of that Faulty ticket to a reloadable Opal Card. No refunds or transfers are provided for a lost, stolen or damaged Single Trip Ticket, or in any other circumstances, as in our terms and conditions.

## CARD REGISTRATION

42. **Registering a reloadable Opal Card:** In order to register a reloadable Opal Card you must provide the information necessary to create a customer profile (**Customer Profile**), or alternatively you can permit another person to link your Opal Card to their Customer Profile (in which case that other person will be able to manage your Opal Card as described in section 46). The card identification number and card security code (**Opal Card Number**) of the Opal Card that you are registering will be linked in the Opal Ticketing System to your Customer Profile. More than one Opal Card can be linked to that Customer Profile, but an Opal Card can only be linked to one Customer Profile at any given time.

43. **Registered Card Benefits:** A range of services (**Registered Card Benefits**) are available for registered Opal Cards. Information about Registered Card Benefits can be

obtained by calling 13 67 25 (13 OPAL) and from the Opal Website. If a registered Opal Card is lost or stolen and you report it as lost or stolen, the Opal Card Balance of that Opal Card will be protected in accordance with and upon the terms of our refund policy set out at the Opal Website (**Opal Refund and Balance Transfer Policy**).

44. **Changing Registered Card Benefits:** We may change the Registered Card Benefits at any time in accordance with section 96.
45. **Registration on behalf of others:** You may only register and manage the registration of an Opal Card on behalf of:
- a. a Child under the age of 16, if you are a parent or guardian of that Child; or
  - b. any other person over the age of 16, if you are doing so with their consent (including their consent to disclose any personal information you provide to us about them).
46. **Linking your Registered Opal Card to another person's Customer Profile:** If you allow your Opal Card to be linked to another person's Customer Profile, that person can manage your Opal Card (including after your death). This gives them the ability to:
- a. access information collected by us in relation to your Opal Card in accordance with the Opal Privacy Policy, including your travel history;
  - b. manage auto top-ups for your Opal Card;
  - c. receive notifications via email or text message regarding the status of your Opal Card;
  - d. apply for and receive a refund of your Opal Card Balance, if they possess your Opal Card;
  - e. transfer your Opal Card Balance to another Opal Card that is linked to their Customer Profile; and
  - f. unlink your Opal Card from their Customer Profile.
47. TfNSW will automatically unlink all Opal Cards from a Customer Profile that is deactivated for any reason, including the death of the account holder. Auto top-ups will be discontinued for unlinked Opal Cards.



48. **Confidentiality:** You must keep all usernames, passwords, personal identification numbers, card security codes and answers to security questions confidential and you must not disclose this information to any person. You must not enable any other person, application (including any mobile application) or system to access your Customer Profile. We are not responsible for any loss suffered as a result of you disclosing any information, including any username or password contained in your Customer Profile to another person, any application (including any mobile application) or any system. You must also keep the Opal Card Number that is printed on your Opal Card safe and secure. If your Opal Card is unregistered and another person obtains your Opal Card Number, this may allow them to view your recent travel history, register your Opal Card, or link your Opal Card to their own Customer Profile.
49. **Unregistered Opal Cards:** You can acquire an unregistered reloadable Opal Card through various retailers which are approved as Opal retailers, and any service centres that we establish. The provisions in these Terms of Use relating to unregistered Opal Cards apply to Opal Cards that are acquired but not registered, and also to registered Opal Cards that have been de-registered.
50. **Card authentication:** When interacting with the Opal Ticketing System, you will comply with any authentication procedures that we reasonably require from time to time. If you cannot satisfy any of our authentication requirements, you may not be able to interact with the Opal Ticketing System including obtaining the Registered Card Benefits.

#### **PAYMENT, FARES AND BALANCES**

51. **Payment for travel:** In connection with your use of an Opal Card, you are responsible for the payment of all fares (including promotional fares, concession fares, discounted fares or fares with caps) (**Opal Fares**). We also reserve the right to apply charges in connection with the use of the Opal Card (**Opal Charges**). Information about applicable Opal Fares and Opal Charges will be published on the Opal Website and is subject to change from time to time in accordance with section 96. Information about applicable Opal Fares and Opal Charges can also be obtained by calling 13 67 25 (13 OPAL).

52. **Opal Card Balance:** Your Opal Card Balance will be available to pay for Opal Fares and Opal Charges (unless those amounts are transferred or refunded in accordance with the Opal Refund and Balance Transfer Policy, or forfeited in accordance with section 77). You must add value to a reloadable Opal Card sufficient to meet these charges.
53. **Tap on and tap off:** Subject to section 20, you must tap on at the beginning of your trip and tap off at the end of your trip at an Opal Card Reader except in the case of ferry services to and from Manly. For ferry services to and from Manly only, you must tap on at the beginning of your trip but you do not have to tap off at the end of your trip and you may exit without doing so. Instructions on how to tap on and tap off will be set out in the documentation that is provided with a new Opal Card, and on the Opal Website, and you must comply with those instructions. If you fail to tap on or tap off as required, the Opal Ticketing System is unable to ascertain where you entered or exited the public transport network, as the case may be, and the Opal Card will be charged the default fare for the journey.
- See [https://www.opal.com.au/en/opal-fares/travelling\\_with\\_a\\_valid\\_ticket/](https://www.opal.com.au/en/opal-fares/travelling_with_a_valid_ticket/) for further details on default fares.
54. **Multiple use not permitted:** You can only use an Opal Card for one trip at a time. You must not tap on twice with the same Opal Card in order to pay for another person's trip.
55. **Tap on and Tap off at the one location:** You are permitted to tap on and then tap off at the same location if you no longer intend to make a journey.
56. **Sufficient funds:** You must not use a reloadable Opal Card to pay the Opal Fare for a trip if the Opal Card Balance of the reloadable Opal Card or a Single Trip Ticket is: (a) insufficient to pay for it; or (b) a negative balance.
57. **Minimum and maximum balances:** A limit applies to the maximum amount that can be maintained as an Opal Card Balance on an Opal Card, which may vary depending on the type of Opal Card you have. You must not commence a trip if (a) the Opal Card Balance is negative; or (b) the Opal Card Reader declines a tap on due to an insufficient balance.

58. **Authorisation:** You authorise us to deduct all Opal Fares and Opal Charges as and when they are due from the Opal Card Balance of the Opal Card.
59. **Negative balances:** If the Opal Card Balance of a reloadable Opal Card is insufficient to pay for the applicable Opal Fare or is a negative balance, you must add value to the Opal Card in an amount sufficient to pay for your trip before you use it again. You must pay any negative Opal Card Balance on a reloadable Opal Card and, when you add value to it, the added value will be first applied to reduce any negative balance.
60. **Adding value:** You may "top up" or add value to a reloadable Opal Card by paying or transferring value to the Opal Card Balance of the reloadable Opal Card. Information on current methods of adding value can be obtained by calling 13 67 25 (13 OPAL) and from the Opal Website. Under the Opal Ticketing System, "add value" is also referred to as "top up".
61. **Balance adjustments:** You may dispute the amount of an Opal Card Balance of your Opal Card and request an adjustment of the Opal Card Balance by calling 13 67 25 (13 OPAL) or by completing and sending the [enquiry form](#) on the Opal Website. An adjustment to an Opal Card Balance will only be made at our discretion. We may adjust an Opal Card Balance retrospectively if we discover that it is incorrect.
62. **Balance transfers:** We will only transfer the Opal Card Balance of an Opal Card to another Opal Card if: (a) both Opal Cards are registered and linked to the same Customer Profile; (b) the entire Opal Card Balance (less any applicable Opal Charges) is being transferred; and (c) the Opal Card from which the transfer is being made has been cancelled.
63. **Opal Benefits not transferred:** Opal Benefits (as described on the Opal website at <https://www.opal.com.au/en/opal-fares/>) are specific to each Opal Card and are not transferrable upon the transfer of the Opal Card Balance of an Opal Card to another Opal Card, except where an Opal card is found to be a Defective card under section 41. For example, any paid journeys accrued for the purpose of the Weekly Travel Reward are not transferred to a new Opal Card.

64. **Auto top up:** If you set up an "auto top up" as one of the Registered Card Benefits for your reloadable Opal Card, you are authorising us to automatically add value to your reloadable Opal Card whenever your Opal Card Balance falls below the required minimum balance by means of an automatic payment from: (a) a credit card; (b) a debit card; or (c) bank or similar account if we make such a service available in the future (**Authorised Payment Source**).

You can obtain information on the minimum and maximum amounts that can be automatically added under an auto top up, the methods by which you can change or terminate an auto top up and the manner in which we will handle the auto top up if your Authorised Payment Source is declined or has expired, by calling 13 67 25 (13 OPAL). You must ensure that your Authorised Payment Source remains valid and current and you must renew your Authorised Payment Source if it has expired or if we request you to do so. If a payment for an auto top up is declined by your Authorised Payment Source, we will reverse that auto top up and cancel the auto top up.

Auto top up is not available for unregistered Opal Cards.

65. **Website and 13 OPAL top ups:**

- a. **Reversals:** After we receive instructions from you to add value to a reloadable Opal Card via the Opal Website or 13 67 25 (13 OPAL) you should tap on at an Opal Card Reader with that Opal Card within 60 days. If you fail to tap on within the 60 days we will reverse the value added back to your credit or debit card as the case may be.
- b. **Timing:** We will use our reasonable endeavours to ensure timely top ups via the Opal Website or 13 67 25 (13 OPAL) but we will not be responsible for any delays in doing so.

**TRANSFER OF YOUR OPAL CARD**

66. **No resale:** You must not sell, or offer to sell, an Opal Card to another person for a price. We may cancel any Opal Card that is sold or offered for sale in breach of this section at any time without notice. If you have an Opal Card that you no longer wish to use, you can apply for a refund of the Opal Card Balance as described below.

67. **Certain Opal Cards non- transferrable:** subject to section 21, if your Opal Card is issued specifically to you, you must not allow any other person to use, or attempt to use, the Opal Card.

## REFUNDS

68. **Opal Refund and Balance Transfer Policy:** We will make refunds for Opal Card Balances or for a Single Trip Ticket as stated in these Opal Terms of Use and in accordance with the Opal Refund and Balance Transfer Policy. The Opal Refund and Balance Transfer Policy also contains the terms and conditions upon which we will transfer the balance of an Opal Card to another Opal Card.

69. **Applications for refunds:** Where we de-activate or take possession of an Opal Card or require its return under section 8, cancel an Opal Card under section 74, or the Opal Card is Damaged or Faulty under sections 41 (a), 41(b) or 73, or expires under section 75, you may apply for a refund in accordance with the Opal Refund and Balance Transfer Policy.

70. **Right to reject application for refund:** If you make an application for a refund under section 69, we may reject the claim if you have not complied with any of the provisions of these Opal Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed.

71. **Lost or stolen - registered Opal Cards:** If you have lost a registered Opal Card or the registered Opal Card has been stolen, you must notify us as soon as possible by calling 13 67 25 (13 OPAL) or through the Opal Website, so that we can cancel it and arrange for a balance transfer in accordance with the Opal Refund and Balance Transfer Policy. No refunds will be given for lost or stolen registered Opal Cards. You remain liable for Opal Fares and Opal Charges incurred on the Opal Card until you report it to us as lost or stolen.

72. **Lost or stolen - unregistered Opal Cards:** No refunds or balance transfers will be given for lost or stolen unregistered Opal Cards.

73. **Defective cards:** If an Opal Card is Damaged or Faulty: (a) you must notify us as soon as possible by calling 13 67 25 (13 OPAL) to request a replacement Opal Card or a refund for a reloadable Opal Card or a Single Trip Ticket (if Faulty only); and (b) if you want a refund, you must physically return the Opal Card by mailing or delivering to us the Opal Card together with a signed and completed “Opal card refund form” that is contained in the Opal Refund and Balance Transfer Policy. If you do not physically return a Damaged or Faulty Opal Card you will not be entitled to a refund.

#### **CANCELLATION AND EXPIRATION**

74. **Cancellation:** We may cancel an Opal Card if:

- a. we are satisfied that it is lost, stolen, Damaged or Faulty;
- b. we are satisfied that you have not complied with any of the provisions of these Opal Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed;
- c. we deem it reasonable to do so for the purposes of providing efficient and effective ticketing services;
- d. you request the cancellation of an Opal Card; or
- e. we deem you no longer are eligible for a concession or a Free Opal Card.

An Opal Card that has been cancelled will no longer be usable. You may make application for a refund of the balance of a cancelled reloadable Opal Card in accordance with section 69 or an application for a new Free Opal Card in accordance with section 15.

75. **Card Expiration:** An Opal Card will expire:

- a) in the case of a reloadable Opal Card - 9 years; or
- b) in the case of a Free Opal Card – 5 years,

after the date it is initialised (which will be earlier than the date you received or first used the Opal Card) (**Planned Expiry**).

However, we may expire an Opal Card earlier if we have reasonable grounds to do so (for example, if a particular batch of Opal Cards are experiencing failures prior to their date of Planned Expiry) (**Unplanned Expiry**).

76. **Notice of expiry:** You will know when an Opal Card is about to expire as a card expiration message will appear on the reader display when you tap on an Opal Card Reader during the 30 day period prior to Planned Expiry, or, in the case of Unplanned Expiry, such lesser period as we may reasonably need to determine.
77. **Forfeiture of Opal Card Balance:** If you have a registered, reloadable Opal Card, you can apply for a transfer or refund of your Opal Card Balance in accordance with section 69 for a period of up to 90 days after the date of cancellation or expiration of the Opal Card. If you do not do so, or you are not entitled to a refund in accordance with the Opal Refund and Balance Transfer Policy, you will forfeit the Opal Card Balance of that cancelled or expired Opal Card to us.
78. **Inability to use:** You will not be able to use any Opal Card that has been cancelled or has expired.

## Section 2 – Approved Payment Devices

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79. **Acceptance of terms:** By using your Device as a ticket on a public passenger service you agree to be bound by these Terms of Use in force at that time. If you do not agree to be bound, you must refrain from using your Device.
80. **Amendments:** We may, at any time, change any part of these Terms of Use or any other information referred to in the Terms of Use, by updating the Terms of Use or that other information accordingly at [opal.com.au](http://opal.com.au) (**Opal Website**). Any such changes will take effect when they are published on the Opal Website. If we make any such changes that we consider will adversely affect your use of a Device in a material way, we will take such steps to notify you of those changes as we consider reasonably appropriate (for example, by including a notice on the Opal Website). By continuing to use a Device after any changes are published on the Opal Website, you agree to be bound by those changes. If you do not agree to any such changes, you must refrain from using a Device.

### PAYMENT AND FARES

81. **Payment of Fares:** At the time of publication of these Terms or Use, a Device may only be used as a form of ticket on the following Sydney Ferries services:
- a) departing Wharf 3 at Circular Quay travelling to Manly; and

b) departing Manly Ferry Wharf and travelling to Circular Quay (**Designated Services**).

82. A Device may only be used to pay the Adult Opal single trip ticket fare (Distance Band 2) as prescribed in the Passenger Transport (Opal and Other Fares) Order 2016, as amended from time to time (**Appropriate Fare**).

83. **Device to be validated:** In order to use your Device as a ticket for travel on a Designated Service, you must validate your Device by tapping on at the beginning of your ferry trip at an approved Opal Card Reader.

You are not required to tap off at the conclusion of your ferry trip. If you continue your journey by another mode of passenger service vehicle or train, you must use an alternate form of ticket, such as an Opal Card or Opal Single Trip ticket.

84. **Authority to travel:** By validating your Device on an Opal Reader, you agree and consent to TfNSW charging the financial institution account linked to the Device the Appropriate Fare. A validated Device constitutes an authority to travel and is your ticket for the trip on a Designated Service.

85. **Payment for travel:** You are responsible for the payment of the Appropriate Fare. By validating your Device on an approved Opal Card Reader, you consent and agree to TfNSW charging the cost of the Appropriate Fare to the financial institution account linked to the Device.

86. If financial settlement of the Appropriate Fare attempted to be paid via your Device is declined when we submit it for payment (**Unpaid Fares**), you authorise us to seek to take payment using your details again on a number of additional occasions until we receive the full payment. We will also attempt to collect any Unpaid Fares the next time you validate your Device at an Opal Reader.

87. If you have outstanding Unpaid Fares for previous travel, you will not be permitted to travel using the Device until the Unpaid Fares have been settled in full.



88. **Multiple use not permitted:** You can only use a Device for one trip at a time. You must not tap on twice with the same Device or another Device which is linked to the same credit or debit card number in order to pay for another person's trip. If you have a joint bank account, you can both use your Devices to travel at the same time and each Device will be charged separately.
89. **Multiple Devices permitted:** Subject to clause 87, you may use multiple Devices to pay for the travel of others. This does not permit separate Devices linked to the same credit or debit card to be used for multiple trips at the same time (for example, you cannot use a credit card and allow another person to use a smartphone feature which emulates the use of the same credit card).
90. **Approval to use Device:** You must have the express approval of the owner of the financial institution account to use a Device linked to that account.
91. **Tap on and Tap off at the one location:** You are permitted to tap on and then tap off at the same location if you no longer intend to make a journey.
92. **Sufficient funds:** You must ensure there are available funds in the financial institution account linked to your Device to pay the Appropriate Fare.
93. **Authorisation:** You authorise us to deduct all Fares as and when they are due from the financial institution account linked to your Device.

## Section 3 General

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94. **Opal Refund and Balance Transfer Policy:** We will make refunds for payment made by an Opal Card or Device in accordance with the Opal Refund and Balance Transfer Policy.
95. **Right to reject application for refund:** If you make an application for a refund under section 94, we may reject the claim if you have not complied with any of the provisions of these Terms of Use or if we have reason to suspect that an offence under any law may have been or may be committed.

96. **Amendments:** We may, at any time, change any part of these Terms of Use or any other information referred to in these Terms of Use, by updating these Terms of Use or that other information accordingly at [opal.com.au](http://opal.com.au) (**Opal Website**). Any such changes will take effect when they are published on the Opal Website. If we make any such changes that we consider will adversely affect your use of the Opal Card or Device in a material way, we will take such steps to notify you of those changes as we consider reasonably appropriate (for example, by including a notice on the Opal Website). By continuing to use an Opal Card or Device after any changes are published on the Opal Website, you agree to be bound by those changes. If you do not agree to any such changes, you must refrain from using the Opal Card or Device. You may apply for a refund of the stored value of that Opal Card (**Opal Card Balance**) in accordance with the Opal Refund and Balance Transfer Policy.
97. **Operator's conditions of carriage:** These Terms of Use apply in addition to conditions of carriage imposed by any provider of public transport services who accepts the Opal Card or Device as payment for use of its services (**Operator**). When using the services of any Operator you must comply with that Operator's conditions of carriage. We are not responsible for the acts or omissions of any Operator.
98. **Accuracy of information:** You represent and warrant that any information that you provide to us is true, accurate and up to date. If the information you provide changes or is out of date, you must notify us of the change as soon as possible.
99. **Opal Website:** If and when you use the Opal Website, you must comply with the [Opal Website Terms of Use](#).
100. **Opal Guidelines:** You must comply with all the procedures, policies and guidelines relating to the Opal Card, Device and the Opal Ticketing System (including, but not limited to, the Opal Refund and Balance Transfer Policy, the Opal Privacy Policy, the guidelines in the Opal Website and any starter packs) that are published or issued by us as each may be amended from time to time in accordance with section 96 (**Opal Guidelines**).
101. **Opal Privacy Policy:** We will handle personal information that we collect in relation to the Opal Ticketing System in accordance with our privacy policy ([Opal Privacy Policy](#)).

that published the Opal Website. Use of the Opal Card or Device indicates your consent to the use and disclosure of your personal information in accordance with the Opal Privacy Policy and relevant legislation relating to personal information and privacy.

#### **LAW ENFORCEMENT AND REVENUE PROTECTION**

102. **Revenue protection:** You must co-operate with any officer (including any NSW police officer) authorised by us to monitor fare evasion, protect revenue or enforce compliance (**Authorised Officer**).
103. **Proof of entitlement:** This section 103 does not apply if you are aged 4 to 15 years (inclusive) and using a “Child/Youth” Opal Card or a School Opal Card. When travelling using a Free Travel Opal Card or an Opal Card that entitles you to concessional fares (including a concession Opal Card or a senior/pensioner Opal Card), you must carry and produce upon request by an Authorised Officer evidence of your entitlement to support your eligibility (e.g. being a valid Senior Card, Pensioner Card or Student Card). If you fail to carry or produce the evidence referred to above, you may be liable to pay a fine. Your eligibility for concessional, discounted or free travel may also be suspended or withdrawn.
104. **Production of Opal Card:** You must immediately produce the Opal Card or Device that you are using if requested to do so by an Authorised Officer. You consent to any Authorised Officer inspecting the Opal Card or Device and viewing transactions on the Opal Card or Device.
105. **Co-operation:** You must co-operate with us and the NSW Police in endeavouring to recover an Opal Card or Device if it is lost or stolen or if we suspect any suspicious activity in relation to an Opal Card or Device.
106. **Records:** In the absence of manifest error, our records are conclusive of the matters to which they relate.

107. **Enquiries, complaints and disputes:** You may raise enquiries, complaints or disputes by calling 13 67 25 (13 OPAL) or completing and sending us the enquiry form available on the Opal Website.
108. **Customer instructions:** Whenever you provide information or an instruction in connection with an Opal Card, Device or the Opal Ticketing System to us, we are entitled to assume that you have the right and authority to provide that information or instruction to us and that we are entitled to rely on the information or instruction.
109. **Intellectual property rights:** The Opal Card, Device, the Opal Ticketing System (including related software, architecture, data or other information) and their operation are protected by copyright and other intellectual property rights that are owned by us and our licensors.
110. **Assignment:** If we assign our functions under the Opal Ticketing System or cease to be responsible for the operation of the Opal Ticketing System, the reference to “TfNSW”, “we”, “us” and “our” in these Opal Terms of Use will refer to our assignee or the entity that has taken over the responsibility, as the case may be.

## INTERPRETATION

111. **Proper law:** These Opal Terms of Use are governed by the laws of New South Wales and we and you submit to the exclusive jurisdiction of the courts of New South Wales.
112. **Unenforceability:** If any part of these Opal Terms of Use is held to be unenforceable, the unenforceable part is to be given effect to the fullest extent possible and the remainder will remain in full force and effect.
113. **Including:** The words “including”, “such as”, “for example” and similar expressions are not intended as terms of limitation.

## LIABILITY

114. **Delays:** To the maximum extent permitted by law, we are not responsible for any delays in performing any of our obligations under these Opal Terms of Use and any of our functions under the Opal Ticketing System. To the maximum extent permitted by

law, we will not be liable for any loss, damage, costs or expenses incurred as a result of the failure or delay in processing any transaction including a refund, balance transfer, balance adjustment or transaction to add value.

**115. Exclusion of representations and warranties:** All express or implied guarantees, warranties, representations or other terms and conditions not contained in these Opal Terms of Use are excluded from these Opal Terms of Use to the maximum extent permitted by law.

**116. Lawful remedies:** Nothing in these Opal Terms of Use excludes anything imposed by any legislation (such as the Australian Consumer Law which contains guarantees that protect the purchasers of goods and services in certain circumstances) that cannot be lawfully excluded or limited (**Non-Excludable Provision**). If we are able to limit your remedy for a breach of a Non-Excludable Provision, then our liability for such a breach is limited to one or more of the following at our option:

- a. in the case of goods, the replacement of the goods or the supply of equivalent goods, the repair of the goods, the payment of the cost of replacing the goods or of acquiring equivalent goods; or
- b. in the case of services, the supplying of the services again, or the payment of the cost of having the services supplied again.

**117. Maximum liability:** Subject to our obligations under any Non-Excludable Provision and to the maximum extent permitted by law:

- a. our maximum aggregate liability to you for all claims under these Opal Terms of Use is limited to \$250; and
- b. we are not liable for, and no measure of damages will, under any circumstances, include special, indirect, consequential, incidental or punitive damages or damages for loss of profits, revenue, goodwill or anticipated savings.

The limitations and exclusions under this section apply regardless of whether the claim or liability arises in contract, tort (including, without limitation, negligence), equity, under statute, based on fundamental breach or breach of a fundamental term or on any other basis, whether or not such claim, liability or damage was foreseeable.

118. **Contribution:** Our liability to you (if any) is reduced to the extent that your acts or omissions (or those of a third party) contribute to or caused the loss or liability.

# COUNCIL NOTICES

## BYRON SHIRE COUNCIL

ROADS ACT 1993

Naming of Roads

Notice is hereby given that Byron Shire Council, pursuant to section 162 of the *Roads Act 1993*, has officially named the road(s) as shown hereunder:

Name	Locality
PADDYS COURT	Bangalow
<b>Description</b>	
A new road extending in a southerly direction off Leslie Street, near Keith Street, Bangalow.	

KEN GAINGER, General Manager, Byron Shire Council, 70-90 Station Street, MULLUMBIMBY NSW 2482

GNB Ref: 0159

[9301]

## LAKE MACQUARIE CITY COUNCIL

Roads Act 1993

Section 16

Dedication of Land as Public Road

NOTICE is hereby given pursuant to section 16 of the *Roads Act 1993*, that the land described in the Schedule and shown shaded on the plan below is dedicated to the public as road.

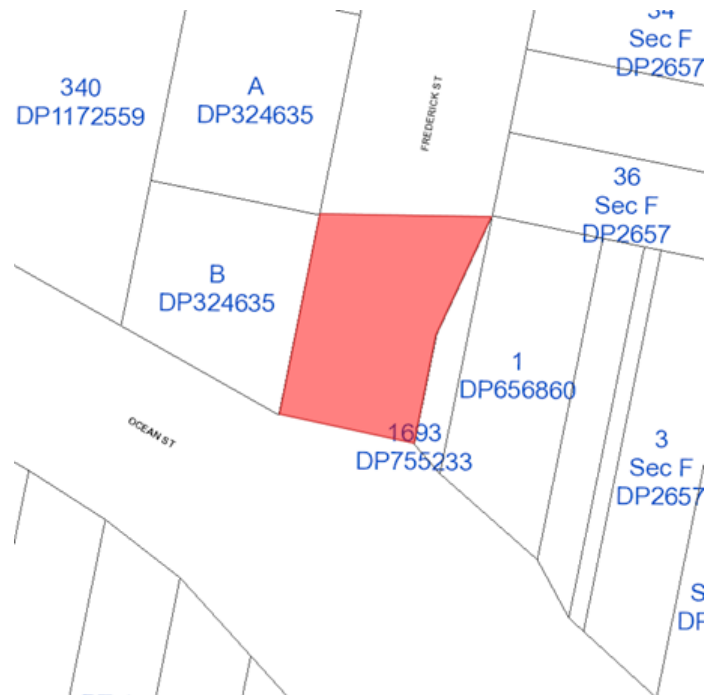
MORVEN CAMERON, Chief Executive Officer, Lake Macquarie City Council, Administration Building, Main Road, Speers Point NSW 2284.

### SCHEDULE

Road of variable width adjacent to Lot B DP 324635 and Lot 1693 DP 755233.

#### The Plan

*Parish – Kahibah; County – Northumberland; LGA – Lake Macquarie City Council*



Council Ref: F2015/00466

[9302]

**NORTH SYDNEY COUNCIL**

**LOCAL GOVERNMENT ACT 1993**

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

**Notice of Compulsory Acquisition of Land at Crows Nest in the North Sydney Council Area**

North Sydney Council declares with the approval of His Excellency the Governor that the land described in Schedule 1 below, excluding only those mines or deposits of minerals in the land expressly reserved to the Crown and excluding the interest described in Schedule 2 below, is acquired by compulsory process under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991* for a pedestrian access way.

Dated at North Sydney this 28 day of August 2017

A PANUCCIO, Acting General Manager, North Sydney Council

**SCHEDULE 1**

The Land situated in the North Sydney Council area, Parish of Willoughby, County of Cumberland, shown as Lot 11 Deposited Plan 2872, being the whole of the land in Certificate of Title 11/2872 and said to be in the name of Angelos Argus and Vasiliki Koula Argus (registered proprietors).

**SCHEDULE 2**

Registered lease AJ632072 to Bob & Johnny Pty Ltd, for Tenancy 1, 90-92 Willoughby Road, Crows Nest. Expires 31/03/2020. Option of Renew: 5 Years.

[9303]

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**NORTH SYDNEY COUNCIL**

**REAL PROPERTY ACT 1900**

**(SECTION 46(C))**

**DEDICATION AS DRAINAGE RESERVE**

NOTICE is hereby given that on 24 July 2017, North Sydney Council resolved to dedicate the land described in the schedule below as a drainage reserve in accordance with Section 46(c) of the *Real Property Act 1900*.

**Schedule**

Lot 18 of Section 19 in Deposited Plan 6622, located between No.'s 7 and 1-5 Russell Street, Wollstonecraft, Parish of Willoughby, County of Cumberland

Dated: 28 August 2017.

Adrian Panuccio, Acting General Manager, North Sydney Council, PO Box 12, North Sydney NSW 2059.

[9304]

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**QUEANBEYAN-PALERANG REGIONAL COUNCIL**

**Roads Act 1993**

Notice is hereby given that in accordance with section 16 (1) of the *Roads Act 1993*, the land described in the Schedule below is vested in the Queanbeyan-Palerang Regional Council and is dedicated as public road.

Peter Tegart, General Manager, Queanbeyan-Palerang Region Council, PO Box 90, Queanbeyan NSW 2620

**SCHEDULE**

Lot 4 Section 5 DP 758183 Bungendore

Lot 11 Section 5 DP 758183 Bungendore

[9305]

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**SHOALHAVEN CITY COUNCIL**

**ROADS ACT 1993**

**SECTION 10**

**Dedication of Land as Public Road**

NOTICE is hereby given that in accordance with Section 10 of the *Roads Act 1993*, the land described in the Schedule below is dedicated as Public Road.



Dated at Nowra this 23rd day of August 2017.

R D PIGG, General Manager, Shoalhaven City Council, Bridge Road, Nowra NSW 2541.

**SCHEDULE**

Lot 2 in Deposited Plan 1229955. Parish of Nowra, County of St. Vincent.

[9306]

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**THE HILLS SHIRE COUNCIL**

Roads Act 1993

Section 10

Notice is hereby given that The Hills Shire Council dedicates the land described in the schedule below as public road under Section 10 of the *Roads Act 1993*.

GENERAL MANAGER, The Hills Shire Council, 3 Columbia Court, Baulkham Hills NSW 2153

**SCHEDULE**

All that piece or parcel of land known as Lot 405 in DP 1201489 in The Hills Shire Council, Parish of Castle Hill, County of Cumberland, and as described in Folio Identifier 405/1201489

[9307]

## PRIVATE NOTICES

### ELECTRICITY NETWORK ASSETS (AUTHORISED TRANSACTIONS) ACT 2015 LAND ACQUISITION (JUST TERMS COMPENSATION) ACT 1991

#### ERRATUM

The Notice of Compulsory Acquisition of Land published in the Government Gazette No. 105 of 5 October 2012, page 4316 for the compulsory acquisition of land and an easement for the purposes of the *Electricity Supply Act 1995* contained an error in the description of the land in the Schedule of that Notice. The notice is amended as below:

#### SCHEDULE

All references to “Folio 12/1157491” in the Schedule are replaced with the words “Lot 54 in Deposited Plan 1215903.”

The words “described as Lot 120 in Deposited Plan 1175762” in the first paragraph of the Schedule are replaced with “described as Lot 1 in Deposited Plan 1226705.”

The words “Proposed Easement for Electricity Purposes Variable Width and designated (E) as shown in the Deposited Plan 1175762” in the third paragraph of the Schedule are replaced with the words “Proposed Easement for Electricity Purposes Variable Width over the site designated (E) as shown on Deposited Plan 1226705.”

This notice corrects the above errors and the Gazettal date remains 5 October 2012.

Dated this 14th day of August 2017

Don Harwin MLC  
Minister for Resources,  
Minister for Energy and Utilities,  
Minister for the Arts,  
Vice-President of the Executive Council

[9308]