



# *Government Gazette*

of the State of

New South Wales

**Number 86—Mining and Primary Industries**

**Friday, 4 March 2022**

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**Fisheries Management Act 1994**  
**Fisheries Management (Aquaculture) Regulation 2017**  
**Notification under Clause 33(4)**  
**Proposed Tender of Aquaculture Leases in Various of NSW**

NSW Department of Primary Industries (NSW DPI) is offering by public tender 25 areas of public water land in various estuaries of NSW, for the purpose of aquaculture.

<b>Lease No</b>	<b>Lease Area (ha)</b>	<b>Estuary / Marine waters / Location</b>	<b>OISAS Status</b>	<b>GIS survey required</b>
OL79/063	1.5713	Brunswick River	POAA	No
AL21/033	Approx. 0.26	Wallis Lake	POAA	Yes
AL07/021	0.2111	Port Stephens	POAA	No
AL22/001	Approx. 1.25	Port Stephens	POAA	Yes
AL22/002	Approx. 0.45	Port Stephens	POAA	Yes
OL56/215	1.4519	Port Stephens	POAA	No
OL57/001	0.8753	Port Stephens	POAA	No
OL57/075	0.6418	Port Stephens	POAA	No
OL57/154	0.4936	Port Stephens	POAA	No
OL59/085	1.1576	Port Stephens	POAA	No
OL60/157	0.5932	Port Stephens	POAA	No
OL66/235	0.8633	Port Stephens	POAA	No
OL67/117	1.5082	Port Stephens	POAA	No
OL72/082	0.6369	Port Stephens	POAA	No
OL74/154	1.5016	Port Stephens	POAA	No
OL74/155	1.9937	Port Stephens	POAA	No
OL75/123	0.6315	Port Stephens	POAA	No
OL77/184	2.1716	Port Stephens	POAA	No
OL80/081	0.4464	Port Stephens	POAA	No
OL81/118	1.9676	Port Stephens	POAA	No
OL88/050	1.7208	Port Stephens	POAA	No

Lease No	Lease Area (ha)	Estuary / Marine waters / Location	OISAS Status	GIS survey required
AL00/015	0.8899	Brisbane Water	POAA	No
AL00/017	0.7866	Brisbane Water	POAA	No
AL00/053	2.0021	Crookhaven River	POAA	No
OL59/042	3.9961	Crookhaven River	POAA	No

All tenders must be marked 'Confidential' and submitted via one of the following options:

- Mail: Tender Box, Port Stephens Fisheries Institute, Locked Bag 1, Nelson Bay, NSW, 2315; or
- Email: [aquaculture.tenderbox@dpi.nsw.gov.au](mailto:aquaculture.tenderbox@dpi.nsw.gov.au).

Tenders must be received at this address **no later than 4:30 pm on Friday 1 April 2022**.

A minimum tender premium of \$200 per lease has been applied to the lease areas.

All leases will be tendered in an "as is" condition. Any existing improvements (including cultivation materials, lease markings and structures) present within the lease areas have not been valued and will become the responsibility of the successful tenderer(s). Following the granting of the lease areas, an inspection by a Fisheries Office will be completed and a Notice to Comply may be issued for the removal of any improvements. Any unauthorised structures present on the area will require removal by the successful tenderer(s) or authorisation by the relevant authority.

For any proposed leases in the Brunswick River and Port Stephens, the successful tenderer(s) will be required to apply for a Marine Parks Work Permit from Cape Byron Marine Park and Port Stephens-Great Lakes Marine Park, to undertake lease establishment work, in accordance with the Marine Estate Management (Management Rules) Regulation 1999.

For proposed leases AL21/033, AL22/001 and AL22/002 the successful tenderer(s) will be required to obtain an approved survey of the areas, to be completed by a registered surveyor at the expense of the successful tenderer. Any such surveys must include the entire lease area that has been successfully tendered.

Any lease granted as a result of the tender will be subject to standard covenants and conditions of an aquaculture lease and aquaculture permit as prescribed under the *Fisheries Management Act 1994*, including payment of prescribed annual fees and charges. Special lease conditions may also apply. Lease rent is charged annually, currently at \$60 per hectare (excl. GST), which is subject to an annual Consumer Price Index adjustment. Tenure of a lease will be up to 15 years.

A Request for Tender, which contains the Terms and Conditions of the tender and a tender form, can be obtained by contacting Aquaculture Administration at the Port Stephens Fisheries Institute on 02 4916 3900, or by visiting the department's website at [www.dpi.nsw.gov.au](http://www.dpi.nsw.gov.au).

Ian Lyall  
**Program Leader, Aquaculture  
 Fisheries & Aquaculture Management  
 Fisheries Division  
 NSW Department of Primary Industries**

**Pursuant to section 136 of the *Mining Act 1992* and section 16 of the *Petroleum (Onshore) Act 1991***

NOTICE is given that the following applications have been received:

**EXPLORATION LICENCE APPLICATIONS**

(APP-2022-36)

No. 6441, ORTHOSA PTY LTD (ACN 645246779), area of 11 units, for Group 1, dated 23 February 2022. (Sydney Mining Division).

(APP-2022-30)

No. 6442, NARRABRI COAL PTY LTD (ACN 107 813 963), J-POWER AUSTRALIA PTY LTD (ACN 002 307 682), KORES AUSTRALIA PTY LIMITED (ACN 063 786 087), NARRABRI COAL AUSTRALIA PTY LTD (ACN 110 262 925), POSCO INTERNATIONAL NARRABRI INVESTMENT PTY LTD (ACN 139088967) AND UPPER HORN INVESTMENTS (AUSTRALIA) PTY LTD (ACN 129190281), area of 1744.5504 hectares, for Group 9, dated 24 February, 2022. (Armidale Mining Division).

(APP-2022-31)

No. 6443, NARRABRI COAL PTY LTD (ACN 107 813 963), J-POWER AUSTRALIA PTY LTD (ACN 002 307 682), KORES AUSTRALIA PTY LIMITED (ACN 063 786 087), NARRABRI COAL AUSTRALIA PTY LTD (ACN 110 262 925), POSCO INTERNATIONAL NARRABRI INVESTMENT PTY LTD (ACN 139088967) AND UPPER HORN INVESTMENTS (AUSTRALIA) PTY LTD (ACN 129190281), area of 1972.4833 hectares, for Group 9, dated 24 February, 2022. (Armidale Mining Division).

(APP-2022-40)

No. 6444, BIG ISLAND MINING PTY LTD (ACN 112 787 470), area of 72 units, for Group 1, dated 28 February 2022. (Sydney Mining Division).

(APP-2022-38)

No. 6445, SPA\*ARK ENERGY PTY LTD (ACN 629075618), area of 283 units, for Group 8, dated 24 February 2022. (Singleton Mining Division).

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NOTICE is given that the following application has been granted:

**MINING LEASE APPLICATION**

(T17-1512)

Singleton No. 548, now Mining Lease No. 1828 (Act 1992), MOUNT THORLEY COAL LOADING LTD (ACN 002 027 223), Parish of Warkworth, County of Northumberland; and Parish of Wollombi, County of Northumberland, Map Sheet (9132-4-S), area of 97.18 hectares, for the purpose of ancillary mining activity, dated 25 February, 2022, for a term until 25 February, 2043.

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NOTICE is given that the following application has been withdrawn:

**EXPLORATION LICENCE APPLICATION**

(APP-2021-349)

No. 6381, KINCORA COPPER AUSTRALIA PTY LTD (ACN 635807171), County of Cowper, Map Sheet (8236, 8237). Withdrawal took effect on 27 February 2022.

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

(REN-2022-46)

Exploration Licence No. 6064, BALMAIN MINERALS PTY LIMITED (ACN 603135548), area of 5 units. Application for renewal received 28 February 2022.

(REN-2022-44)

Exploration Licence No. 8526, ENDEAVOUR COAL PTY LIMITED (ACN 099 830 476), area of 62 units. Application for renewal received 25 February 2022.

(REN-2022-41)

Exploration Licence No. 8826, BC EXPLORATION PTY LTD (ACN 144 885 165), area of 29 units. Application for renewal received 23 February 2022.

(REN-2022-42)

Exploration Licence No. 9065, BULLSEYE GOLD PTY LTD (ACN 640 740 576), area of 9 units. Application for renewal received 23 February 2022.

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### **RENEWAL OF CERTAIN AUTHORITIES**

Notice is given that the following authorities have been renewed:

(TMS-REN440)

Authorisation No. 312, ENDEAVOUR COAL PTY LIMITED (ACN 099 830 476), Counties of Camden and Cumberland, Map Sheet (9029), area of 2319 hectares, for a further term until 10 August 2025. Renewal effective on and from 23 February 2020.

(REN-2021-180)

Exploration Licence No. 7423, FORTIUS MINES PTY LTD (ACN 140 151 917), County of Roxburgh, Map Sheet (8831), area of 14 units, for a further term until 13 November 2027. Renewal effective on and from 22 February 2022.

(REN-2021-153)

Exploration Licence No. 8790, EVANDALE MINERALS PTY LTD (ACN 617 594 108), County of Young, Map Sheet (7434, 7435), area of 200 units, for a further term until 31 August 2027. Renewal effective on and from 24 February 2022.

(REN-2021-152)

Exploration Licence No. 8791, EVANDALE MINERALS PTY LTD (ACN 617 594 108), Counties of Mootwingee, Tandora, Young and Yungnulgra, Map Sheet (7334, 7335, 7434, 7435), area of 249 units, for a further term until 31 August 2027. Renewal effective on and from 24 February 2022.

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### **APPLICATIONS TO TRANSFER RECEIVED**

Notice is given that the following applications to transfer have been received:

(TRF-2022-7)

MARBLE CRAFT & GRANITE SUPPLIES PTY LTD (ACN 167 536 414) has applied for approval to transfer Exploration Licence No. 8371 to COLIN GEORGE MORRIS. Application received 18 February 2022.

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### **REQUESTED CANCELLATIONS**

Notice is given that the following authority has been cancelled:

(CAN-2021-19)

Mineral Lease No. 5938 (Act 1906), SIBELCO AUSTRALIA LIMITED (ACN 000 971 844), Parish of Sutton, County of Gloucester; and Parish of Sutton, County of Gloucester, Map Sheet (9232-1-S, 9232-1-S), area of 12.95 hectares. Cancellation took effect on 23 February 2022.

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## **PART CANCELLATION**

Notice is given that the following authority has been cancelled in part:

(PCN-2021-5)

Exploration Licence No. 9279, ORCA EXPLORATION PTY LTD (ACN 650128297).

### **Description of area cancelled:**

An area of 43 units has been cancelled. For further information contact Titles Branch.

Part cancellation took effect on 24 November 2021.

The authority now embraces an area of 19 units.

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# Fisheries Management (Ocean Trawl Fishery Flood Closures – Northern Rivers and Mid-North Coast Regions) Notification 2022

under the

Fisheries Management Act 1994

I, Sean Sloan, Deputy Director General DPI Fisheries, with delegated authority under the *Fisheries Management Act 1994 (the Act)*, and in pursuance of section 8 of the Act, give notice of the following fishing closure.

Dated 3 March 2022



Deputy Director General DPI Fisheries  
Department of Primary Industries  
Department of Regional NSW

## Part 1 Preliminary

### 1. Name of Notification

This notification is the *Fisheries Management (Ocean Trawl Fishery Flood Closures – Northern Rivers and Mid-North Coast Regions) Notification 2022*.

### 2. Commencement and duration

This notification commences on the date it is published on the Department's website and will remain in force as described in Schedule 1 (Column 3).

**Note:** This notification is urgent and pursuant to section 9(2) and (3) of the *Act*, this notification will be published in the NSW Government Gazette as soon as practicable after publication on the NSW Department of Primary Industries' website.

### 3. Interpretation

In this notification:

***Danish seine trawl net (fish)*** means a trawl net that satisfies the requirements of clause 7C of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

***endorsement*** means an endorsement on a commercial fishing licence that authorises the taking of fish in the Ocean trawl fishery or the Southern fish trawl fishery.

***endorsement holder*** means a person who holds a commercial fishing licence that has an endorsement.

***Ocean trawl fishery*** has the same meaning as in Schedule 1 to the Act.

***otter trawl net (fish)*** means an otter trawl net that satisfies the requirements of clause 7B of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

***otter trawl net (prawns)*** means an otter trawl net that satisfies the requirements of clause 7A of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

*the Act* means the *Fisheries Management Act 1994*.

**Note:** Pursuant to section 11 of the *Interpretation Act 1987*, **commercial fishing licence**, **Department**, **fish** and **take** have the same meaning as in the Act.

## Part 2 Fishing closure

### 4. Fishing closure

- (1) An endorsement holder is prohibited from taking fish from the waters described in Column 2 of Schedule 1, using an otter trawl net (prawns), otter trawl net (fish) or Danish seine trawl net (fish).
- (2) Despite subclause (1), an endorsement holder is not prohibited from taking fish from the waters described in Column 2 of Schedule 1 using an otter trawl net (prawns), otter trawl net (fish) or Danish seine trawl net (fish) if:
  - (a) the endorsement holder is directly supervised by an employee of the Department or other person authorised by the Deputy Director General DPI Fisheries, and
  - (b) the endorsement holder takes the fish for the purpose of undertaking trials to determine the abundance or size of fish.

### SCHEDULE 1 Described waters and duration of closures

<i>Column 1 Rivers</i>	<i>Column 2 Described Waters</i>	<i>Column 3 Duration</i>
Richmond River	The whole of the waters adjacent to the Richmond River bounded by a line commencing at the eastern extremity of the southern breakwater and heading generally south along the mean high water mark to 28°53.906'S, 153°33.706'E (adjacent to Keith Hall Lane), then south east to 28°54.028'S, 153°34.573'E (the western boundary of the Ocean Trawl Refuge Area), then generally north along the western boundary of the Ocean Trawl Juvenile King Prawn Closure (set out in Schedule 2 the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006) to a point 28°50.589'S, 153°37.011'E, then west to the eastern extremity of Flat Rock at 28°50.587'S, 153°36.521'E, then generally south along the mean high water mark to the eastern extremity of the northern breakwater and back to the point of commencement.	Commenced from date published on the Department's website and will remain in force until 29 <sup>th</sup> March 2022
Clarence River	The whole of the waters within an area bounded by a line drawn due east from the eastern most extremity of Second Bluff (Iluka) to the western boundary of the Angourie Point Juvenile King Prawn Closure set out in Schedule 2 to the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006, then generally south along the western boundary of the Angourie Point Juvenile King Prawn Closure to its junction with the mean high water mark on Angourie Point, then generally north along the mean high water mark (and across the entrance of the Clarence River) to the point of commencement.	Commenced from date published on the Department's website and will remain in force until 29 <sup>th</sup> March 2022
Bellinger River	The whole of the waters within the area bounded by a line commencing at 30°28.51'S	Commenced from date published on the



	and 153°02.51'E (the mean high water mark approximately 2 nautical miles north of the southern Urunga breakwall) and heading due east approximately 2 nautical miles to 30°28.51'S and 153°04.53'E, then due south approximately 6 nautical miles to 30°33.60'S and 153°04.53'E, then due west to 30°33.60'S and 153°01.21'E (the mean high water mark on Urunga Beach), then generally north along the mean high water mark (and across the entrance to the Bellinger River) to the point of commencement.	Department's website and will remain in force until 14 <sup>th</sup> March 2022
Nambucca River	From the mean high water mark 2 nautical miles north of the northern bank of the river entrance (or northern break wall), then due east for 2 nautical miles, then due south to a point 2 nautical miles south of the river entrance (or southern break wall), then due west to the mean high water mark, then generally north along the mean high water mark (and across the river entrance) to the point of commencement.	Commenced from date published on the Department's website and will remain in force until 14 <sup>th</sup> March 2022

**Note:** In this Schedule, latitude and longitude coordinates are in WGS84 datum.