



# *Government Gazette*

OF THE STATE OF

NEW SOUTH WALES

**Week No. 43/2012**

**Friday, 26 October 2012**

*Published under authority by  
Department of Premier and Cabinet  
Level 11, Bligh House  
4-6 Bligh Street, SYDNEY NSW 2000  
Phone: 9228 3120 Fax: 9372 7422  
Email: [nswgazette@dpc.nsw.gov.au](mailto:nswgazette@dpc.nsw.gov.au)*

*Containing numbers 109, 110, 111, 112 and 113  
Pages 4455 – 4510*

# CONTENTS

## Number 109

### SPECIAL SUPPLEMENT

Rural Fires Act 1997 ..... 4455

## Number 110

### SPECIAL SUPPLEMENT

Animal Diseases and Animal Pests (Emergency Outbreaks) Act 1991 ..... 4459

## Number 111

### SPECIAL SUPPLEMENT

Rural Fires Act 1997 ..... 4461

## Number 112

### SPECIAL SUPPLEMENT

Rural Fires Act 1997 ..... 4465

## Number 113

### LEGISLATION

Online notification of the making of Statutory Instruments..... 4469

### OFFICIAL NOTICES

Appointments ..... 4470  
Roads and Maritime Services ..... 4472  
Department of Trade and Investment, Regional Infrastructure and Services ..... 4479  
Primary Industries ..... 4483  
Lands..... 4484  
Water..... 4496  
Other Notices ..... 4497

### PRIVATE ADVERTISEMENTS

(Council, Probate, Company Notices, etc)..... 4506

## DEADLINES

### Attention Advertisers . . .

*Government Gazette inquiry times are:*

*Monday to Friday: 8.30 am to 4.30 pm*

**Phone: (02) 9228 3120 Fax: (02) 9372 7422**

**Email: [nswgazette@dpc.nsw.gov.au](mailto:nswgazette@dpc.nsw.gov.au)**

### GOVERNMENT GAZETTE DEADLINES

#### Close of business every Wednesday

Except when a holiday falls on a Friday, deadlines will be altered as per advice given on this page.

### Special Supplements

A Special Supplement or Extraordinary Supplement is a document which has a legal requirement to commence on a certain date and time. Release of Publication is required on the same day. The request for a Supplement is received from the department to the *Government Gazette* by telephone. The copy must be accompanied by a letter or email requesting the Supplement and signed by a Minister or Head of a Department.

**NOTE:** Advance notice of a Special Supplement is essential as early as possible on the day required. On Thursdays early notice is a priority and when possible notice should be given a day prior being the Wednesday.

### Please Note:

- *Only electronic lodgement of Gazette contributions will be accepted. If you have not received a reply confirming acceptance of your email by the close of business on that day please phone 9228 3120.*

## Department of Finance and Services Tenders

### SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

Information in relation to the Department of Finance and Services proposed, current and awarded tenders is available on:

<http://www.tenders.nsw.gov.au>

*SEE the Government Gazette website at:*  
*<http://nsw.gov.au/gazette>*



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 109**

**Monday, 22 October 2012**

Published under authority by Government Advertising

## RURAL FIRES ACT 1997

### NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by Section 99 of the Rural Fires Act 1997, I, SHANE ALAN FITZSIMMONS, Commissioner of NSW Rural Fire Service, under delegation dated 1 October 2007 from the Hon. Anthony Kelly, M.L.C., Minister for Emergency Services, do, by this notification direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 00.00 hours to 23.59 hours on Saturday, 20 October 2012.

Dated: 22 October 2012.

SHANE FITZSIMMONS, A.F.S.M.,  
Commissioner

Schedule 1	Fire Fighting Activities
Schedule 2	Emergency Operations
Schedule 3	Fireworks
Schedule 4	Religious/Sacred Ceremonies
Schedule 5	Services and Utilities – Essential Repairs/ Maintenance
Schedule 6	Disposal of Waste/Putrescent Material
Schedule 7	Sugar Cane Harvesting
Schedule 8	Bitumen Roadworks
Schedule 9	Disposal of Diseased Animal Carcasses
Schedule 10	Bee Hive “Smokers”
Schedule 11	Electric or Gas Barbeques
Schedule 12	Charcoal Production
Schedule 13	Mining Operations
Schedule 14	Building Construction/Demolition – Urgent and Essential
Schedule 15	Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works
Schedule 16	Hot Air Balloons
Schedule 17	Olympic Cauldron
Schedule 18	Any Other Fire Approved by NSW RFS Commissioner

### SCHEDULE 1

#### Fire Fighting Activities

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire; or for urgent repairs and/or maintenance of any firefighting or associated plant or equipment; or to provide food and refreshments for fire fighting personnel where such fire is lit, maintained or used under the direction of the Commissioner of the NSW Rural Fire Service, any officer of the NSW Fire Brigades, any officer authorised by the State Forests of New South Wales, any officer authorised by the Director General of the NSW National Parks and Wildlife Service, or any NSW Rural Fire Service Deputy Captain, Captain, Deputy Group Captain, Group Captain or Officer of the rank of Inspector or above, appointed pursuant to the provisions of the Rural Fires Act 1997 (NSW).

### SCHEDULE 2

#### Emergency Operations

Fire lit, maintained or used in association with any cutting, welding and/or grinding apparatus used by an emergency services organisation within the meaning of the State Emergency and Rescue Management Act 1989 (NSW) for the purpose of any emergency operations provided that, as far as is practicable:

- the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the emergency; and
- adequate fire fighting equipment is provided at the site of the emergency to prevent the escape or spread of the fire.

### SCHEDULE 3

#### Fireworks

Fireworks lit and maintained as part of an organised public display, provided that:

- the person in charge of the display (“the responsible person”) holds a current “Display Fireworks Permit – General Permit” or a “Pyrotechnicians Licence” issued by WorkCover NSW;
- the responsible person complies with the requirements of the WorkCover NSW publication “Fireworks Displays (DG 108)”;

- (c) approval to use of the land on which the fireworks display is to be held has been obtained in writing:
  - (i) from the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
  - (ii) in any other case, from the owner or occupier of the land on which site the display will be held;
- (d) all fire, sparks or incandescent or burning material is extinguished at the conclusion of the display and prior to the responsible person leaving the site;
- (e) the display is conducted in a manner, which minimises the likelihood that fire, sparks or burning or incandescent material will impact on the land surrounding the display causing a fire;
- (f) precautions are taken to prevent the escape of fire, sparks or incandescent or burning material from the surrounding area;
- (g) the responsible person must notify, during business hours, not less than forty eight hours prior to the commencement of the fireworks display:
  - (i) the NSW Rural Fire Service Zone or District Manager for that District if the place where the display is to be held is within a rural fire district; or
  - (ii) the Officer In Charge of the nearest NSW Fire Brigades fire station if the place where the display is to be held is within a fire district
 and comply with any direction or additional condition which may be imposed by that Officer, which may include a direction that the fireworks not be lit.

#### SCHEDULE 4

##### Religious/Sacred Ceremonies

Fire lit, maintained or used as part of a religious or sacred ceremony, including candles lit or maintained as part of a "Carols by Candlelight" celebration, provided that:

- (a) approval to use of the land on which the ceremony or celebration is to be held has been obtained in writing from:
  - (i) the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
  - (ii) in any other case, the owner or occupier of the land on which site the ceremony or celebration will be held;
- (b) the ceremony or celebration is held on an open area of land so that any naked flame is surrounded by ground that is clear of all combustible material for a distance of at least 20 metres;
- (c) each fire or flame is constantly under the direct control or supervision of a responsible adult person;
- (d) each fire or flame is extinguished at the conclusion of the ceremony or celebration and prior to the person having control or supervision of the fire or flame leaving the site;
- (e) the person who obtained the consent of the local authority or the owner or occupier of the land to conduct the ceremony or celebration must ensure that all necessary steps are taken to prevent the escape of fire, sparks or incandescent or burning material from the site; and
- (f) the person who obtained the consent of the local authority or the owner or occupier of the land to

conduct the ceremony or celebration must, not less than six hours prior to the commencement of the ceremony or celebration, notify:

- (i) the NSW Rural Fire Service Zone or District Manager for that district, If the place where the ceremony or celebration is to be held is within a rural fire district; or
- (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the place where the ceremony or celebration is to be held is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire or candles not to be lit.

#### SCHEDULE 5

##### Services & Utilities – Essential Repairs/Maintenance

Fire lit, maintained or used by, or under the authority of, a provider of energy, telecommunications, water, transport or waste removal/disposal services, in connection with the urgent and essential:

- (a) repairs; or
- (b) maintenance

of facilities or equipment required for the continuation of the supply or provision of power, light, heat, cooling, refrigeration, communication, water, transport or sewerage provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

#### SCHEDULE 6

##### Disposal of Waste/Putrescent Material

Fire lit, maintained or used by a public authority as defined in the dictionary of the Rural Fires Act 1997 (NSW), for the disposal of waste or putrescent material likely to cause a health hazard provided that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

#### SCHEDULE 7

##### Sugar Cane Harvesting

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. Australian Eastern Standard Summer Time for a purpose associated with the harvesting of sugar cane provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the area of cane which is to be harvested; and,
- (b) adequate fire fighting equipment is provided at the site of the fire to prevent the escape or spread of the fire,
- (c) the fire is under the direct control of a responsible adult person, present at all times until it is fully extinguished.
- (d) the person who lights the fire has complied with the requirements of section 87 of the Rural Fires Act, 1997.

## SCHEDULE 8

## Bitumen Roadworks

Fire lit or maintained or used for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction works provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the equipment; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 9

## Disposal of Diseased Animal Carcasses

Fire lit or maintained or used for the purposes of disposal of diseased sheep, cattle, chicken or other deceased stock carcasses provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the fire;
- (b) adequate fire fighting equipment is provided at the site of the fire to prevent the escape or spread of the fire;
- (c) the site of the fire is surrounded by ground that is clear of all combustible material for a distance of at least 30 metres;
- (d) a responsible adult person is present at the site of the fire at all times while it is burning; and
- (e) prior to lighting such a fire, the person in charge of the operation must notify:
  - (i) the NSW Rural Fire Service Zone or District Manager for that district if the place where the fire is to be lit is within a rural fire district; or
  - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the place where the fire is to be lit is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not be lit.

## SCHEDULE 10

## Bee Hive "Smokers"

Fire lit and maintained in a metal canister, known as a "bee hive smoker" used by apiarists to produce smoke for use in connection with the management of bees and bee hives, provided that:

- (a) the canister is a commercially available "bee hive smoker" designed to prevent the escape of sparks or incandescent or burning material;
- (b) the fuel for the canister is lit inside a building or vehicle by a responsible adult person and the canister is sealed prior to leaving the building or vehicle and being taken to the hives;
- (c) fire, sparks or incandescent or burning material is not permitted to escape from the canister in the open air;
- (d) the canister is not to be left unattended while it is alight;
- (e) the fuel is totally extinguished inside a building or vehicle by the responsible adult person at the completion of use.

## SCHEDULE 11

## Electric or Gas Barbeques

1. Fire lit, maintained or used for the purpose of food preparation on an electric appliance provided that:
  - (a) the appliance is under the direct control of a responsible adult person, present at all times while it is operating;
  - (b) no combustible material of any kind is allowed within two metres of the appliance while it is operating;
2. Fire lit, maintained or used for the purpose of food preparation on a gas fired appliance provided that:
  - (a) the appliance is under the direct control of a responsible adult person, present at all times while it is operating;
  - (b) no combustible material of any kind is allowed within two metres of the appliance while it is operating;
  - (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
    - (i) the appliance is located on land on which is erected a permanent private dwelling and is not more than twenty metres from that dwelling; or
    - (ii) where the appliance is not on land on which is erected a permanent private dwelling, both the appliance and the land on which it is located have been approved for the purpose by:
      - the council of the area or;
      - if the land is acquired or reserved under the National Parks and Wildlife Act 1974, the National Parks and Wildlife Service; or
      - if the land is within a state forest, State Forests of NSW.

## SCHEDULE 12

## Charcoal Production

Fire lit, maintained or used in accordance with Regulation 28 (1) (a) of the Rural Fires Regulation 2002 (NSW), for the production of charcoal (but not for the destruction of waste arising therefrom) provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 13

## Mining Operations

Fire lit, maintained or used in association with the cutting, welding and/or grinding apparatus used for the purpose of the urgent and essential maintenance and repair of mining equipment provided that:

- (a) the cutting, welding and/or grinding apparatus is used in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.



## SCHEDULE 14

## Building Construction/Demolition – Urgent and Essential

Fire lit, maintained or used in association with welding, cutting and grinding work undertaken in the course of urgent and essential construction or demolition of buildings provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire; and
- (c) if the work is to be carried out above the normal ground or floor level the area below the works must be totally free of combustible material and any fire, spark or incandescent material must be prevented from falling to that area.
- (d) prior to lighting the fire, the person in charge of the work must notify:
  - (i) the NSW Rural Fire Service Zone or District Manager for that district, If the site of the work is within a rural fire district; or
  - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the site of the work is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not to be lit.

## SCHEDULE 15

## Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works

Fire lit, maintained or used to dispose of gaseous exhaust emissions through a chimney in connection with the exploration, collection, drainage, refining, manufacture or purification of gas, oil or metal provided that: the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning materials from the site of the exploration, collection, drainage, refining or manufacturing facility.

## SCHEDULE 16

## Hot Air Balloons

Fire lit, maintained or used in order to conduct commercial hot air balloon flying operations provided that:

- (a) not more than twelve hours prior to lighting such a fire the pilot must notify:
  - (i) the NSW Rural Fire Service State Operations Centre on 1800 679 737 of the proposed flight; and
  - (ii) the NSW Rural Fire Service Zone or District Manager for the launch site if within the rural fire district and for each rural fire district on the proposed flight path; and
  - (iii) the NSWFB Officer in Charge of the nearest NSW Fire Brigades fire station if the launch site is within the NSWFB fire district,

and comply with any direction or additional condition, which may be, imposed by the RFS or NSWFB, which may include a direction that the fire is not to be lit. The contact details for the RFS Zone or District Manager/s may be obtained from the RFS State Operations Centre on 1800 679 737 and the contact details for NSWFB may be obtained from the NSWFB Communications Centre on 1800 422 281;

- (b) at the time the balloon is launched:
  - (i) the ambient air temperature is less than 30 degrees Celsius; and
  - (ii) the average wind speed measured at ground level is less than 20 kilometres per hour;
- (c) the take off site is clear of all combustible material within a 3 metre radius of the balloon burner;
- (d) the balloon has landed and all burners and pilot lights are extinguished by no later than 2 hours after sunrise;
- (e) any sighting of smoke or fire observed from the air is immediately reported to the NSW Fire Brigades via the Telstra “000” emergency system;
- (f) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the balloon; and
- (g) adequate fire fighting equipment is carried in the balloon and by the ground/retrieval party to prevent the escape or spread of the fire.

## SCHEDULE 17

## Olympic Cauldron

Fire lit and maintained by the Sydney Olympic Park Authority in the “Olympic Cauldron” erected at Sydney Olympic Park.

## SCHEDULE 18

## Any Other Fire Approved by NSW RFS Commissioner

Any fire, the lighting or maintenance of which is approved in writing by the Commissioner of the NSW Rural Fire Service, provided that the person who lights or maintains the fire complies with any conditions imposed by the Commissioner in relation to that fire.

## SCHEDULE A

Far North Coast  
North Coast  
Greater Hunter

New England  
Northern Slopes  
North Western

Authorised to be printed

ISSN 0155-6320

TONY DUCKMANTON, Government Printer.



# *Government Gazette*

OF THE STATE OF

NEW SOUTH WALES

**Number 110**

**Tuesday, 23 October 2012**

Published under authority by the Department of Premier and Cabinet

## **SPECIAL SUPPLEMENT**

### **ANIMAL DISEASES AND ANIMAL PESTS (EMERGENCY OUTBREAKS) ACT 1991**

#### **Revocation of Order – Section 76**

**Revocation of Certification That an Outbreak of the Emergency Animal Disease Abalone Viral Ganglioneuritis  
Exists in Part of New South Wales**

I, MARK I. PATERSON, A.O., Director General of the Department of Trade and Investment, Regional Infrastructure and Services, with the powers the Minister has delegated to me pursuant to section 67 of the Animal Diseases and Animal Pests (Emergency Outbreaks) Act 1991 (“the Act”) and pursuant to section 76 of the Act and section 43 (2) of the Interpretation Act 1987, revoke the Order titled “Certification that an outbreak of the emergency animal disease Abalone Viral Ganglioneuritis exists in part of New South Wales” signed by the Minister for Primary Industries on 7 December 2011 and published in a Special Supplement of the *New South Wales Government Gazette* No. 123 on 9 December 2011 at page 7133.

Dated this 19th day of October 2012.

MARK I. PATERSON, A.O.,  
Director General,  
Department of Trade and Investment, Regional Infrastructure and Services

ISSN 0155-6320

---

Authorised to be printed  
TONY DUCKMANTON, Government Printer.





# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 111**

**Tuesday, 23 October 2012**

Published under authority by Government Advertising

## RURAL FIRES ACT 1997

### NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, SHANE ALAN FITZSIMMONS, Commissioner of NSW Rural Fire Service, under delegation dated 1 October 2007 from the Hon. Anthony Kelly, M.L.C., Minister for Emergency Services, do, by this notification direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 00.01 hours to 23.59 hours on Sunday, 7 October 2012.

Dated 23 October 2012.

SHANE FITZSIMMONS, A.F.S.M.,  
Commissioner

Schedule 1	Fire Fighting Activities
Schedule 2	Emergency Operations
Schedule 3	Fireworks
Schedule 4	Religious/Sacred Ceremonies
Schedule 5	Services and Utilities – Essential Repairs/ Maintenance
Schedule 6	Disposal of Waste/Putrescent Material
Schedule 7	Sugar Cane Harvesting
Schedule 8	Bitumen Roadworks
Schedule 9	Disposal of Diseased Animal Carcasses
Schedule 10	Bee Hive “Smokers”
Schedule 11	Electric or Gas Barbeques
Schedule 12	Charcoal Production
Schedule 13	Mining Operations
Schedule 14	Building Construction/Demolition – Urgent and Essential
Schedule 15	Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works
Schedule 16	Hot Air Balloons
Schedule 17	Olympic Cauldron
Schedule 18	Any Other Fire Approved by NSW RFS Commissioner

### SCHEDULE 1

#### Fire Fighting Activities

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire; or for urgent repairs and/or maintenance of any firefighting or associated plant or equipment; or to provide food and refreshments for fire fighting personnel where such fire is lit, maintained or used under the direction of the Commissioner of the NSW Rural Fire Service, any officer of the NSW Fire Brigades, any officer authorised by the State Forests of New South Wales, any officer authorised by the Director General of the NSW National Parks and Wildlife Service, or any NSW Rural Fire Service Deputy Captain, Captain, Deputy Group Captain, Group Captain or Officer of the rank of Inspector or above, appointed pursuant to the provisions of the Rural Fires Act 1997 (NSW).

### SCHEDULE 2

#### Emergency Operations

Fire lit, maintained or used in association with any cutting, welding and/or grinding apparatus used by an emergency services organisation within the meaning of the State Emergency and Rescue Management Act 1989 (NSW) for the purpose of any emergency operations provided that, as far as is practicable:

- the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the emergency; and
- adequate fire fighting equipment is provided at the site of the emergency to prevent the escape or spread of the fire.

### SCHEDULE 3

#### Fireworks

Fireworks lit and maintained as part of an organised public display, provided that:

- the person in charge of the display (“the responsible person”) holds a current “Display Fireworks Permit – General Permit” or a “Pyrotechnicians Licence” issued by WorkCover NSW;
- the responsible person complies with the requirements of the WorkCover NSW publication “Fireworks Displays (DG 108)”;

- (c) approval to use of the land on which the fireworks display is to be held has been obtained in writing:
  - (i) from the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
  - (ii) in any other case, from the owner or occupier of the land on which site the display will be held;
- (d) all fire, sparks or incandescent or burning material is extinguished at the conclusion of the display and prior to the responsible person leaving the site;
- (e) the display is conducted in a manner, which minimises the likelihood that fire, sparks or burning or incandescent material will impact on the land surrounding the display causing a fire;
- (f) precautions are taken to prevent the escape of fire, sparks or incandescent or burning material from the surrounding area;
- (g) the responsible person must notify, during business hours, not less than forty eight hours prior to the commencement of the fireworks display:
  - (i) the NSW Rural Fire Service Zone or District Manager for that District if the place where the display is to be held is within a rural fire district; or
  - (ii) the Officer In Charge of the nearest NSW Fire Brigades fire station if the place where the display is to be held is within a fire district
 and comply with any direction or additional condition which may be imposed by that Officer, which may include a direction that the fireworks not be lit.

#### SCHEDULE 4

##### Religious/Sacred Ceremonies

Fire lit, maintained or used as part of a religious or sacred ceremony, including candles lit or maintained as part of a "Carols by Candlelight" celebration, provided that:

- (a) approval to use of the land on which the ceremony or celebration is to be held has been obtained in writing from:
  - (i) the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
  - (ii) in any other case, the owner or occupier of the land on which site the ceremony or celebration will be held;
- (b) the ceremony or celebration is held on an open area of land so that any naked flame is surrounded by ground that is clear of all combustible material for a distance of at least 20 metres;
- (c) each fire or flame is constantly under the direct control or supervision of a responsible adult person;
- (d) each fire or flame is extinguished at the conclusion of the ceremony or celebration and prior to the person having control or supervision of the fire or flame leaving the site;
- (e) the person who obtained the consent of the local authority or the owner or occupier of the land to conduct the ceremony or celebration must ensure that all necessary steps are taken to prevent the escape of fire, sparks or incandescent or burning material from the site; and
- (f) the person who obtained the consent of the local authority or the owner or occupier of the land to

conduct the ceremony or celebration must, not less than six hours prior to the commencement of the ceremony or celebration, notify:

- (i) the NSW Rural Fire Service Zone or District Manager for that district, If the place where the ceremony or celebration is to be held is within a rural fire district; or
- (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the place where the ceremony or celebration is to be held is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire or candles not be lit.

#### SCHEDULE 5

##### Services & Utilities – Essential Repairs/Maintenance

Fire lit, maintained or used by, or under the authority of, a provider of energy, telecommunications, water, transport or waste removal/disposal services, in connection with the urgent and essential:

- (a) repairs; or
- (b) maintenance

of facilities or equipment required for the continuation of the supply or provision of power, light, heat, cooling, refrigeration, communication, water, transport or sewerage provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

#### SCHEDULE 6

##### Disposal of Waste/Putrescent Material

Fire lit, maintained or used by a public authority as defined in the dictionary of the Rural Fires Act 1997 (NSW), for the disposal of waste or putrescent material likely to cause a health hazard provided that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

#### SCHEDULE 7

##### Sugar Cane Harvesting

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. Australian Eastern Standard Summer Time for a purpose associated with the harvesting of sugar cane provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the area of cane which is to be harvested; and,
- (b) adequate fire fighting equipment is provided at the site of the fire to prevent the escape or spread of the fire,
- (c) the fire is under the direct control of a responsible adult person, present at all times until it is fully extinguished.
- (d) the person who lights the fire has complied with the requirements of section 87 of the Rural Fires Act 1997.

## SCHEDULE 8

## Bitumen Roadworks

Fire lit or maintained or used for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction works provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the equipment; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 9

## Disposal of Diseased Animal Carcasses

Fire lit or maintained or used for the purposes of disposal of diseased sheep, cattle, chicken or other deceased stock carcasses provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the fire;
- (b) adequate fire fighting equipment is provided at the site of the fire to prevent the escape or spread of the fire;
- (c) the site of the fire is surrounded by ground that is clear of all combustible material for a distance of at least 30 metres;
- (d) a responsible adult person is present at the site of the fire at all times while it is burning; and
- (e) prior to lighting such a fire, the person in charge of the operation must notify:
  - (i) the NSW Rural Fire Service Zone or District Manager for that district if the place where the fire is to be lit is within a rural fire district; or
  - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the place where the fire is to be lit is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not be lit.

## SCHEDULE 10

## Bee Hive "Smokers"

Fire lit and maintained in a metal canister, known as a "bee hive smoker" used by apiarists to produce smoke for use in connection with the management of bees and bee hives, provided that:

- (a) the canister is a commercially available "bee hive smoker" designed to prevent the escape of sparks or incandescent or burning material;
- (b) the fuel for the canister is lit inside a building or vehicle by a responsible adult person and the canister is sealed prior to leaving the building or vehicle and being taken to the hives;
- (c) fire, sparks or incandescent or burning material is not permitted to escape from the canister in the open air;
- (d) the canister is not to be left unattended while it is alight;
- (e) the fuel is totally extinguished inside a building or vehicle by the responsible adult person at the completion of use.

## SCHEDULE 11

## Electric or Gas Barbeques

1. Fire lit, maintained or used for the purpose of food preparation on an electric appliance provided that:
  - (a) the appliance is under the direct control of a responsible adult person, present at all times while it is operating;
  - (b) no combustible material of any kind is allowed within two metres of the appliance while it is operating;
2. Fire lit, maintained or used for the purpose of food preparation on a gas fired appliance provided that:
  - (a) the appliance is under the direct control of a responsible adult person, present at all times while it is operating;
  - (b) no combustible material of any kind is allowed within two metres of the appliance while it is operating;
  - (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
    - (i) the appliance is located on land on which is erected a permanent private dwelling and is not more than twenty metres from that dwelling; or
    - (ii) where the appliance is not on land on which is erected a permanent private dwelling, both the appliance and the land on which it is located have been approved for the purpose by:
      - the council of the area or;
      - if the land is acquired or reserved under the National Parks and Wildlife Act 1974, the National Parks and Wildlife Service; or
      - if the land is within a state forest, State Forests of NSW.

## SCHEDULE 12

## Charcoal Production

Fire lit, maintained or used in accordance with Regulation 28 (1) (a) of the Rural Fires Regulation 2002 (NSW), for the production of charcoal (but not for the destruction of waste arising therefrom) provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 13

## Mining Operations

Fire lit, maintained or used in association with the cutting, welding and/or grinding apparatus used for the purpose of the urgent and essential maintenance and repair of mining equipment provided that:

- (a) the cutting, welding and/or grinding apparatus is used in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 14

## Building Construction/Demolition – Urgent and Essential

Fire lit, maintained or used in association with welding, cutting and grinding work undertaken in the course of urgent and essential construction or demolition of buildings provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire; and
- (c) if the work is to be carried out above the normal ground or floor level the area below the works must be totally free of combustible material and any fire, spark or incandescent material must be prevented from falling to that area.
- (d) prior to lighting the fire, the person in charge of the work must notify:
  - (i) the NSW Rural Fire Service Zone or District Manager for that district, If the site of the work is within a rural fire district; or
  - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the site of the work is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not to be lit.

## SCHEDULE 15

## Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works

Fire lit, maintained or used to dispose of gaseous exhaust emissions through a chimney in connection with the exploration, collection, drainage, refining, manufacture or purification of gas, oil or metal provided that: the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning materials from the site of the exploration, collection, drainage, refining or manufacturing facility.

## SCHEDULE 16

## Hot Air Balloons

Fire lit, maintained or used in order to conduct commercial hot air balloon flying operations provided that:

- (a) not more than twelve hours prior to lighting such a fire the pilot must notify:
  - (i) the NSW Rural Fire Service State Operations Centre on 1800 679 737 of the proposed flight; and
  - (ii) the NSW Rural Fire Service Zone or District Manager for the launch site if within the rural fire district and for each rural fire district on the proposed flight path; and
  - (iii) the NSWFB Officer in Charge of the nearest NSW Fire Brigades fire station if the launch site is within the NSWFB fire district,

and comply with any direction or additional condition, which may be, imposed by the RFS or NSWFB, which may include a direction that the fire is not to be lit. The contact details for the RFS Zone or District Manager/s may be obtained from the RFS State Operations Centre on 1800 679 737 and the contact details for NSWFB may be obtained from the NSWFB Communications Centre on 1800 422 281;

- (b) at the time the balloon is launched:
  - (i) the ambient air temperature is less than 30 degrees Celsius; and
  - (ii) the average wind speed measured at ground level is less than 20 kilometres per hour;
- (c) the take off site is clear of all combustible material within a 3 metre radius of the balloon burner;
- (d) the balloon has landed and all burners and pilot lights are extinguished by no later than 2 hours after sunrise;
- (e) any sighting of smoke or fire observed from the air is immediately reported to the NSW Fire Brigades via the Telstra “000” emergency system;
- (f) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the balloon; and
- (g) adequate fire fighting equipment is carried in the balloon and by the ground/retrieval party to prevent the escape or spread of the fire.

## SCHEDULE 17

## Olympic Cauldron

Fire lit and maintained by the Sydney Olympic Park Authority in the “Olympic Cauldron” erected at Sydney Olympic Park.

## SCHEDULE 18

## Any Other Fire Approved by NSW RFS Commissioner

Any fire, the lighting or maintenance of which is approved in writing by the Commissioner of the NSW Rural Fire Service, provided that the person who lights or maintains the fire complies with any conditions imposed by the Commissioner in relation to that fire.

## SCHEDULE A

Far North Coast  
New England

Authorised to be printed

ISSN 0155-6320

TONY DUCKMANTON, Government Printer.





# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 112**

**Thursday, 25 October 2012**

Published under authority by Government Advertising

## RURAL FIRES ACT 1997

### NOTIFICATION UNDER SECTION 99

IN pursuance of the powers conferred upon me by section 99 of the Rural Fires Act 1997, I, SHANE ALAN FITZSIMMONS, Commissioner of NSW Rural Fire Service, under delegation dated 1 October 2007 from the Hon. Anthony Kelly, M.L.C., Minister for Emergency Services, do, by this notification direct that the lighting, maintenance or use of all fires in the open air, with the exception of the classes of fire as specified in Schedules 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 hereto, is prohibited in the parts of the State set out in Schedule A hereto, from 00.01 hours to 23.59 hours on Thursday, 25 October 2012.

Dated 25 October 2012.

SHANE FITZSIMMONS, A.F.S.M.,  
Commissioner

Schedule 1	Fire Fighting Activities
Schedule 2	Emergency Operations
Schedule 3	Fireworks
Schedule 4	Religious/Sacred Ceremonies
Schedule 5	Services and Utilities – Essential Repairs/ Maintenance
Schedule 6	Disposal of Waste/Putrescent Material
Schedule 7	Sugar Cane Harvesting
Schedule 8	Bitumen Roadworks
Schedule 9	Disposal of Diseased Animal Carcasses
Schedule 10	Bee Hive “Smokers”
Schedule 11	Electric or Gas Barbeques
Schedule 12	Charcoal Production
Schedule 13	Mining Operations
Schedule 14	Building Construction/Demolition – Urgent and Essential
Schedule 15	Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works
Schedule 16	Hot Air Balloons
Schedule 17	Olympic Cauldron
Schedule 18	Any Other Fire Approved by NSW RFS Commissioner

### SCHEDULE 1

#### Fire Fighting Activities

Fire lit, maintained or used for the purpose of suppressing or controlling any existing bush fire; or for urgent repairs and/or maintenance of any firefighting or associated plant or equipment; or to provide food and refreshments for fire fighting personnel where such fire is lit, maintained or used under the direction of the Commissioner of the NSW Rural Fire Service, any officer of the NSW Fire Brigades, any officer authorised by the State Forests of New South Wales, any officer authorised by the Director General of the NSW National Parks and Wildlife Service, or any NSW Rural Fire Service Deputy Captain, Captain, Deputy Group Captain, Group Captain or Officer of the rank of Inspector or above, appointed pursuant to the provisions of the Rural Fires Act 1997 (NSW).

### SCHEDULE 2

#### Emergency Operations

Fire lit, maintained or used in association with any cutting, welding and/or grinding apparatus used by an emergency services organisation within the meaning of the State Emergency and Rescue Management Act 1989 (NSW) for the purpose of any emergency operations provided that, as far as is practicable:

- the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the emergency; and
- adequate fire fighting equipment is provided at the site of the emergency to prevent the escape or spread of the fire.

### SCHEDULE 3

#### Fireworks

Fireworks lit and maintained as part of an organised public display, provided that:

- the person in charge of the display (‘the responsible person’) holds a current “Display Fireworks Permit – General Permit” or a “Pyrotechnicians Licence” issued by WorkCover NSW;
- the responsible person complies with the requirements of the WorkCover NSW publication “Fireworks Displays (DG 108)”;

- (c) approval to use of the land on which the fireworks display is to be held has been obtained in writing:
  - (i) from the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
  - (ii) in any other case, from the owner or occupier of the land on which site the display will be held;
- (d) all fire, sparks or incandescent or burning material is extinguished at the conclusion of the display and prior to the responsible person leaving the site;
- (e) the display is conducted in a manner, which minimises the likelihood that fire, sparks or burning or incandescent material will impact on the land surrounding the display causing a fire;
- (f) precautions are taken to prevent the escape of fire, sparks or incandescent or burning material from the surrounding area;
- (g) the responsible person must notify, during business hours, not less than forty eight hours prior to the commencement of the fireworks display:
  - (i) the NSW Rural Fire Service Zone or District Manager for that District if the place where the display is to be held is within a rural fire district; or
  - (ii) the Officer In Charge of the nearest NSW Fire Brigades fire station if the place where the display is to be held is within a fire district
 and comply with any direction or additional condition which may be imposed by that Officer, which may include a direction that the fireworks not be lit.

#### SCHEDULE 4

##### Religious/Sacred Ceremonies

Fire lit, maintained or used as part of a religious or sacred ceremony, including candles lit or maintained as part of a "Carols by Candlelight" celebration, provided that:

- (a) approval to use of the land on which the ceremony or celebration is to be held has been obtained in writing from:
  - (i) the local authority for the area in which the land is located, if the land is controlled or managed by a local authority; or
  - (ii) in any other case, the owner or occupier of the land on which site the ceremony or celebration will be held;
- (b) the ceremony or celebration is held on an open area of land so that any naked flame is surrounded by ground that is clear of all combustible material for a distance of at least 20 metres;
- (c) each fire or flame is constantly under the direct control or supervision of a responsible adult person;
- (d) each fire or flame is extinguished at the conclusion of the ceremony or celebration and prior to the person having control or supervision of the fire or flame leaving the site;
- (e) the person who obtained the consent of the local authority or the owner or occupier of the land to conduct the ceremony or celebration must ensure that all necessary steps are taken to prevent the escape of fire, sparks or incandescent or burning material from the site; and
- (f) the person who obtained the consent of the local authority or the owner or occupier of the land to

conduct the ceremony or celebration must, not less than six hours prior to the commencement of the ceremony or celebration, notify:

- (i) the NSW Rural Fire Service Zone or District Manager for that district, If the place where the ceremony or celebration is to be held is within a rural fire district; or
- (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the place where the ceremony or celebration is to be held is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire or candles not be lit.

#### SCHEDULE 5

##### Services & Utilities – Essential Repairs/Maintenance

Fire lit, maintained or used by, or under the authority of, a provider of energy, telecommunications, water, transport or waste removal/disposal services, in connection with the urgent and essential:

- (a) repairs; or
- (b) maintenance

of facilities or equipment required for the continuation of the supply or provision of power, light, heat, cooling, refrigeration, communication, water, transport or sewerage provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

#### SCHEDULE 6

##### Disposal of Waste/Putrescent Material

Fire lit, maintained or used by a public authority as defined in the dictionary of the Rural Fires Act 1997 (NSW), for the disposal of waste or putrescent material likely to cause a health hazard provided that the fire is lit in a properly constructed incinerator designed to prevent the escape of fire, sparks or incandescent or burning material therefrom.

#### SCHEDULE 7

##### Sugar Cane Harvesting

Fire lit, maintained or used between the hours of 7 p.m. and 7 a.m. Australian Eastern Standard Summer Time for a purpose associated with the harvesting of sugar cane provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the area of cane which is to be harvested; and,
- (b) adequate fire fighting equipment is provided at the site of the fire to prevent the escape or spread of the fire,
- (c) the fire is under the direct control of a responsible adult person, present at all times until it is fully extinguished.
- (d) the person who lights the fire has complied with the requirements of section 87 of the Rural Fires Act 1997.



## SCHEDULE 8

## Bitumen Roadworks

Fire lit or maintained or used for the purpose of heating bitumen in tankers, sprayers, storage units, mobile asphalt plants, mobile asphalt pavers and pavement recycling machines for road repair and construction works provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the equipment; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 9

## Disposal of Diseased Animal Carcasses

Fire lit or maintained or used for the purposes of disposal of diseased sheep, cattle, chicken or other deceased stock carcasses provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the fire;
- (b) adequate fire fighting equipment is provided at the site of the fire to prevent the escape or spread of the fire;
- (c) the site of the fire is surrounded by ground that is clear of all combustible material for a distance of at least 30 metres;
- (d) a responsible adult person is present at the site of the fire at all times while it is burning; and
- (e) prior to lighting such a fire, the person in charge of the operation must notify:
  - (i) the NSW Rural Fire Service Zone or District Manager for that district if the place where the fire is to be lit is within a rural fire district; or
  - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the place where the fire is to be lit is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not be lit.

## SCHEDULE 10

## Bee Hive "Smokers"

Fire lit and maintained in a metal canister, known as a "bee hive smoker" used by apiarists to produce smoke for use in connection with the management of bees and bee hives, provided that:

- (a) the canister is a commercially available "bee hive smoker" designed to prevent the escape of sparks or incandescent or burning material;
- (b) the fuel for the canister is lit inside a building or vehicle by a responsible adult person and the canister is sealed prior to leaving the building or vehicle and being taken to the hives;
- (c) fire, sparks or incandescent or burning material is not permitted to escape from the canister in the open air;
- (d) the canister is not to be left unattended while it is alight;
- (e) the fuel is totally extinguished inside a building or vehicle by the responsible adult person at the completion of use.

## SCHEDULE 11

## Electric or Gas Barbeques

1. Fire lit, maintained or used for the purpose of food preparation on an electric appliance provided that:
  - (a) the appliance is under the direct control of a responsible adult person, present at all times while it is operating;
  - (b) no combustible material of any kind is allowed within two metres of the appliance while it is operating;
2. Fire lit, maintained or used for the purpose of food preparation on a gas fired appliance provided that:
  - (a) the appliance is under the direct control of a responsible adult person, present at all times while it is operating;
  - (b) no combustible material of any kind is allowed within two metres of the appliance while it is operating;
  - (c) a system of applying an adequate stream of water to the appliance and its surrounds is available for immediate and continuous use; and
    - (i) the appliance is located on land on which is erected a permanent private dwelling and is not more than twenty metres from that dwelling; or
    - (ii) where the appliance is not on land on which is erected a permanent private dwelling, both the appliance and the land on which it is located have been approved for the purpose by:
      - the council of the area or;
      - if the land is acquired or reserved under the National Parks and Wildlife Act 1974, the National Parks and Wildlife Service; or
      - if the land is within a state forest, State Forests of NSW.

## SCHEDULE 12

## Charcoal Production

Fire lit, maintained or used in accordance with Regulation 28 (1) (a) of the Rural Fires Regulation 2002 (NSW), for the production of charcoal (but not for the destruction of waste arising therefrom) provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 13

## Mining Operations

Fire lit, maintained or used in association with the cutting, welding and/or grinding apparatus used for the purpose of the urgent and essential maintenance and repair of mining equipment provided that:

- (a) the cutting, welding and/or grinding apparatus is used in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works; and
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire.

## SCHEDULE 14

## Building Construction/Demolition – Urgent and Essential

Fire lit, maintained or used in association with welding, cutting and grinding work undertaken in the course of urgent and essential construction or demolition of buildings provided that:

- (a) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the site of the works;
- (b) adequate fire fighting equipment is provided at the site of the works to prevent the escape or spread of the fire; and
- (c) if the work is to be carried out above the normal ground or floor level the area below the works must be totally free of combustible material and any fire, spark or incandescent material must be prevented from falling to that area.
- (d) prior to lighting the fire, the person in charge of the work must notify:
  - (i) the NSW Rural Fire Service Zone or District Manager for that district, If the site of the work is within a rural fire district; or
  - (ii) the Officer in Charge of the nearest NSW Fire Brigades fire station if the site of the work is within a fire district

and comply with any direction or additional condition which may be imposed by that officer which may include a direction that the fire not to be lit.

## SCHEDULE 15

## Exhaust Stacks for Gas Exploration, Collection, Drainage, Refining Facilities, Oil Refineries and Steel Works

Fire lit, maintained or used to dispose of gaseous exhaust emissions through a chimney in connection with the exploration, collection, drainage, refining, manufacture or purification of gas, oil or metal provided that: the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning materials from the site of the exploration, collection, drainage, refining or manufacturing facility.

## SCHEDULE 16

## Hot Air Balloons

Fire lit, maintained or used in order to conduct commercial hot air balloon flying operations provided that:

- (a) not more than twelve hours prior to lighting such a fire the pilot must notify:
  - (i) the NSW Rural Fire Service State Operations Centre on 1800 679 737 of the proposed flight; and
  - (ii) the NSW Rural Fire Service Zone or District Manager for the launch site if within the rural fire district and for each rural fire district on the proposed flight path; and
  - (iii) the NSWFB Officer in Charge of the nearest NSW Fire Brigades fire station if the launch site is within the NSWFB fire district,

and comply with any direction or additional condition, which may be, imposed by the RFS or NSWFB, which may include a direction that the fire is not to be lit. The contact details for the RFS Zone or District Manager/s may be obtained from the RFS State Operations Centre on 1800 679 737 and the contact details for NSWFB may be obtained from the NSWFB Communications Centre on 1800 422 281;

- (b) at the time the balloon is launched:
  - (i) the ambient air temperature is less than 30 degrees Celsius; and
  - (ii) the average wind speed measured at ground level is less than 20 kilometres per hour;
- (c) the take off site is clear of all combustible material within a 3 metre radius of the balloon burner;
- (d) the balloon has landed and all burners and pilot lights are extinguished by no later than 2 hours after sunrise;
- (e) any sighting of smoke or fire observed from the air is immediately reported to the NSW Fire Brigades via the Telstra “000” emergency system;
- (f) the fire is lit and maintained in a manner which will prevent the escape of fire, sparks or incandescent or burning material from the balloon; and
- (g) adequate fire fighting equipment is carried in the balloon and by the ground/retrieval party to prevent the escape or spread of the fire.

## SCHEDULE 17

## Olympic Cauldron

Fire lit and maintained by the Sydney Olympic Park Authority in the “Olympic Cauldron” erected at Sydney Olympic Park.

## SCHEDULE 18

## Any Other Fire Approved by NSW RFS Commissioner

Any fire, the lighting or maintenance of which is approved in writing by the Commissioner of the NSW Rural Fire Service, provided that the person who lights or maintains the fire complies with any conditions imposed by the Commissioner in relation to that fire.

## SCHEDULE A

## Greater Hunter

## Greater Sydney Region

## Illawarra/Shoalhaven

Authorised to be printed

ISSN 0155-6320

TONY DUCKMANTON, Government Printer.



# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

**Number 113**  
**Friday, 26 October 2012**

Published under authority by the Department of Premier and Cabinet

## LEGISLATION

### **Online notification of the making of statutory instruments**

Week beginning 15 October 2012

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

#### **Regulations and other statutory instruments**

[Catchment Management Authorities Amendment Order 2012](#) (2012-530) — published LW 19 October 2012

[Rail Safety \(General\) Amendment \(Disclosure of Information\) Regulation 2012](#) (2012-527) — published LW 19 October 2012

#### **Environmental Planning Instruments**

[Goulburn Mulwaree Local Environmental Plan 2009 \(Amendment No 3\)](#) (2012-529) — published LW 19 October 2012

[State Environmental Planning Policy \(Homebush Bay Area\) Amendment 2012](#) (2012-528) — published LW 19 October 2012

---

**OFFICIAL NOTICES****Appointments**

Department of Premier and Cabinet, Sydney  
24 October 2012

**CONSTITUTION ACT 1902****MINISTERIAL ARRANGEMENTS DURING THE  
ABSENCE FROM DUTY OF THE  
PREMIER AND MINISTER FOR WESTERN SYDNEY**

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable A. J. STONER, M.P., Deputy Premier, Minister for Trade and Investment and Minister for Regional Infrastructure and Services, to act for and on behalf of the Premier and Minister for Western Sydney, as on and from 27 October 2012, with a view to his performing the duties of the offices of the Premier and Minister for Western Sydney during my absence from duty.

BARRY O'FARRELL, M.P.,  
Premier

Department of Premier and Cabinet, Sydney  
24 October 2012

**CONSTITUTION ACT 1902****MINISTERIAL ARRANGEMENTS DURING THE  
ABSENCE OF THE MINISTER FOR AGEING AND  
MINISTER FOR DISABILITY SERVICES**

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable P. J. GOWARD, M.P., Minister for Family and Community Services and Minister for Women to act for and on behalf of the Minister for Ageing and Minister for Disability Services, on and from 31 October 2012, with a view to her performing the duties of the Honourable A. J. Constance, M.P., during his absence from duty.

BARRY O'FARRELL, M.P.,  
Premier

Department of Premier and Cabinet, Sydney  
24 October 2012

**CONSTITUTION ACT 1902****MINISTERIAL ARRANGEMENTS DURING THE  
ABSENCE OF THE MINISTER FOR  
CITIZENSHIP AND COMMUNITIES AND  
MINISTER FOR ABORIGINAL AFFAIRS**

PURSUANT to section 36 of the Constitution Act 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Honourable G. ANNESLEY, M.P., Minister for Sport and Recreation to act for and on behalf of the Minister for Citizenship and Communities and

Minister for Aboriginal Affairs, on and from 27 October 2012, with a view to his performing the duties of the Honourable V. M. Dominello, M.P., during his absence from duty.

BARRY O'FARRELL, M.P.,  
Premier

**CRIMES (ADMINISTRATION OF SENTENCES)  
ACT 1999**

State Parole Authority

Appointment of Community Member

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the appointment of Katie Louise FULLILOVE as a community member of the State Parole Authority for a period of three (3) years dating on and from 21 October 2012.

GREG SMITH, M.P.,  
Minister for Justice

**CRIMES (ADMINISTRATION OF SENTENCES)  
ACT 1999**

State Parole Authority

Appointment of Community Member

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the appointment of Susan Mary CARTER as a community member of the State Parole Authority for a period of three (3) years dating on and from 21 October 2012.

GREG SMITH, M.P.,  
Minister for Justice

**CRIMES (ADMINISTRATION OF SENTENCES)  
ACT 1999**

State Parole Authority

Re-appointment of Community Member

HER Excellency the Governor, with the advice of the Executive Council and pursuant to the provisions of the Crimes (Administration of Sentences) Act 1999, has approved the re-appointment of Martha JABOUR as a community member of the State Parole Authority for a period of three (3) years dating on and from 21 October 2012.

GREG SMITH, M.P.,  
Minister for Justice

**PARLIAMENTARY ELECTORATES AND  
ELECTIONS ACT 1912**

Appointment of Electoral Districts Commissioners

IT is hereby notified that pursuant to the Parliamentary Electorates and Elections Act 1912, Her Excellency the Governor, Professor Marie Bashir, A.C., C.V.O., has appointed the Honourable Keith MASON, A.C., Q.C., a former Judge of the Supreme Court, Colin Anthony BARRY, Electoral Commissioner and Desmond Joseph MOONEY, Surveyor-General, as Electoral Districts Commissioners to hold office from 29 October 2012 to 29 October 2013.

Date: 24 October 2012.

CHRIS ECCLES,  
Director General  
Department of Premier and Cabinet, Sydney

---

## Roads and Maritime Services

### ROAD TRANSPORT (GENERAL) ACT 2005

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

CABONNE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 19 metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

Date: 24 October 2012.

A. L. HOPKINS,  
General Manager,  
Cabonne Council

(by delegation from the Minister for Roads)

### SCHEDULE

#### 1. Citation

This Notice may be cited as Cabonne Council 19 Metre B-Double Route Notice No. 2/2012.

#### 2. Commencement

This Notice takes effect on the date of gazettal.

#### 3. Effect

This Notice remains in force until 25 October 2013 unless it is amended or repealed earlier.

#### 4. Application

This Notice applies to those 19 Metre B-Double vehicles where gross weight exceeds 50 tonnes which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

#### 5. Routes

Type	Road No.	Road Name	Starting Point	Finishing Point	Conditions
19	000	Spring Hill Road, Cabonne Council	Orange/Cabonne Council Boundary – Chapman Street, Spring Hill	Cabonne/Blayney Council Boundary	
19	000	Cowriga Road, Cabonne Council	Spring Hill Road	“Avondale” 306 Cowriga Road, 600 metres from Spring Hill Road	



**ROAD TRANSPORT (GENERAL) ACT 2005**

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

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

Dated: 22 October 2012.

R. C. PLUIS,  
General Manager,  
Narrandera Shire Council  
(by delegation from the Minister for Roads)

---

**SCHEDULE****1. Citation**

This Notice may be cited as Narrandera Shire Council Road Train Notice No. 02/2011.

**2. Commencement**

This Notice takes effect on the date of publication in the *New South Wales Government Gazette*.

**3. Effect**

This Notice remains in force until 30 September 2015, unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those Road Train vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2010 and Schedule 2 of the Road Transport (Vehicle Registration) Regulation 2007.

**5. Routes**

<i>Type</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
36.5m.	Kamarah Road.	Burley Griffin Way.	Colinroobie Willows Road.

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

TWEED SHIRE COUNCIL, in pursuance of the Road Transport (Mass, Loading, Access) Regulation 2005, makes the amendment in the Schedule to the routes and areas previously specified on or in which 25 metre B-Double vehicles may be used.

Date: 24 October 2012.

DAVID KEENAN,  
General Manager,  
Tweed Shire Council  
(by delegation from the Minister for Roads)

---

**SCHEDULE****1. Citation**

This Notice may be cited as the Tweed Shire Council 25metre B-Double Repeal Notice No. 2/2012.

**2. Commencement**

This Notice takes effect on date of repeal.

**3. Amendment**

The General B Double Permit Notice 2005 is amended by omitting the following from appendix 2 of that Notice: 02/2006.

<i>Type</i>	<i>Road</i>	<i>Starting point</i>	<i>Finishing point</i>	<i>Conditions</i>
25		Chinderah Bay Drive	Final Road Off Ramp	Waugh Street

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

TWEED SHIRE COUNCIL, in pursuance of Division 4 of Part 2 of the Road Transport (Mass, Loading, Access) Regulation 2005, by this Notice, specify the routes and areas on or in which 25metre B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

Date: 24 October 2012.

DAVID KEENAN,  
General Manager,  
Tweed Shire Council  
(by delegation from the Minister for Roads)

---

**SCHEDULE****1. Citation**

This Notice may be cited as Tweed Shire Council 25 Metre B-Double Route Notice No. 02/2012.

**2. Commencement**

This Notice takes effect on date of gazettal.

**3. Effect**

This Notice remains in force until 1 September 2015 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 25 metre B-Double vehicles which comply with Schedule 1 of the Road Transport (Mass, Loading and Access) Regulation 2005 and Schedule 4 of the Road Transport (Vehicle Registration) Regulation 1998.

**5. Routes**

<i>Type</i>	<i>Road No.</i>	<i>Road Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>
25		Chinderah Bay Drive	Fingal Road Off Ramp	Waugh Street

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

WOLLONGONG CITY COUNCIL, pursuant to Clause 25 of the Road Transport (Mass, Loading and Access) Regulation 2005, hereby amend the 4.6 Metre High Vehicle Notice 2008, as published in NSW Government Gazette No. 185 on 21 December 2007 at pages 10618 to 10674, as set out in the Schedule of this Notice.

Mr DAVID FARMER,  
General Manager,  
Wollongong City Council  
(by delegation from the Minister for Roads)

---

**SCHEDULE****1. Citation**

This Notice is the Wollongong City Council 4.6 Metre High Vehicle Notice 2008 (Amendment) Notice No. 1/2012.

**2. Commencement**

This Notice takes effect on and from the date of publication in the *NSW Government Gazette*.

**3. Effect**

This Notice remains in force up to and including 31 December 2012 unless it is repealed earlier.

**4. Amendment**

*Insert* the following routes into the table at Appendix 2, under the heading Part 3 – 4.6 Metre High Vehicle Routes in Shire and Council areas (excluding the Sydney Region) under Wollongong City Council

<i>Road No.</i>	<i>Route</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
MR613	Northcliffe Drive	F6 Southern Freeway off ramp, Kembla Grange	HW1 Princes Highway, Kembla Grange	
HW1	Princes Highway	MR613 Northcliffe Drive, Kembla Grange	West Dapto Road, Kembla Grange	
	West Dapto Road	HW1 Princes Highway, Kembla Grange	Reddalls Road, Kembla Grange	
	Reddalls Road	West Dapto Road, Kembla Grange	Lot 32 Reddalls Road, Kembla Grange	

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

Notice of Compulsory Acquisition of Land at Valla and Urunga in the Nambucca and Bellingen Shire Council areas

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

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

---

**SCHEDULE**

ALL those pieces or parcels of land situated in the Nambucca and Bellingen Shire Council areas, Parishes of Valley Valley and South Bellingen and County of Raleigh shown as:

Lots 16, 17 and 19 Deposited Plan 1176086, being parts of the land in Certificates of Title 159/755560 and 160/755560 respectively and said to be in the possession of Michael Thomas Jensen; and

Lots 5, 6, 8 and 9 Deposited Plan 1176067, being parts of the land in Certificates of Title 69/755557, 275/755557 and Auto Consol 13508-243 respectively and said to be in the possession of Judith Langford Riddel;

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

(RMS Papers: 11M1073)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at East Maitland, Pitnacree, Lorn, Largs and Bolwarra in the Maitland City Council area

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

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

---

**SCHEDULE**

ALL those pieces or parcels of land situated in the Maitland City Council area, Parishes of Maitland and Middlehope, Counties of Northumberland and Durham, shown as:

Lot 11 Deposited Plan 1116218;

Lot 2 Deposited Plan 187046;

Lots 10 to 26 inclusive Deposited Plan 1139560;

Lots 22 and 23 Deposited Plan 1169847;

Lots 50 to 60 inclusive and 64 Deposited Plan 1127754;

Lots 402 and 403 Deposited Plan 1154002;

Lot 1 Deposited Plan 799965;

Lots 62, 63 and 64 Deposited Plan 1127714;

Lot 502 Deposited Plan 1146157;

Lots 49 and 51 to 61 inclusive Deposited Plan 1124043;  
and

Lots 22 to 33 inclusive Deposited Plan 1122972.

(RMS Papers: 7M2905 Vol. 2; RO 307.1206 Vol. 2)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at Green Point in the Gosford City Council area

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

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

---

**SCHEDULE**

ALL those pieces or parcels of land situated in the Gosford City Council area, Parish of Kincumber and County of Northumberland, shown as:

Lot 81 Deposited Plan 1137341;

Lots 55 to 59 inclusive Deposited Plan 1174192;

Lot 2 Deposited Plan 1133891; and

Lots 18 to 25 inclusive Deposited Plan 1137337.

(RMS Papers: 184.1268)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at Bomaderry in the Shoalhaven City Council Area

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

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

---

**SCHEDULE**

ALL that piece or parcel of land situated in the Shoalhaven City Council area, Parish of Bunberra and County of Camden, shown as Lot 22 Deposited Plan 804283.

(RMS Papers: SF2012/36056; RO 1/404.1128)

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

Notice of Compulsory Acquisition of Land at Hazelbrook in the Blue Mountains City Council area

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

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Maritime Services

---

**SCHEDULE**

ALL that piece or parcel of Crown land situated in the Blue Mountains City Council area, Parish of Linden and County of Cook, shown as Lot 11 Deposited Plan 1170362, being part of the land in Certificate of Title 7007/1128227, being also part of the land in Reserve No 63822 for Public Recreation notified in the Government Gazette on 3 March 1933 on page 927.

The land is said to be in the possession of the Crown and Blue Mountains City Council (reserve trust manager).

(RMS Papers: SF2012/15677; RO 5/44.12529)



---

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

---

### MINERAL ALLOCATION AREA ORDER FOR GROUP 8 MINERALS 2012

under the

Mining Act 1992

I, Professor Marie Bashir, A.C., C.V.O., Governor of New South Wales, with the advice of the Executive Council, and in pursuance of section 368 of the Mining Act 1992, make the following Order.

Dated this 17th day of October, 2012.

By Her Excellency's Command

CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

#### Explanatory note

This Order is made under section 368 of the Mining Act. The object of this Order is to constitute the land identified as the Darling Basin Group 8 Mineral Allocation Area on the plan no. D7439 (as shown below) as a mineral allocation area for group 8 minerals (geothermal energy).

### Mineral Allocation Area Order for Group 8 Minerals 2012

under the

Mining Act 1992

#### 1 Name of Order

This Order is the Mineral Allocation Area Order for Group 8 Minerals 2012.

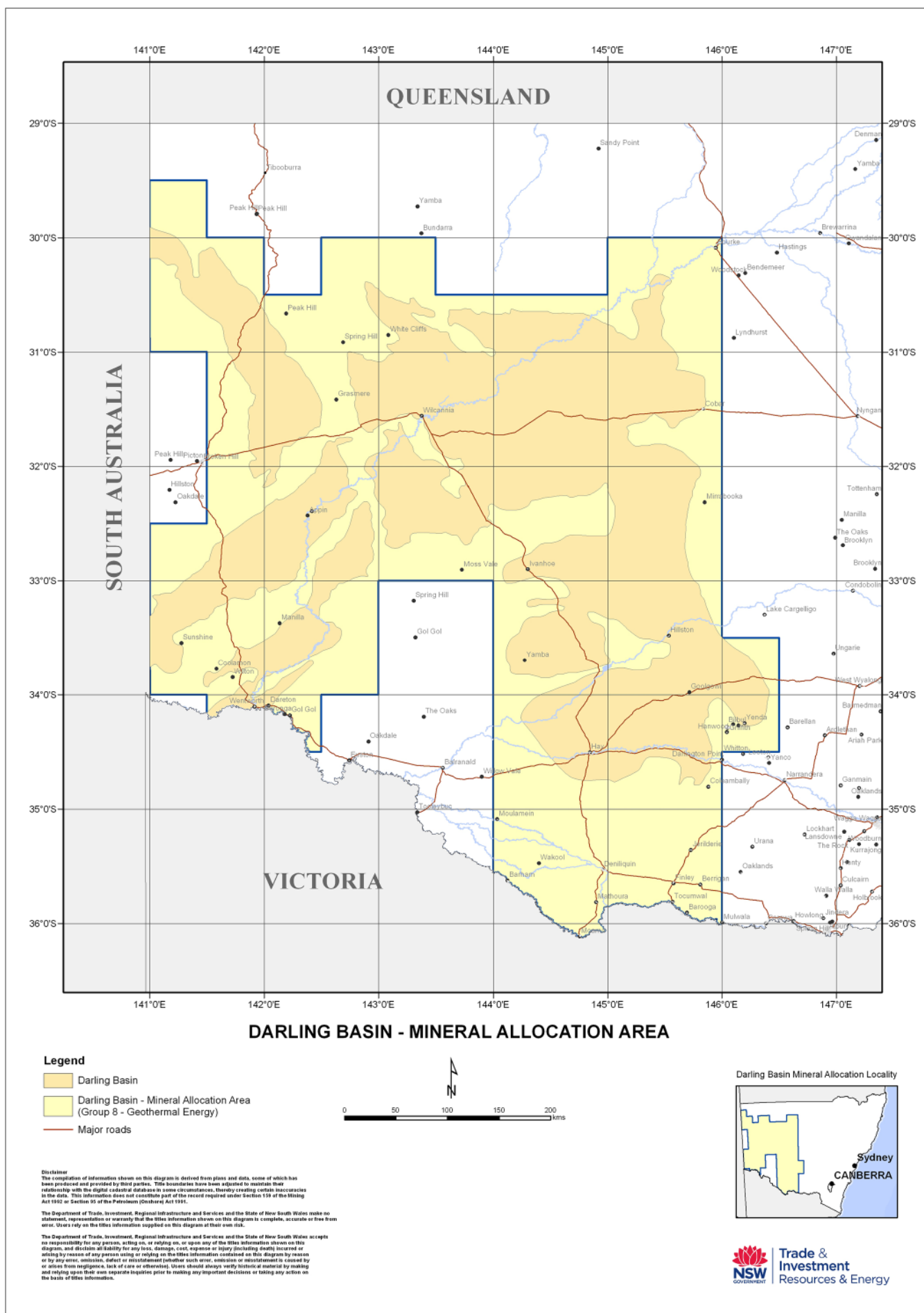
#### 2 Commencement

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

#### 3 Mineral Allocation Area

The land identified on the map at Schedule 1 to this order as the Darling Basin Group 8 Mineral Allocation Area is constituted as a mineral allocation area for group 8 minerals (geothermal energy).

Note: This plan has been prepared by the Department and is identified as Plan No. D7439. This plan is held by the Department at its Maitland Office.



**MINERALS**

NOTICE is given that the following applications have been received:

**EXPLORATION LICENCE APPLICATIONS**

(T12-1246)

No. 4690, AUSNICO LIMITED (ACN 122 957 322), area of 84 units, for Group 1, dated 18 October 2012. (Broken Hill Mining Division).

(T12-1248)

No. 4691, SOUTHERN CAPITAL INVESTMENTS PTY LTD (ACN 098 333 932), area of 24 units, for Group 1, dated 23 October 2012. (Orange Mining Division).

**MINING LEASE APPLICATION**

(T12-1515)

No. 442, COBBORA HOLDING COMPANY PTY LIMITED (ACN 147 813 125), area of about 8231 hectares, to mine for coal, dated 5 October 2012. (Orange Mining Division).

The Hon. CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

NOTICE is given that the following application has been granted:

**MINING LEASE APPLICATION**

(11-5164)

Armidale No. 427, now Mining Lease No. 1680 (Act 1992), NAMOI MINING PTY. LTD. (ACN 071 158 373), Parish of Black Jack, County of Pottinger; and Parish of Gunnedah, County of Pottinger, Map Sheet (8935-4-N), area of 68.46 hectares, for the purpose of building, cable, conveyance of electricity, conveyance of materials, dam, drain, drainage of water, machinery, mining plant, pipeline, railway, road, stockpiling or depositing of overburden, ore or tailings, storing of fuel and transmission of electricity, dated 24 September 2012, for a term until 24 September, 2033. As a result of the grant of this title, Exploration Licence No. 7241 has partly ceased to have effect.

The Hon. CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

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

(12-5039)

Exploration Licence No. 2934, BALAMARA RESOURCES LIMITED (ACN 061 219 985), area of 6 units. Application for renewal received 22 October 2012.

(T00-0076)

Exploration Licence No. 5792, TEMPLAR RESOURCES PTY LTD (ACN 085 644 944), area of 52 units. Application for renewal received 19 October 2012.

(T04-0063)

Exploration Licence No. 6323, BOUNTY RESOURCES PTY LIMITED (ACN 108 458 420), area of 6 units. Application for renewal received 18 October 2012.

(04-0571)

Exploration Licence No. 6325, TRIAKO RESOURCES PTY LTD (ACN 008 498 119) AND GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 38 units. Application for renewal received 17 October 2012.

(04-0534)

Exploration Licence No. 6328, GOLD FIELDS AUSTRALASIA PTY LTD (ACN 087 624 600) AND CLANCY EXPLORATION LIMITED (ACN 105 578 756), area of 14 units. Application for renewal received 17 October 2012.

(04-0597)

Exploration Licence No. 6347, TRIAKO RESOURCES PTY LTD (ACN 008 498 119), area of 6 units. Application for renewal received 23 October 2012.

(T08-0139)

Exploration Licence No. 7225, PERILYA BROKEN HILL LIMITED (ACN 099 761 289), area of 2 units. Application for renewal received 18 October 2012.

(T08-0084)

Exploration Licence No. 7246, GOLDMINCO CORPORATION (ACN 669 382 832), area of 35 units. Application for renewal received 19 October 2012.

(T10-0135)

Exploration Licence No. 7633, PEEL MINING LIMITED (ACN 119 343 734), area of 3 units. Application for renewal received 17 October 2012.

The Hon. CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

**RENEWAL OF CERTAIN AUTHORITIES**

NOTICE is given that the following authorities have been renewed:

(10-3245)

Exploration Licence No. 6273, WHITE ROCK (MTC) PTY LTD (ACN 132 461 575), Counties of Buller, Clive and Drake, Map Sheet (9340), area of 61 units, for a further term until 14 June 2014. Renewal effective on and from 27 September 2012.

(04-0523)

Exploration Licence No. 6304, DONALD JOHN PERKIN AND MINEXCHANGE PROPRIETARY LIMITED (ACN 086 042 524), County of Roxburgh, Map Sheet (8831), area of 49 units, for a further term until 23 September 2013. Renewal effective on and from 22 October 2012.

(06-4114)

Exploration Licence No. 6671, EASTERN IRON LIMITED (ACN 126 678 037), County of Cunningham, Map Sheet (8231, 8232), area of 49 units, for a further term until 30 November 2013. Renewal effective on and from 18 October 2012.

(06-4115)

Exploration Licence No. 6672, EASTERN IRON LIMITED (ACN 126 678 037), Counties of Blaxland and Dowling, Map Sheet (8131, 8231, 8232), area of 53 units, for a further term until 30 November 2013. Renewal effective on and from 18 October 2012.

(06-4160)

Exploration Licence No. 6706, EASTERN IRON LIMITED (ACN 126 678 037) AND PLATSEARCH NL (ACN 003 254 395), Counties of Canbelego and Cowper, Map Sheet (8135, 8136, 8235, 8236), area of 96 units, for a further term until 30 November 2013. Renewal effective on and from 18 October 2012.

(06-4116)

Exploration Licence No. 6710, EASTERN IRON LIMITED (ACN 126 678 037), County of Robinson, Map Sheet (8035, 8135), area of 71 units, for a further term until 30 November 2013. Renewal effective on and from 18 October 2012.

(07-0259)

Exploration Licence No. 7093, ARASTRA EXPLORATION PTY LTD (ACN 085 025 798), Counties of Mootwingee and Yungnulgra, Map Sheet (7336), area of 94 units, for a further term until 4 March 2014. Renewal effective on and from 22 October 2012.

(T09-0232)

Exploration Licence No. 7460, CENTIUS GOLD LIMITED (ACN 140 475 921), Counties of Buller and Drake, Map Sheet (9340, 9440), area of 31 units, for a further term until 1 March 2014. Renewal effective on and from 22 October 2012.

(T09-0167)

Exploration Licence No. 7461, PEEL MINING LIMITED (ACN 119 343 734), County of Blaxland, Map Sheet (8033, 8133), area of 27 units, for a further term until 4 March 2015. Renewal effective on and from 10 October 2012.

The Hon. CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

---

### WITHDRAWAL OF APPLICATION FOR RENEWAL

NOTICE is given that the application for renewal in respect of the following authority has been withdrawn:

(07-0405)

Exploration Licence No. 7135, ARGENT MINERALS LIMITED (ACN 124 780 276), County of Roxburgh, Map Sheet (8831), area of 15 units. The authority ceased to have effect on 12 October 2012.

The Hon. CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

---

### TRANSFERS

(11-3407)

Exploration Licence No. 6818, formerly held by PLANET MINERALS LTD (ACN 121 023 514) has been transferred to BOUZZA PTY LTD (ACN 139 102 435). The transfer was registered on 8 October 2012.

(T08-0235)

Exploration Licence No. 7341, formerly held by PRORATA RESOURCES PTY LIMITED (ACN 129 617 090) has been transferred to ZODIAC RESOURCES PTY LTD (ACN 147 515 839). The transfer was registered on 17 October 2012.

(12-1988)

Mining Claim Converted To Lease No. 282 (Act 1992), formerly held by TASMAN GOLDFIELDS NSW PTY LTD (ACN 124 228 473) has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 283 (Act 1992), formerly held by TASMAN GOLDFIELDS NSW PTY LTD (ACN 124 228 473) has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 284 (Act 1992), formerly held by JOHN GORDON PARK has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 285 (Act 1992), formerly held by JOHN GORDON PARK has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 287 (Act 1992), formerly held by TASMAN GOLDFIELDS AUSTRALIA OPERATIONS PTY LTD (ACN 124 217 634) has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 288 (Act 1992), formerly held by TASMAN GOLDFIELDS AUSTRALIA OPERATIONS PTY LTD (ACN 124 217 634) has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 289 (Act 1992), formerly held by BRIGHT STAR RESOURCES LIMITED (ACN 121 985 395) has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

(12-1988)

Mining Claim Converted To Lease No. 291 (Act 1992), formerly held by BRIGHT STAR RESOURCES LIMITED (ACN 121 985 395) has been transferred to CHALLENGER MINES PTY LTD (ACN 090 166 528). The transfer was registered on 20 September 2012.

The Hon. CHRIS HARTCHER, M.P.,  
Minister for Resources and Energy

## PRIMARY INDUSTRIES

**FISHERIES MANAGEMENT ACT 1994**

Instrument of Appointment  
Aquaculture Research Advisory Committee

I, KATRINA ANN HODGKINSON, M.P., Minister for Primary Industries, pursuant to section 157 (4) of the Fisheries Management Act 1994 and clause 16 and Schedule 1 of the Fisheries Management (Aquaculture) Regulation 2007, appoint:

1. each person named in the Schedule as an aquaculture industry representative member of the Aquaculture Research Advisory Committee for a term commencing on 27 September 2012 and expiring on 27 September 2015; and
2. Ian White as a member and the chairperson of the Aquaculture Research Advisory Committee for a term commencing on 27 September 2012 and expiring on 27 September 2015.

**SCHEDULE**

Anthony TROUP  
Ewan McASH  
John STUBBS  
Matthew WASSNIG  
Milada SAFARIK  
Russell SYDENHAM

Dated this 22nd day of October 2012.

KATRINA ANN HODGKINSON, M.P.,  
Minister for Primary Industries

**PLANT DISEASES ACT 1924**

Appointment of Inspector

I, ANDREW COLIN SANGER, Director, Agricultural Compliance, with the delegated authority of the Director General of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to section 28C of the Plant Diseases Act 1924 ("the Act") and pursuant to section 11 (1) of the Act, hereby appoint Joshua John CHAPMAN as an inspector for the purposes of the Act.

Dated this 22nd day of October 2012.

A. C. SANGER,  
Director, Agricultural Compliance,  
Department of Primary Industries  
(an office within the Department of Trade and Investment, Regional Infrastructure and Services)

**PLANT DISEASES ACT 1924**

Appointment of Inspectors

I, ANDREW COLIN SANGER, Director, Agricultural Compliance, with the delegated authority of the Director General of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to section 28C of the Plant Diseases Act 1924 ("the Act") and pursuant to section 11 (1) of the Act, hereby appoint Megan-Jean PRATT and Danielle McKAY as inspectors for the purposes of the Act.

Dated this 22nd day of October 2012.

A. C. SANGER,  
Director, Agricultural Compliance,  
Department of Primary Industries  
(an office within the Department of Trade and Investment, Regional Infrastructure and Services)

**PLANT DISEASES ACT 1924**

Revocation of Appointments

I, ANDREW COLIN SANGER, Director, Agricultural Compliance, with the delegated authority of the Director General of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to section 28C of the Plant Diseases Act 1924 ("the Act") and pursuant to sections 3 (2) (a) and 11 (1) of the Act, hereby revoke the appointment of each person named in Column 1 of the Schedule as an inspector under the Act, as published in the New South Wales Government Gazette specified in Column 2 of the Schedule at the page specified in Column 3 of the Schedule, and any appointment revived as a result of this revocation.

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Heather BROOKS	No. 12 of 3 February 2012	236
Lauren Elizabeth BEATTIE	No. 12 of 3 February 2012	236
Kate Louise LIGHTFOOT	No. 12 of 3 February 2012	236

Dated this the 22nd day of October 2012.

A. C. SANGER,  
Director, Agricultural Compliance,  
Department of Primary Industries  
(an office within the Department of Trade and Investment, Regional Infrastructure and Services)

**RURAL LANDS PROTECTION ACT 1998**

Revocation of Authorised Officer

I, ANDREW COLIN SANGER, Director, Agricultural Compliance, with the delegated authority of the Director General of the Department of Trade and Investment, Regional Infrastructure and Services, pursuant to 241 of the Rural Lands Protection Act 1998 ("the Act"), do by this instrument pursuant to section 185 of the Act, revoke the appointment of Heather BROOKS, Lauren Elizabeth BEATTIE and Kate Louise LIGHTFOOT made in the instrument of Appointment of Authorised Officers dated 22 December 2011 and published in *NSW Government Gazette* No. 135 of 30 December 2011 at page 7425 and any appointment revived as a result of this revocation.

Dated this 22nd day of October 2012.

A. C. SANGER,  
Director, Agricultural Compliance,  
Department of Primary Industries  
(an office within the Department of Trade and Investment, Regional Infrastructure and Services)



## LANDS

## ARMIDALE CROWN LANDS OFFICE

108 Faulkner Street (PO Box 199A), Armidale NSW 2350

Phone: (02) 6770 3100 Fax (02) 6771 5348

## 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.

ANDREW STONER, M.P.,

Minister for Regional Infrastructure and Services

## Description

*Parish – Hargrave; County – Sandon;  
Land District – Armidale; L.G.A. – Armidale Dumaresq*

Road Closed: Lot 1, DP 1176261.

File No.: AE06 H 436.

## Schedule

On closing, the land within Lot 1, DP 1176261 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.

ANDREW STONER, M.P.,

Minister for Regional Infrastructure and Services

## Description

*Parish – Coolcumba; County – Hawes;  
Land District – Walcha; L.G.A. – Walcha*

Roads Closed: Lots 4, 5 7 and 9, DP 1164556.

File No.: 12/02303

## Schedule

On closing, the land within Lots 4, 5, 7 and 9, DP 1164556 remains vested in Walcha Council as operational land.

## ROADS ACT 1993

## ORDER

Transfer of Crown Roads to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown public roads specified in each schedule 1 are transferred to the Roads Authority specified in the corresponding schedule 2 hereunder, as from the date of publication of this notice and as from that date, the roads specified in each schedule 1, cease to be Crown public roads.

ANDREW STONER, M.P.,

Minister for Regional Infrastructure and Services

## SCHEDULE 1

*Parish – Elderbury; County – Hardinge  
Land District – Armidale; L.G.A – Guyra*

Crown Road 20.115m wide at Guyra known as Tuckeys Lane, as shown by solid black shading on the diagram hereunder.



## SCHEDULE 2

Roads Authority: Guyra Shire Council

File No. 12/07324. W.507239

Council's Reference: David Counsell



**GOULBURN OFFICE****159 Auburn Street (PO Box 748), Goulburn NSW 2580****Phone: (02) 4824 3700      Fax: (02) 4822 4287****NOTIFICATION OF CLOSING OF A ROAD**

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

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

---

**DESCRIPTION**

*Parish – Narrangarril; County – Argyle*  
*Land District – Goulburn*  
*LGA – Goulburn Mulwaree Council*

Lot 1, DP 1177526 (not being land under the Real Property Act).

File Reference: 11/06452.LB

Note: On closing, the title for the land in Lot 1, DP 1177526 remains vested in Goulburn Mulwaree Council as operational land.

In accordance with section 43 of the Roads Act 1993, the Crown consents to the land in Lot 1, DP 1177526 being vested in the Goulburn Mulwaree Council as operational land, to be sold by the Council.

**GRAFTON OFFICE**  
**49-51 Victoria Street (PO Box 272), Grafton NSW 2460**  
**Phone: (02) 6640 3400      Fax: (02) 6642 5375**

**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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

Description

*Parish – Orara; County – Fitzroy;  
Land District – Grafton; L.G.A. – Coffs Harbour*

Road Closed: Lot 3, DP 1175807.  
File No.: 10/17430.

Schedule

On closing, the land within Lot 3, DP 1175807 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Orara; County – Fitzroy;  
Land District – Grafton; L.G.A. – Coffs Harbour*

Road Closed: Lots 1-2, DP 1175807.  
File No.: 10/17431.

Schedule

On closing, the land within Lots 1-2, DP 1175807 remains vested in the State of New South Wales as Crown Land.

Description

*Parish – Orara; County – Fitzroy;  
Land District – Grafton; L.G.A. – Coffs Harbour*

Road Closed: Lots 4-6, DP 1175807.  
File No.: 10/17429.

Schedule

On closing, the land within Lots 4-6, DP 1175807 remains vested in the State of New South Wales as Crown Land.

**ERRATUM**

BYRANGERY GRASS (R140088) RESERVE TRUST

IN the notification appearing in the *New South Wales Government Gazette* No. 108, Folio 4426 of 19 October 2012, under the heading APPOINTMENT OF TRUST BOARD MEMBERS, remove the words “for a term commencing the date of this notice and expiring 18 October 2017” and insert the words “for a term commencing the date of this notice and expiring 30 November 2014”.

RUTHVEN PUBLIC RECREATION AND  
PRESERVATION OF NATIVE FLORA  
RESERVE TRUST

IN the notification appearing in the *New South Wales Government Gazette* No. 108, Folio 4426 of 19 October 2012, under the heading APPOINTMENT OF TRUST BOARD MEMBERS, remove the words “for a term commencing the date of this notice and expiring 25 October 2017” and insert the words “for a term commencing the date of this notice and expiring 30 November 2014”.

EUREKA PUBLIC RECREATION RESERVE TRUST

IN the notification appearing in the *New South Wales Government Gazette* No. 108, Folio 4426 of 19 October 2012, under the heading APPOINTMENT OF TRUST BOARD MEMBERS, remove the words “for a term commencing the date of this notice and expiring 25 October 2017” and insert the words “for a term commencing the date of this notice and expiring 30 November 2014”.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

**MAITLAND OFFICE****Corner Newcastle Road and Banks Street (PO Box 6), East Maitland NSW 2323****Phone: (02) 4937 9300 Fax: (02) 4934 2252****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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

---

**SCHEDULE**

<i>Column 1</i>	<i>Column 2</i>
Land District: Muswellbrook. Local Government Area: Muswellbrook Council. Locality: Manobalai. Reserve No.: 95623. Public Purpose: Future public requirements. Notified: 16 October 1981. File No.: MD05 H 267.	The whole being Lot 163, DP 750915, Parish Brogheda, County Brisbane, of an area of 4034 square metres.

## NEWCASTLE OFFICE

437 Hunter Street, Newcastle NSW 2300 (PO Box 2185, Dangar NSW 2309)

Phone: (02) 4925 4104 Fax: (02) 4925 3517

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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

## SCHEDULE

Column 1	Column 2
Parish: Couridjah County: Camden Land District: Picton Local Government Area: Wollondilly Locality: Lakesland Reserve No. 751270 Public Purpose: future public requirements Notified: 29 June 2007 File Reference: 11/08858	The part being: Lot 1, DP 1178113 of an area of 3690 m <sup>2</sup>
Notes: For the purpose of sale of Lot 1, DP 1178113 – closed Crown road (notified in <i>NSW Government Gazette</i> 15 July 1905) to an adjoining owner.	

## 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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

## Description

*Parishes – Opton and Olney; County – King;  
Land District – Boorowa; L.G.A. – Boorowa*

Road Closed: Lot 1, DP 1178422.

File No.: 07/5875: ER.

## Schedule

On closing, the land within Lot 1, DP 1178422 remains vested in the State of New South Wales as Crown Land.

## Description

*Parish – Moan; County – Bligh;  
Land District – Mudgee; L.G.A. – Upper Hunter*

Road Closed: Lot 1, DP 1179262.

File No.: 09/08175.

## Schedule

On closing, the land within Lot 1, DP 1179262 remains vested in the State of New South Wales as Crown Land.

## Description

*Parish – Denman; County – Brisbane;  
Land District – Muswellbrook; L.G.A. – Muswellbrook*

Road Closed: Lot 1, DP 1178289.

File No.: 10/09988.

## Schedule

On closing, the land within Lot 1, DP 1178289 remains vested in the State of New South Wales as Crown Land.

## Description

*Parishes – Keewong, Burra; County – Murray;  
Land District – Queanbeyan; L.G.A. – Palerang*

Road Closed: Lots 1-3, DP 1178107.

File No.: 12/04044: NB.

## Schedule

On closing, the land within Lots 1-3, DP 1178107 remains vested in the State of New South Wales as Crown Land.

## Description

*Parish – March; County – Wellington;  
Land District – Orange; L.G.A. – Cabonne*

Road Closed: Lot 1, DP 1177940.

File No.: 08/0160.

## Schedule

On closing, the land within Lot 1, DP 1177940 remains vested in the State of New South Wales as Crown Land.

## Description

*Parishes – Wolongong and Derriwong;  
County – Cunningham;  
Land District – Condobolin; L.G.A. – Lachlan*

Road Closed: Lot 2, DP 1176638 subject to easement for access created by Deposited Plan DP 1176638.

File No.: 10/05251.

## Schedule

On closing, the land within Lot 2, DP 1176638 remains vested in the State of New South Wales as Crown Land.

## Description

*Parish – Ganbenang; County – Westmoreland;  
Land District – Lithgow; L.G.A. – Lithgow*

Road Closed: Lots 1-3, DP 1175016 (subject to right of carriageway created by Deposited Plan 1175016).

File No.: 09/00772.

## Schedule

On closing, the land within Lots 1-3, DP 1175016 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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

---

**Description**

*Parish – Jesse; County – Roxburgh  
Land District – Bathurst; LGA – Lithgow*

Road Closed: Lot 1, DP 1179005.

File No.: 08/3070

**Schedule**

On closing, the land within Lot 1, DP 1179005 remains vested in the State of New South Wales as Crown land.

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

**NOTIFICATION OF CLOSING OF 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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

Description

*Parish – Yalbraith; County – Georgiana*  
*Land District – Goulburn & Crookwell*  
*LGA – Upper Lachlan Shire*

Road Closed: Lot 1, DP 1178498.  
File No.: 07/4876

Schedule

On closing, the land within Lot 1, DP 1178498 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Bramah; County – King*  
*Land District – Boorowa; LGA – Boorowa*

Road Closed: Lot 10, DP 1178504.  
File No.: 12/03122

Schedule

On closing, the land within Lot 10, DP 1178504 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Barnett; County – King*  
*Land District – Boorowa; LGA – Boorowa*

Road Closed: Lot 1, DP 1178760.  
File No.: 10/09796

Schedule

On closing, the land within Lot 1, DP 1178760 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Winifred; County – Beresford*  
*Land District – Cooma; LGA – Cooma-Monaro*

Road Closed: Lot 1, DP 1179928 (subject to right of carriageway created by Deposited Plan 1179928).  
File No.: GB07H325

Schedule

On closing, the land within Lot 1, DP 1179928 remains vested in the State of New South Wales as Crown land.

Description

*Parish – Cambewarra; County – Camden*  
*Land District – Nowra; LGA – Shoalhaven*

Road Closed: Lot 1, DP 1177778 (subject to easement for Transmission Line 10 wide created by Deposited Plan 1177778).

File No.: 10/15790

Schedule

On closing, the land within Lot 1, DP 1177778 remains vested in the State of New South Wales as Crown land.

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

**DISSOLUTION OF RESERVE TRUST**

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

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Narrabeen Rubbish Depot (R.79009) Reserve Trust	Reserve No. 79009 Public Purpose: Rubbish depot Notified: 26 October 1956 File Reference: 11/09370

**ORDER – AUTHORISATION OF ADDITIONAL  
PURPOSE UNDER SECTION 121A**

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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
Community Purposes	Reserve No. 72935 Public Purpose: public recreation Notified: 17 December 1948 File Reference: 07/2663



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

**NOTIFICATION OF CLOSING OF A ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder described is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, vests in the body specified in the Schedule hereunder.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

Description

*Parish – Denison West; County – Pottinger*  
*Land District – Gunnedah*  
*L.G.A. – Gunnedah and Warrumbungle*

Road Closed: Lot 1, DP 1161913.

File No.: TH05 H 78.

Schedule

On closing, the land within Lot 1, DP 1161913 remains vested in the State of New South Wales as Crown Land.

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

**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 term of office specified, 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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Ruth WAITE (new member). Dianne WATERHOUSE (new member). Mary YARNOLD (new member). William GOODWIN (new member). Susan GILLETTE (new member). Clive WEST (re-appointment). Leanne MOYLAN (new member).	Collombatti Public Hall Trust.	Dedication No.: 610016. Public Purpose: Public hall. Notified: 19 July 1918. File No.: TE80 R 351/3.

Term of Office

For a term commencing 26 October 2012 and expiring  
25 October 2014.

**APPOINTMENT OF ADMINISTRATOR TO  
MANAGE A RESERVE TRUST**

PURSUANT to section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder, is appointed as administrator for the term also specified, of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Thomas Arthur FREEMAN.	Kundabung Public Recreation Reserve Trust.	Reserve No.: 63576. Public Purpose: Public recreation. Notified: 21 October 1932. File No.: TE80 R 184.

For a term commencing 23 October 2012 and expiring  
22 April 2013.

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

**ERRATUM**

IN the *NSW Government Gazette* of 5 August 2011, folio 5151 under the heading “WITHDRAWAL OF LANDS FROM WESTERN LANDS LEASES”, the reference in Column 5 of the Schedule, to the areas 12642 and 4010 should have read 12667 and 4077.

File Reference: 11/02255

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

**GRANTING OF A WESTERN LANDS LEASE**

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

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

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

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

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

All amounts due and payable to the Crown must be paid to the Department of Primary Industries, Crown Lands by the due date.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

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

WLL No.	Name of Lessee	File No.	Folio identifier	Area m <sup>2</sup>	Term of Lease	
					From	To
WLL 15162	Ivan Mark BARBERO	12/04592	48/1063047	966.1	17-Oct-2012	16-Oct-2032

# 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.

ANDREW STONER, M.P.,  
Minister for Regional Infrastructure and Services

## SCHEDULE

### Column 1

Land District: Walgett North  
Local Government Area: Walgett Shire Council  
Locality: Lightning Ridge  
Reserve No. 91317  
Public Purpose: Village purposes  
Notified: 17 November 1978  
Lot 26, DP 752756, Parish Wallangulla, County Finch  
Lot 7007, DP 1128124, Parish Wallangulla, County Finch  
Lot 1, DP 92457, Parish Wallangulla, County Finch  
Lot 37, DP 752756, Parish Wallangulla, County Finch  
Lot PT 1, DP 1063025, Parish Wallangulla, County Finch  
Lot PT 2, DP 1063025, Parish Wallangulla, County Finch  
Lot PT 7, DP 1063025, Parish Wallangulla, County Finch  
Lot 74, DP 725380, Parish Wallangulla, County Finch  
Lot 7312, DP 1177064, Parish Wallangulla, County Finch  
Lot 56, DP 45038, Parish Wallangulla, County Finch  
Lot PT 2, DP 1167811, Parish Wallangulla, County Finch  
Lot 47, DP 752756, Parish Wallangulla, County Finch  
Lot PT 57, DP 705026, Parish Wallangulla, County Finch  
Lot PT 2, DP 1063047, Parish Wallangulla, County Finch  
Lot PT 128, DP 1118679, Parish Wallangulla, County Finch  
Lot PT 87, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 88, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 86, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 89, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 90, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 91, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 92, DP 1057617, Parish Wallangulla, County Finch  
Lot PT 1, DP 1110235, Parish Wallangulla, County Finch  
Lot 66, DP 40436, Parish Wallangulla, County Finch

File Reference: WL98R1206 and WLL13301/2

Notes: Lot 57, DP 705026 is currently held as Western Lands Lease 13301 and is subject to a conversion application.

### Column 2

The part being  
Lot PT 57, DP 705026,  
Parish Wallangulla, County Finch  
of an area of 6636m<sup>2</sup>

**WATER****WATER ACT 1912**

AN application under Part 8 within a proclaimed (declared) local area under section 5 (4) of the Water Act 1912, section 167 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

BATHURST REGIONAL COUNCIL for a levee on the Macquarie River and Queen Charlotte's Vale Creek, Lot 21, DP 1160509; Lot 5, DP 1085903; Lots 14-28, DP 1162278; Lots 31-38, DP 1162278; Lots 37-38, DP 1163423; Lots 47-48, DP 252817; Lots 1-5, DP 1160720; Lots 1-3, DP 194823 and Lots 7-8, DP 1160720, Parish of Bathurst, County of Bathurst, for prevention of inundation of floodwater (new approval). (Reference: 80CW809664).

Any inquiries should be directed to (02) 6841 7414.

Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 717, Dubbo NSW 2830, within 28 days of this publication.

**RICHARD WHEATLEY,**  
Senior Licensing Officer

**WATER ACT 1912**

AN application under section 167 of Part 8 of the Water Act 1912, being within a proclaimed (declared) local area, has been received as follows:

Elizabeth Anne RIORDAN for controlled works consisting of waterways and graded banks on the Liverpool Plains Floodplain on Lot 1, DP 1107665; Lot 1, DP 114821; Lots 1 and 3, DP 3737174; Lot X, DP 374155; Lot 6, DP 374156; Lot 42, DP 755500 and Lot 1, DP 1132079, Parish Goran, County Pottinger, on the property "Springfields" Curlewis for drainage and soil conservation (new approval). (Reference: 90CW810772).

Any inquiries should be directed to (02) 6799 6621.

Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 382, Narrabri NSW 2340, within 28 days of this publication.

**ROBERT ALBERT,**  
Licensing Manager

**WATER ACT 1912**

AN application under section 167 of Part 8 of the Water Act 1912, being within a proclaimed (declared) local area, has been received as follows:

Adrian Jon UEBERGANG for eleven levees (existing) on the Wakool River and Mallan Mallan Creek on Lots 41, 42, 50, 51, 58 and 62, DP 756529, Parish Mallan, County Wakool, for the prevention of inundation of land by floodwaters. (Reference: 50CW805743).

Any inquiries should be directed to (03) 5898 3900.

Written objections, from any local occupier or statutory authority, specifying grounds and how their interests are affected, must be lodged with the NSW Office of Water, PO Box 205, Deniliquin NSW 2710, within 28 days of the date of this publication.

**LINDSAY HOLDEN,**  
Senior Licensing Officer

## Other Notices

### APPRENTICESHIP AND TRAINEESHIP ACT 2001

NOTICE is given that the Commissioner for Vocational Training has made a Vocational Training Order for the recognised traineeship vocation of:

- Forest and Forest Products – Forest and Forest Products
- Forest and Forest Products – Timber Truss and Frame Design and Manufacturing

under section 6 of the Apprenticeship and Traineeship Act 2001.

The Order species a number of matters relating to the required training for this vocation including the term/s of traineeships, probationary period/s and qualification/s to be undertaken.

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

A copy of each Order may be inspected at any State Training Services Regional Office of the NSW Department of Education and Communities or on the internet at: [https://www.training.nsw.gov.au/cib\\_vto/cibs/cib\\_560.html](https://www.training.nsw.gov.au/cib_vto/cibs/cib_560.html)

Notice is also given that the following recognised traineeship vocations are now repealed:

- Forest and Forest Products
- Timber Truss and Frame Design

### APPRENTICESHIP AND TRAINEESHIP ACT 2001

NOTICE is given that the Commissioner for Vocational Training has made a Vocational Training Order for the recognised trade vocation of:

- Forest and Forest Products – Saw Doctoring
- Forest and Forest Products – Wood Machining

under section 6 of the Apprenticeship and Traineeship Act 2001.

The Order species a number of matters relating to the required training for this vocation including the term/s of apprenticeships, probationary period/s and qualification/s to be undertaken.

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

A copy of each Order may be inspected at any State Training Services Regional Office of the NSW Department of Education and Communities or on the internet at: [https://www.training.nsw.gov.au/cib\\_vto/cibs/cib\\_560.html](https://www.training.nsw.gov.au/cib_vto/cibs/cib_560.html)

Notice is also given that the following recognised trade vocations are now repealed:

- Saw Doctoring
- Wood Machining (Timber Manufactured Products)

### ASSOCIATIONS INCORPORATION ACT 2009

Cancellation of Registration Pursuant to Section 80

TAKE notice that CAREWEST INCORPORATED (Y1181246) became registered under the Corporations Act 2001 as Carewest Ltd – ACN 160 259 512, a public company limited by guarantee on 28 September 2012 and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Date: 23 October 2012.

SUSAN McLOUGHLIN,  
NSW Fair Trading

### BUILDING PROFESSIONALS ACT 2005

Notice

UNDER section 4 (7) of the Building Professionals Act 2005, the amendments to the Building Professionals Board Accreditation Scheme set out in the Schedule are adopted.

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

Sydney, 22 October 2012.

NEIL COCKS,  
Director,  
Building Professionals Board

### SCHEDULE

#### Amendment 1

Schedule 2 – Accreditation Statements

In each of the accreditation statements for Category A1, A2 and A3 where the following heading appears in the left hand column of the accreditation statement:

“Experience and qualification requirements for section 5 (1A) applications only.”

*delete* the words in parenthesis that follow and *replace* with:

“(Applies to:

- (a) applications lodged prior to 1 March 2013, and
- (b) applications lodged after 1 March 2013 where:
  - (i) the person enrolls, prior to 1 March 2013, in a course leading to one of the qualifications listed in Schedule 3 Part 2, and
  - (ii) the person is not expected to complete the course prior to 1 March 2013, and
  - (iii) the person applies to the Board, prior to 1 March 2013, for approval to lodge an application for accreditation under section 5 (1A) after 1 March 2013, and
  - (iv) the Board approves of the person lodging an application for accreditation under section 5 (1A) after 1 March 2013., and
  - (iv) the person completes the course and obtains the qualification within the normal period for completing the course, either on a full time or part time basis)”.



**Amendment 2****Schedule 2 – Accreditation Statements**

In the accreditation statements for Category A2 and A3, in the right hand column opposite to where the following heading appears in the left hand column of the accreditation statement:

“Experience and qualification requirements for section 5 (1A) applications only.”

*delete* the words “EITHER Pathway 1 OR Pathway 2” and *replace* with:

“Persons who lodge an application prior to 1 March 2013 may elect to be assessed under Pathway 1 or Pathway 2.

Persons who lodge an application on or after 1 March 2013 may only be assessed under Pathway 1.”

**Amendment 3****Schedule 3, Part 2: Qualifications demonstrating specialty criteria**

Under the heading “Category A3 – Accredited certifier-building surveying grade 3”, after the second last dot point *include* the following:

- Ordinance 4 certificate of qualification as an assistant building surveyor or assistant building inspector
- Ordinance 4 certificate of qualification as a building surveyor or building inspector

**Amendment 4****Part B – Core performance criteria course**

Under the heading “Core performance criteria course”, *delete* clause 13.6.1 and *replace* it with:

“13.6.1 An applicant for the issue of a certificate of individual accreditation who elects to undertake the Certification Short Course, or its equivalent, must undertake the course within 12 months prior to submitting an application for accreditation (but not an application for renewal of accreditation) to the Board. The Board may extend the 12 month period at the request of the applicant. The Board is not bound to grant an extension.

An applicant may seek an exemption from the Board from the requirement to undertake a course if the applicant has previously undertaken the Certification Short Course, or its equivalent, in connection with a previous application. The Board is not bound to grant an exemption.”

---

**CHILD PROTECTION (WORKING WITH CHILDREN) REGULATION 2012**

THE Child Protection (Working with Children) Regulation 2012 and its Regulatory Impact Statement (RIS) are available for public consultation from today, Friday 26 October 2012.

The objects of this Regulation are:

- (a) to prescribe specified work as child-related work for the purpose of applying to that work the requirement to hold a working with children check clearance,
- (b) to exempt certain workers and work from that requirement, including administrative work, work with close relatives, informal domestic

arrangements, parent volunteers and certain short-term work,

- (c) to specify the application fees for working with children check clearances,
- (d) to provide for other matters relating to applications,
- (e) to specify the information on the working with children register, and other information, that may be made publicly available by the Commission for Children and Young People,
- (f) to provide for the manner in which notifications about workers may be made to the Commission and other related matters,
- (g) to enable the Ombudsman to notify matters to the Commission, being matters that may trigger a risk assessment of an applicant for, or holder of, a working with children check clearance,
- (h) to provide for the staged introduction (over a period of 5 years) of the requirements for working with children check clearances insofar as they relate to volunteers and people who are currently child-related workers and other persons affected by the requirements.

Copies of the Regulation and RIS are available:

- at [www.newcheck.kids.nsw.gov.au](http://www.newcheck.kids.nsw.gov.au)
- by emailing [newcheck@kids.nsw.gov.au](mailto:newcheck@kids.nsw.gov.au)
- by calling 9286 7276.

Interested parties are invited to submit written comments on the proposed regulation and RIS by close of business Friday 16 November 2012 to:

MEGAN MITCHELL,  
Commissioner,  
Commission for Children and Young People,  
Level 2, 407 Elizabeth Street,  
Surry Hills NSW 2010

or email [megan.mitchell@kids.nsw.gov.au](mailto:megan.mitchell@kids.nsw.gov.au)

For enquiries about making a submission, call Megan on (02) 9286 7278.

---

**ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

Order under Clause 6 of Schedule 6A

I, the Minister for Planning & Infrastructure, declare the development specified in Schedule 1 on the land specified in Schedule 2 to be State significant development under clause 6 of Schedule 6A to the Environmental Planning & Assessment Act 1979 for the purposes of that Act.

---

SCHEDULE 1

Development for the purposes of Stage 3 of the Camden Gas Project (also known as the Northern Expansion) including:

- the construction and operation of gas wells at up to 12 well surface locations containing up to 6 well heads each;
- the construction and operation of associated gas gathering and water lines, including interconnection with the existing gas fields which form part of the existing network, along with central water storage points where required;

- the construction of access roads and ancillary infrastructure, including storage yards where required; and
- subsurface drilling of lateral well paths within the boundaries of the Subsurface Project Area;

as described in the Environmental Assessment for the project (MP No. 09\_0048) dated 26 October 2010.

#### SCHEDULE 2

All land within the Surface Project Area and the Subsurface Project Area shown in Figure 3 of the Environmental Assessment (attached) and situated in the local government areas of Camden and Campbelltown.

Dated: 19 October 2012.

BRAD HAZZARD, M.P.,  
Minister for Planning & Infrastructure

#### GEOGRAPHICAL NAMES ACT 1966

##### Notice of Discontinuance of School Names

PURSUANT to the provisions of section 14 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day DISCONTINUED the school names listed below:

‘Bathurst High School’, assigned 30 August 1974,  
Folio 4419,

‘Kelso High School’, assigned 12 November 1976,  
Folio 3264.

The position and extent for these features are recorded and shown in the Geographical Names Register of New South Wales, which can be viewed on the Geographical Names Board internet site at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au)

K. RICHARDS,  
Acting Secretary

Geographical Names Board  
PO Box 143, Bathurst 2795

#### NATIONAL PARKS AND WILDLIFE ACT 1974

Nowendoc National Park, Ngulin Nature Reserve and Tuggolo Creek Nature Reserve Plan of Management

Eusdale Nature Reserve Plan of Management

Susan Island Nature Reserve Plan of Management

Mororo Creek Nature Reserve and Chatsworth Hill State Conservation Area Plan of Management

A plan of management for Nowendoc National Park, Ngulin Nature Reserve and Tuggolo Creek Nature Reserve was adopted by the Minister for the Environment on 9 July 2012. Plans for Eusdale Nature Reserve, for Susan Island Nature Reserve, and for Mororo Creek Nature Reserve and Chatsworth Hill State Conservation Area were adopted on 13 September 2012.

The plans are on the web site: [www.environment.nsw.gov.au](http://www.environment.nsw.gov.au) (use ‘quicklinks’ to ‘park management plans’).

#### NATIONAL PARKS AND WILDLIFE ACT 1974

##### Notice of Reservation of a National Park

I, Professor Marie Bashir, A.C., C.V.O., Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Oxley Wild Rivers National Park, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2012.

MARIE BASHIR,  
Governor

By Her Excellency’s Command,

ROBYN PARKER, M.P.,  
Minister for the Environment

GOD SAVE THE QUEEN!

#### SCHEDULE

##### *Land District and LGA – Walcha*

County Vernon, Parish Denne, 32.64 hectares, being Lots 5 and 6 in DP 1158524. Papers OEH/FIL09/9180.

#### NATIONAL PARKS AND WILDLIFE ACT 1974

##### Notice of Reservation of a National Park

I, Professor Marie Bashir, AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, reserve the lands described in the Schedule below, as part of Oolambeyan National Park, under the provisions of section 30A (1) of the National Parks and Wildlife Act 1974.

Signed and sealed at Sydney this 17th day of October 2012.

MARIE BASHIR,  
Governor

By Her Excellency’s Command,

ROBYN PARKER, M.P.,  
Minister for the Environment

GOD SAVE THE QUEEN!

#### SCHEDULE

##### *Land District – Hay; LGA – Hay and Murrumbidgee*

Counties Boyd and Waradgery, Parishes Ilginbah, Kabarabarabegal and Oolambeyan, about 320 hectares, being all the internal and intersecting Crown Public roads within the external boundary of Oolambeyan National Park reserved by notice in the *NSW Government Gazette* dated 25 October 2002, folio 9188 and the canal within Lot 1, DP 169096 and Lot 2, DP 1103679; excluding Council Public roads and the Crown Public road extending from the eastern boundary of Lot 7001, DP 1024213 (TS & CR 38302) to a Council Public road at the northern boundary of Lot 88, DP 750891. Papers OEH/01/00105.

**PRACTICE NOTE**

Land and Environment Court of NSW

Class 5 Proceedings

**Name and commencement of Practice Note**

1. This practice note is to be known as Practice Note – Class 5 Proceedings. It commences on 12 November 2012.

**Application of Practice Note**

2. This practice note applies to all criminal proceedings in Class 5 of the Court's jurisdiction referred to in s 21 of the Land and Environment Court Act 1979.

**Purpose of Practice Note**

3. The purpose of this practice note is to:
  - (a) reduce delays in criminal proceedings before the Court by implementing the preliminary disclosure and case management provisions in Chapter 4, Part 5, Division 2A of the Criminal Procedure Act 1986;
  - (b) set out the case management procedures and the process for the preparation for, and conduct of, trials and sentencing hearings to ensure that criminal proceedings are dealt with in a just and timely way; and
  - (c) assist the defendant to take advantage of legislation which provides for a discount in sentence for an early plea of guilty.

**Statutory Context**

4. Case management provisions and other provisions to reduce delays in criminal proceedings are set out in Division 2A (ss 247A – 247Y) of Part 5 of Chapter 4 of the Criminal Procedure Act. Part 5 of Chapter 4 also applies generally to Class 5 proceedings (s 41 of the Land and Environment Court Act) as does Part 5 of the Land and Environment Court Rules 2007, which adopts certain provisions of the Supreme Court Rules 1970 and the Uniform Civil Procedure Rules 2005.
5. Case management measures available to the Court include the ordering of preliminary hearings, preliminary conferences and further preliminary disclosure. The Court has a discretion in determining which (if any) of those measures are suitable in the criminal proceedings concerned.

**Responsibility of parties, legal practitioners and agents**

6. It is the responsibility of each party, its legal representatives and agents (as applicable) to consider the directions appropriate to be made in the particular case to ensure that criminal proceedings are dealt with in a timely way.
7. If a party reasonably considers that compliance with this practice note will not be possible, or will not be conducive to timely dealing with proceedings, the party should apply to be relieved from compliance on the basis that an alternative proposed regime will be more conducive to such resolution. In that event, the party is to notify other parties of the proposed alternative regime as soon as practicable and is to provide the Court with short minutes of proposed directions reflecting that alternative regime.

**Legal practitioners and agents of parties to be prepared**

8. Each party not appearing in person shall be represented before the Court by a legal practitioner familiar with the subject matter of the proceedings and with instructions sufficient to enable all appropriate orders and directions to be made.
9. Parties are to confer prior to any attendance before the Court with a view to reaching agreement on directions to propose to the Court and preparation of agreed or competing short minutes recording the proposed directions.

**Commencing a Class 5 proceeding**

10. Form to commence proceedings: Proceedings for an offence in Class 5 of the Court's jurisdiction are to be commenced by summons. The summons is to claim an order under s 246 (1) of the Criminal Procedure Act in respect of the offence and claim that the defendant be dealt with according to law for commission of the offence (Pt 5 r 5.3 (1) of the Land and Environment Court Rules). An order under s 246 (1) of the Criminal Procedure Act is that the defendant appear before the Court at a specified date, time and place to answer to the offence charged in the order, or for the apprehension of the defendant for the purpose of being brought before a judge of the Court to answer to the offence charged in the order.
11. Minute of order in summons: When filing the summons, the prosecutor is to lodge copies of a minute of the order under s 246 (1) of the Criminal Procedure Act claimed by the prosecutor.
12. Affidavits accompanying summons: A summons seeking an order under s 246 of the Criminal Procedure Act is to be accompanied by the affidavits intended to be relied on by the prosecutor as establishing prima facie proof of the offence charged (Pt 5 r 5.3 (2) of the Land and Environment Court Rules).
13. Procedure for obtaining an order: Before filing the summons, the prosecutor is to apply orally to the Court's registrar or the duty judge's associate for the prosecutor's summons claiming an order under s 246 (1) of the Criminal Procedure Act to be heard before a judge, usually the duty judge. A date, time and place will be organised. Usually, the application is dealt with in the judge's chambers, with the legal representatives of the prosecutor in attendance. The prosecutor needs to establish that it is appropriate for the judge to exercise the coercive power for which s 246 (1) provides. If so satisfied, the judge will make an order under s 246 (1), either that the defendant appear before the Court at the date, time and place specified or that the defendant be apprehended for the purpose of being brought before a judge to answer to the offence charged in the order.
14. The prosecutor will then proceed to the Court's registry at level 4, 225 Macquarie Street, Sydney for the purpose of formally filing the summons and affidavits and paying the filing fee and having the order made by the judge entered. The prosecutor needs three copies of each of the summons, order and affidavits, if there is one defendant, and an additional copy for each additional defendant.

15. Processing the summons and order: The Court will process the summons and order at the Court's registry. The summons will be recorded in the Court's record system and stamped as having been filed with the Court. The order under s 246 (1) of the Criminal Procedure Act made by the judge will be entered. The date, time and place for the defendant to answer to the offence charged in the order will be specified in the order and the copies.
16. The Court's registry will keep one copy of the summons, order and affidavits for the Court's file and return the other copies to the prosecutor. One of the returned copies is for the prosecutor to keep and the other sets of copies are to be served on each defendant.

#### Service

17. The sealed order and stamped copy of the summons and affidavits are to be served on the defendant within 7 days of commencement of the proceedings.  
The date, time and place for the defendant to answer the offence charged
18. The order under s 246 (1) of the Criminal Procedure Act will usually specify the date, time and place for the defendant to answer the offence charged in the order. Usually this will be the first mention of the proceeding. It will be about 6 weeks after the proceedings were commenced and the order was made. The first mention will occur before the List Judge.

#### Class 5 List

19. There is a Class 5 List which will be managed by the List Judge, usually each Friday.
20. In the Class 5 List the Court:
  - (a) gives directions and conducts the first mention as a preliminary hearing; and
  - (b) hears or manages any notice of motion or other interlocutory application.
21. Matters in the Class 5 List will be listed in blocks on a "not before" a specified time basis. Parties should check the daily court lists as published prior to attendance at Court in order to determine the "not before" time that their matter is listed.

#### Number of pre-trial or pre-sentencing hearing attendances

22. Unless there are interlocutory applications or more than one preliminary hearing is required, a Class 5 proceeding should normally appear in Court before the trial or sentencing hearing on no more than two occasions as follows:
  - (a) at the first mention in the Friday list when the defendant may enter a plea and the Court gives directions;
  - (b) at a preliminary hearing in the Friday list when a date for the trial or sentencing hearing will be fixed and the Court gives directions.

#### Before the first mention

23. In preparation for the first mention and to enable the Court to make appropriate directions, the parties are to take the following steps before the first mention:
  - (a) they should endeavour to identify their counsel or their solicitor who will be appearing for them, in order to allow meaningful and binding decisions to be taken about evidence and other matters;

- (b) the defendant is to consider the plea the defendant intends to make in answer to the offence charged in the order. Usually, the pleas are either guilty or not guilty of the offence charged. A defendant may be given a discount on the penalties imposed for an offence if a defendant enters an early plea of guilty, which may be at the first mention;
- (c) the prosecutor is to consider the time by which notice of the prosecution case could be given by the prosecutor under s 247E of the Criminal Procedure Act;
- (d) the defendant is to consider the time by which notice of the defence response could be given by the defendant under s 247F of the Criminal Procedure Act;
- (e) the prosecutor and the defendant are to consider whether the Court at the first mention should order one or more preliminary hearings before the Court under s 247G of the Criminal Procedure Act. At preliminary hearings, the Court may make directions for the efficient management and conduct of the proceedings, and hear and determine and make rulings or findings on objections, submissions and questions of law (see s 247G(2) and s 247G (3));
- (f) the prosecutor and the defendant are to consider whether the Court at the first mention should order that a preliminary conference be held under s 247H of the Criminal Procedure Act. The purpose of a preliminary conference is to determine whether the defendant and the prosecutor are able to reach agreement regarding the evidence to be admitted at the trial or sentencing hearing (see s 247H (4));
- (g) the prosecutor and the defendant are to consider whether the Court at the first mention should order preliminary disclosure by the prosecutor under s 247J of the Criminal Procedure Act, by the defendant under s 247K of the Criminal Procedure Act, and by the prosecutor in response to the defence response under s 247L of the Criminal Procedure Act; and
- (h) the prosecutor and the defendant are to discuss and endeavour to agree on the directions that the Court should make at the first mention. If the parties do not agree, each party should prepare their own version of the directions they propose.

#### At the first mention

24. Date, time and place: The first mention will usually be on a Friday about 6 weeks after commencement of the proceedings. It will be conducted by the List Judge, in a courtroom in the Court's building at 225 Macquarie Street, Sydney. The location of the courtroom and the precise time of the day first mention will occur will be shown on the Court Lists posted on a notice board in the foyer of the building and on the Court's website under Court Lists in the afternoon of the day before the directions hearing. The Sydney Morning Herald may also (but does not always) publish the Court Lists on the morning of the date set for the first mention.
25. Defendant's plea: The defendant should advise the Court whether the defendant is in a position and is willing to enter a plea of not guilty or guilty to the offence charged and, if so, enter the plea.



26. Time for notices of prosecution case and defence response: The prosecutor and the defendant are to advise the Court of the time by which notice of the prosecution case is to be given under s 247E and notice of the defence response is to be given under s 247F of the Criminal Procedure Act.
27. Short minutes of proposed directions: The prosecutor and the defendant are to hand to the Court an agreed or their own versions of short minutes of the directions they propose the Court should make, including:
  - (a) the time by which notice of the prosecution case and notice of the defence response under s 247E and s 247F of the Criminal Procedure Act should be given;
  - (b) ordering a preliminary hearing under s 247G of the Criminal Procedure Act;
  - (c) ordering a preliminary conference under s 247H of the Criminal Procedure Act;
  - (d) ordering the prosecutor to give to the defendant notice in accordance with s 247J of the Criminal Procedure Act (if appropriate);
  - (e) ordering the defendant to give to the prosecutor notice of the defence response to the prosecution's notice in accordance with s 247K of the Criminal Procedure Act (if appropriate);
  - (f) ordering the prosecutor to give to the defendant notice of the prosecution's response to the defence response in accordance with s 247L of the Criminal Procedure Act (if appropriate);
  - (g) if the defendant enters a plea of guilty, directing the preparation of an agreed statement of facts and bundle of documents;
  - (h) whether the Court should waive any of the requirements of Division 2A, Part 5, Chapter 4 of the Criminal Procedure Act under s 247P of the Act; and
  - (i) other directions for the efficient management and conduct of the proceedings.
28. Making and recording directions: The List Judge will make directions, usually orally, including fixing times for various notices to be given and dates for any preliminary hearings or preliminary conferences or agreed statement of facts and bundle of documents that might be ordered as well as a date for the second directions hearing. It is important that the parties record the directions the List Judge makes. A written copy of the directions made is not usually sent to the parties.

#### **Before the first preliminary hearing**

29. In preparing for the first preliminary hearing and to enable the Court to make appropriate directions, the prosecutor and the defendant need to take certain steps before the first preliminary hearing:
  - (a) if the defendant has not already entered a plea at the first mention of the proceedings, the defendant should consider the plea the defendant intends to make at the first preliminary hearing in answer to the offence charged in the order;
  - (b) the prosecutor and the defendant should consider whether, in light of the matters raised in the notices of the prosecution case and defence response and any notices for preliminary disclosure by the prosecutor and the defendant ordered by the Court, which have been given, a further preliminary hearing under s 247G or a further preliminary conference under s 247H of the Criminal Procedure Act should be ordered;
  - (c) the prosecutor and the defendant are to consider whether they wish to apply for directions under s 247M of the Criminal Procedure Act, including dispensing with formal proof of a fact, matter or circumstance, dispensing with the application of certain provisions of the Evidence Act 1995, and permitting evidence of two or more witnesses in the form of a summary;
  - (d) the prosecutor and the defendant are to discuss and endeavour to agree on the estimated hearing time for the trial or sentencing hearing, broken down into the elements of the trial or sentencing hearing. If the parties are unable to agree, each party should prepare their own version of the estimated hearing time; and
  - (e) the prosecutor and the defendant are to discuss and endeavour to agree on the directions the Court should make at the first preliminary hearing. If the parties do not agree, each party should prepare their own version of the directions they propose. Each party should find out the available dates of themselves and their witnesses, including experts, for the trial or sentencing hearing.

#### **At the first preliminary hearing**

30. Date, time and place: The first preliminary hearing will again be conducted on a Friday by the List Judge on the date fixed at the first directions hearing, in a courtroom in the Court's building at 225 Macquarie Street, Sydney. The location of the court and the precise time of the day will be published on the Court Lists on a notice board in the foyer of the Court's building and on the Court's website in the afternoon of the day before the first preliminary hearing. The Sydney Morning Herald may also (but does not always) publish the Court Lists on the morning of the date set for the preliminary hearing.
31. Defendant's plea: If the defendant has not already entered a plea at the first mention of the proceedings, the defendant should enter a plea at the first preliminary hearing of not guilty or guilty to the offence charged.
32. Estimate of hearing time: The prosecutor and the defendant are to hand to the Court a realistic agreed estimate or their own versions of an estimate of the hearing time, broken down into the elements of the trial or sentencing hearing.
33. Completed minute of proposed directions: The prosecutor and the defendant are to hand to the Court an agreed or their own versions of a minute of the directions they propose the Court should make, which may include:
  - (a) ordering a further preliminary hearing under s 247G of the Criminal Procedure Act (if appropriate);
  - (b) ordering a further preliminary conference under s 247H of the Criminal Procedure Act (if appropriate);
  - (c) making any directions under s 247M of the Criminal Procedure Act (if appropriate);
  - (d) whether the Court should waive any of the requirements of Division 2A, Part 5, Chapter 4 of the Criminal Procedure Act under s 247P of the Act; and

- (e) other directions for the efficient management and conduct of the proceedings.

34. Making and recording directions: The List Judge will make directions, usually orally, including fixing a date for the trial or sentencing hearing. The parties should record the directions made, including importantly the date, time and venue of the trial or sentencing hearing. A written copy of the directions made is not usually sent to the parties.

#### **Expert evidence**

35. An expert called to give evidence at a trial or sentencing hearing and the expert's evidentiary statement are to comply with the requirements of Division 2 of Pt 31 and the Expert Witness Code of Conduct in Schedule 7 of the Uniform Civil Procedure Rules.

#### **The trial or sentencing hearing**

36. The trial or sentencing hearing of the proceedings will take place in a courtroom in the Court's building at 225 Macquarie Street, Sydney or possibly, for country matters, in a court in regional New South Wales. The Court's direction fixing the trial or sentencing hearing will state the venue. The venue will also be stated on the Court Lists posted on the notice board in the foyer of the Court's building and on the Court's website on the afternoon of the day before the trial or sentencing hearing is to occur. The Sydney Morning Herald may also (but does not always) publish the Court Lists on the morning of the date set for the trial and sentencing hearing.
37. The usual commencing time is 10.00 am. A judge will conduct the trial or sentencing hearing.
38. Evidence and submissions at the trial or sentencing hearing are to address all issues the subject of the proceedings. No issue will be separately determined unless the Court so orders. Any application for separate determination of an issue should be made prior to the trial or sentencing hearing and be determined at a preliminary hearing ordered under s 247G (3) of the Criminal Procedure Act.

#### **Submissions**

39. Skeleton opening submissions should generally not be a substitute for a written outline of closing submissions. The Court will usually be assisted by a written outline of closing submissions, provided at the trial or sentencing hearing, which includes references to the evidence. The skeleton opening submissions and outline of closing submissions should be provided to the hearing judge in hard copy (with an extra working copy) and electronically to the hearing judge's associate.

#### **Authorities and legislation**

40. Each party is to provide a list of authorities and legislation to be relied on to the hearing judge's associate one working day before the trial or sentencing hearing is to commence.
41. If any unreported authorities or superseded legislation are to be relied on, copies are to be provided to the hearing judge at the trial or sentencing hearing.

#### **Notices of motion returnable in the Friday list**

42. Any notice of motion is to be returnable in the Friday List unless the circumstances are so urgent as to justify an earlier listing. Parties and legal practitioners should endeavour to arrange evidence so that, if practicable, the motion may be heard on the return date.

#### **Breach of the Court's directions**

43. If there is any significant breach of the Court's directions sufficient to cause slippage in a timetable, the parties must promptly, by e-Court communication or fax to the Registrar, restore the matter to the next Friday list before the List Judge. The party in breach or a legal practitioner with knowledge of the reasons for the breach must serve an affidavit no later than 4:00pm on the preceding day (Thursday) which identifies the breach, explains the reasons for the breach and proposes directions to be made in consequence of the breach.

#### **Variation of timetables**

44. If proposed directions vary an existing timetable, they must include a direction to vacate any previous directions that can no longer be maintained, including for dates for directions hearings or the hearing of motions.

#### **Liberty to restore**

45. Parties have general liberty to restore to the Friday list on three working days' notice, or less if urgency requires it. A party seeking to do so is to make prior arrangement with, or give appropriate notice to, any other party, and send an eCourt communication or fax to the Registrar.

#### **Adjournments**

46. Proceedings will not be adjourned generally. They will only be adjourned to a specific date.

#### **Applications to vacate hearings**

47. Dates for trials or sentencing hearings will not be vacated merely because the parties consent. Applications to vacate hearing dates are to be by notice of motion with an affidavit in support explaining the circumstances of the application and the reasons the hearing date should be vacated.

#### **Co-operation**

48. The Court expects parties, legal practitioners and experts to work together to implement this practice note in a practical and sensible way which ensures that it achieves its intended purpose.

#### **Compliance**

49. Parties and legal practitioners should note s 247N of the Criminal Procedure Act which provides for procedural sanctions against parties for non-compliance with the requirements of Division 2A, Part 5, Chapter 4 of the Criminal Procedure Act.
50. Any failure by one party to comply with the Court's directions will not normally be considered an adequate excuse for any failure to comply by the other party. Both parties are responsible for ensuring that they comply with directions.

Date: 22 October 2012.

The Honourable Justice BRIAN J. PRESTON,  
Chief Judge



**PROFESSIONAL STANDARDS ACT 1994 (NSW)**

Notification Pursuant to Section 13 (1)

The Association of Taxation and Management  
Accountants Scheme

PURSUANT to section 13 (1) of the Professional Standards Act 1994, I authorise the publication of the Association of Taxation and Management Accountants Scheme. The Scheme will commence on 1 January 2013.

GREG SMITH,  
Attorney General

**PROFESSIONAL STANDARDS ACT 2003 (VIC)**

The ATMA Scheme

**Preamble**

- A. The Association of Taxation and Management Accountants (ATMA) is an occupational association.
- B. ATMA has made an application to the Professional Standards Council, constituted under the Professional Standards Act 2003 (Vic) (the Act), for a scheme under the Act.
- C. The scheme is prepared by ATMA for the purposes of limiting occupational liability to the extent to which such liability may be limited under the Act.
- D. The scheme propounded by ATMA is to apply to all members of ATMA who hold a current Public Practice Certificate issued by ATMA.
- E. ATMA has furnished the Council with a detailed list of the risk management strategies intended to be implemented in respect of its members and the means by which those strategies are intended to be implemented.
- F. The scheme is intended to remain in force for five (5) years from its commencement unless prior to that time it is revoked, its operation ceases or it is extended pursuant to s34 of the Act.

**The ATMA Scheme**

1. Occupational association
  - 1.1 The ATMA Scheme (the scheme) is a scheme under the Professional Standards Act 2003 (Vic) (the Act) prepared by the ATMA whose address is: Suite 513/566 St Kilda Road, Melbourne, Victoria 3004.
  - 1.2 The scheme is intended to operate in Victoria, the ACT, New South Wales, the Northern Territory, Queensland, South Australia and Western Australia.
2. Persons to Whom the Scheme Applies<sup>1</sup>
  - 2.1 This scheme applies to all members of ATMA who hold a current Public Practice Certificate issued by ATMA.
  - 2.2 A person may, on application, be exempted from the scheme by ATMA. This clause does not apply to persons included in the scheme only by virtue of sections 20 and 21 of the Act.

<sup>1</sup> Sections 20 and 21 of the Act provide that if the scheme applies to a body corporate, the scheme also applies to each officer of the body corporate and if the scheme applies to a person, the scheme also applies to each partner of the person, and if the scheme applies to a person the scheme also applies to each employee of the person, provided that if such officer of the corporation or partner of the person or employee of the person is entitled to be a member of the same occupational association, but is not a member, the scheme does not apply to that officer, partner or employee. Section 22 provides that the scheme may also apply to other persons as specified in that section.

- 2.3 This scheme also applies to all persons to whom the scheme applied under clause 2.1 at the time of any act or omission giving rise to occupational liability.<sup>2</sup>
- 2.4 This scheme does not apply to financial services licensees.
3. Limitation of liability
  - 3.1 This scheme only affects the liability for damages<sup>3</sup> arising from a single cause of action to the extent to which the liability results in damages exceeding \$1,000,000.
  - 3.2 If a person, who was at the time of the act or omission giving rise to occupational liability, a person to whom the scheme applied, against whom a proceeding relating to occupational liability is brought, is able to satisfy the court that such person has the benefit of an insurance policy:
    - (a) of a kind which complies with the standards determined by ATMA,
    - (b) insuring such person against that occupational liability, and
    - (c) under which the amount payable in respect of that occupational liability is not less than the monetary ceiling specified in this scheme,
 that person is not liable in damages in relation to that cause of action above the monetary ceiling specified in this scheme.
  - 3.3 The monetary ceiling is \$1,000,000.
  - 3.4 Clause 3.2 does not limit the amount of damages to which a person to whom the scheme applies is liable if the amount is less than the amount specified for the purpose in this scheme in relation to a person to whom the scheme applies.
  - 3.5 The damages which may be awarded against a person to whom the scheme applies are to be determined in accordance with clauses 3.2 and 3.4 but must not exceed the amount of the monetary ceiling specified in clause 3.3.
  - 3.6 This scheme limits the occupational liability in respect of a cause of action founded on an act or omission occurring during the period when the scheme was in force of any person to whom the scheme applied at the time the act or omission occurred.
  - 3.7 Notwithstanding anything to the contrary contained in this scheme, if in particular circumstances giving rise to occupational liability the liability of any person who is subject to this scheme should be capped both by this scheme and also by any other scheme under Professional Standards legislation (whether of this jurisdiction or under the law

<sup>2</sup> Occupational liability is defined in s4 (1) of the Act to mean 'civil liability arising (in tort, contract or otherwise) directly or vicariously from anything done or omitted by a member of an occupational association acting in the performance of his or her occupation. However, it is s5 (1) of the Act provides that the Act does not apply to liability for damages arising from the death or personal injury to a person, a breach of trust or fraud or dishonesty. Section 5 (2) of the Act also provides that the Act does not apply to liability which may be the subject of proceeding under s110 of the Transfer of Land Act 1958).

<sup>3</sup> Damages as defined in section 4 of the Act means (a) damages awarded in respect of a claim or counter-claim or claim or or by way of set-off and (b) costs in or in relation to the proceedings ordered to be paid in connection with such an award (other than costs incurred in enforcing a judgment or incurred on an appeal made by a defendant), and (c) any interest payable on the amount of those damages or costs.

of any other Australian state or territory) and if the amount of such caps should differ then the cap on the liability of such person arising from such circumstances which is higher shall be the applicable cap.

4. Conferral of Discretionary Amount

- 4.1 Pursuant to s. 26 of the Act this scheme confers on ATMA a discretionary authority to specify, on application by a person to whom the scheme applies, in relation to that person, a higher monetary ceiling (maximum amount of liability) not exceeding \$100,000,000 in relation to that person either in all cases or in any specified case or class of case.

5. Duration

- 5.1 This scheme will be in force for a period of 5 years from the date of commencement in Victoria unless it is revoked, extended or ceases in accordance with section 34 of the Act.

6. Commencement

- 6.1 This scheme will commence on 1 January 2013. In the event the Scheme, or a Notice relating to the Scheme, is published in the *Government Gazette* of any jurisdiction after 1 January 2013, the Scheme will commence on such day 2 months after the date of its publication in that jurisdiction.

**PROPERTY, STOCK AND BUSINESS AGENTS  
ACT 2002**

Section 90 (4)

Determination of Prescribed Percentage of Interest

I, ANTHONY ROBERTS, as a Minister of the State of New South Wales who administers the Property, Stock and Business Agents Act 2002 ("the Act"), having consulted with the Treasurer on the appropriate prescribed percentage for the purposes of section 90 of the Act, pursuant to section 90 (4) of the Act, HEREBY DETERMINE that the prescribed percentage to be applied in calculating interest, pursuant to section 90 (1) of the Act, on daily balances of all money held during November 2012 and succeeding months in trust accounts, shall be 80 per cent.

Dated the 23rd day of October 2012.

ANTHONY ROBERTS, M.P.,  
Minister for Fair Trading



**MID-WESTERN REGIONAL COUNCIL**

Roads Act 1993, Section 162

Naming of Public Roads

NOTICE is hereby given that in accordance with section 162 of the Roads Act 1993, as amended, Council has named the roads shown hereunder:

<i>Location</i>	<i>Name</i>
Road between Marshfield Lane and Albens Lane, Mudgee.	Marshfield Lane
Road off Grevillea Street, Gulgong.	Hollingsworth Drive
Cul-de-sac running north off Hollingsworth Drive, Gulgong.	Roy Cross Place
Smaller Cul-de-sac running north off Hollingsworth Drive, Gulgong.	Hasler Place
Road crossing Industrial Avenue, Mudgee.	Engineers Road

WARWICK BENNETT, General Manager, Mid-Western Regional Council, 86 Market Street (PO Box 156), Mudgee NSW 2850. [6705]

**NAMBUCCA SHIRE COUNCIL**

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

NAMBUCCA SHIRE COUNCIL declares with the approval of Her Excellency the Governor, that the lands described in the Schedule below, excluding any mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for an off river water storage area. Dated at Macksville, this 16th day of October 2012. MICHAEL COULTER, General Manager, Nambucca Shire Council, PO Box 177, Macksville NSW 2447.

**SCHEDULE**

Lot 1 in Deposited Plan 1169279.  
 Lot 2 in Deposited Plan 1169279.  
 Lot 183 in Deposited Plan 755549.  
 Lot 186 in Deposited Plan 755549.  
 Lot 190 in Deposited Plan 755549.  
 Lot 308 in Deposited Plan 755549.  
 Lot 309 in Deposited Plan 755549.  
 Lot 310 in Deposited Plan 755549.  
 Lot 183 in Deposited Plan 755550. [6706]

**PALERANG COUNCIL**

Notification of Closing of Road

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

KATRINA HODGKINSON, M.P.,  
 Minister for Primary Industries

Description

*Land District – Goulburn; L.G.A. – Palerang*

Road Closed: Lot 3, DP 1163396 at Rossi, Parish Thurrallilly, County Murray.

File No.: GFL292061.

Schedule

On closing, the land within Lot 3, DP 1163396 remains vested in the State of New South Wales as Crown Land.

[6707]

**PENRITH CITY COUNCIL**

PURSUANT to Clause 9 of the Roads (General) Regulation 2008 notice is hereby given of the naming of the following road/s:

*Name and Location*

Halmstad Boulevard off Twin Creeks Drive, Luddenham  
 Ghera Road off O'Connell Street, Caddens  
 Weema Street off O'Connell Street, Caddens  
 Arora Close off O'Connell Street, Caddens

For further information please contact Mrs Cindye Russell on (02) 4732 7617. [6708]

**UPPER LACHLAN SHIRE COUNCIL**

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

UPPER LACHLAN SHIRE COUNCIL declares with the approval of His Excellency the Lieutenant-Governor, that the lands described in the Schedule below, excluding any mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for road widening. Dated at Crookwell, this 9th day of October 2012. JOHN KEITH BELL, General Manager, Upper Lachlan Shire Council, PO Box 42, Gunning NSW 2581.

**SCHEDULE**

Lot 2, DP 1166197.  
 Lot 3, DP 1166197.  
 Lot 4, DP 1166197.  
 Lot 5, DP 1166197.  
 Lot 6, DP 1166197.  
 Lot 7, DP 1166197. [6709]

**WALCHA COUNCIL**

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

WALCHA COUNCIL declares with the approval of His Excellency the Lieutenant-Governor that the lands described in the Schedule below, excluding any mines or deposits of minerals in the lands, are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for a public road.

Dated at 9.00am this 25th day of October 2012. JACK O'HARA, General Manager, Walcha Council, PO Box 2, Walcha NSW 2354.

#### SCHEDULE

Lot 1, DP 1138169  
 Lot 2, DP 1138169  
 Lot 3, DP 1138169  
 Lot 4, DP 1138169  
 Lot 5, DP 1138169  
 Lot 6, DP 1138169 [6710]

#### WALCHA COUNCIL

Roads Act 1993, Section 10

Notice of Dedication of Land as Public Road

NOTICE is hereby given that Walcha Council dedicates the land described in the Schedule below as public road under section 10 of the Roads Act 1993. JOHN O'HARA, General Manager, Walcha Council, PO Box 2, Walcha NSW 2354.

#### SCHEDULE 1

All those pieces or parcels of land situated in the Walcha Council area, Parish of Congi, County of Inglis, shown as R1-R4 inclusive in DP 111161612. [6711]

#### WINGECARIBEE SHIRE COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

WINGECARRIBEE SHIRE COUNCIL declares with the approval of Her Excellency the Governor that the land described in Schedule 1 below, excluding the interest described in Schedule 2 below and excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Teams Compensation) Act 1991 for a public road. JASON GORDON, General Manager, Wingecarribee Shire Council, PO Box 141, Moss Vale NSW 2577.

#### SCHEDULE 1

Lot 2, DP 500705.

#### SCHEDULE 2

P912196 easement for transmission line affecting that part of the land within described shown as 60.96m wide in DP 500705, 3412633 vested in the New South Wales Electricity Transmission Authority. [6712]

### ESTATE NOTICES

NOTICE of intended distribution of estate. – Any person having any claim upon the estate of JEAN KESSING, late of Croydon Park, in the State of New South Wales, widow, who died on 9 July 2012, must send particulars of their claim to the executors, John Walter Kessing and Susan Joy Gowlett, c.o. Newnham Solicitors, 233 Castlereagh Street, Sydney NSW 2000, with one (1) calendar month from publication of this notice. After that time the executors may distribute the assets of the estate having regard only to the claims of which at the time of distribution they have notice. Probate was granted in New South Wales on 27 September 2012. NEWNHAMS SOLICITORS, Level 7, 233 Castlereagh Street, Sydney NSW 2000 (PO Box 21087, World Square NSW 2002), (DX 11495, Sydney Downtown), tel.: (02) 9264 7788. Reference: BLM:ALC 7160. [6713]

### OTHER NOTICES

#### INDEPENDENT PRICING AND REGULATORY TRIBUNAL

Electricity Supply Act 1995

Invitation to Comment

Application for Electricity Retail Supplier Licence

IPART has received an application for an electricity retail supplier's licence under the Electricity Supply Act 1995 from Infigen Energy Holdings Pty Ltd (ACN 111 909 794) to operate in New South Wales.

IPART seeks public submissions on this application. Submissions should address the assessment criteria contained in the Electricity Supply Act.

A copy of this application can be viewed and downloaded from IPART's website at [www.ipart.nsw.gov.au](http://www.ipart.nsw.gov.au)

All submissions should reach IPART by COB 27 November 2012. Please direct all enquiries to Ms Carly Price on (02) 9113 7732.

Date: 26 October 2012.

JIM COX,  
 Chief Executive Officer,  
 Independent Pricing and Regulatory Tribunal  
 PO Box Q290, QVB Post Office NSW 1230 [6714]



**BOMBALA COUNCIL****Sale of Land for Overdue Rates**

NOTICE is hereby given to the persons named hereunder that the Bombala Council has resolved in pursuance of section 713 of the Local Government Act 1993, to sell the land described hereunder (of which persons named appear to the owners or in which they appear to have an interest) and on which the amount of rates and charges stated in each case, as at 17 October 2012, is due:

<i>Owner/s or persons having an interest in the land</i>	<i>Description of Land</i>	<i>Amount of rate charges overdue for more than 5 years</i>	<i>Interest on more than 5 years</i>	<i>All other rates and charges due</i>	<i>Total</i>
Craig Michael MOFFATT and Sarah Elizabeth WRIGHT.	Lot 5, DP 26659, Burton Street, Bombala.	\$2,853.01	\$1,096.96	\$10,230.23	\$14,180.20
John William MORTON.	Lot 5, Section 14, DP 758239, cnr Scott and Napier Streets, Cathcart.	\$898.00	\$147.72	\$3,138.25	\$4,183.97
Francis James HOBSON.	Lots 1-3, DP 1139245, Parish Jettiba.			\$1,967.88	\$1,967.88
Catherine Elizabeth MILLER.	Lots 1-2, DP 456591, Parish Currowong.			\$2,626.45	\$2,626.45
Charles RICHARDSON.	Lot 1, DP 132534, Parish Bombala.			\$2,398.38	\$2,398.38
Emily Jane BEVERIDGE.	Lot 1, DP 315345, Parish Mila.	\$677.68	\$313.73	\$2,318.84	\$3,310.25
Frederick Thomas GORDON, Vaughan Martin RUMPH, Henry PRESTON and Walter Edwin PLATTS.	Lot 102, DP 756862, Parish Wellsmore.			\$2,625.85	\$2,625.85
John Kenneth PICKTHALL.	Lot 189, DP 756826, Parish Cathcart.	\$141.68	\$66.14	\$3,621.93	\$3,829.75
Henry James Thomas WALKER.	Lot 29, DP 45199, Parish Hayden.			\$2,626.54	\$2,626.45
Charles Herbert QUINN.	Lot 1, Section 9, DP 759071, Parish Hayden.			\$2,626.45	\$2,626.45
Zeljio KOKOS and Ana KOKOS.	Lots 6-7, Section 33, DP 758346, Town of Delegate.	\$952.00	\$1,218.96	\$5,677.02	\$7,847.98

In default of payment to the Council of the amount stated above and any other rates (including extra charges) becoming due and payable after publication of this notice, or an arrangement satisfactory to the Council for payment of all such Rates and Charges being entered into by the ratable person, before the time fixed for the sale, the said land will be offered for sale by PUBLIC AUCTION by Landmark Bombala, 149-151 Maybe Street, Bombala, on 2 February 2013, at 10:00 am. D. COTTEE, General Manager, Bombala Council, PO Box 105, Bombala NSW 2632. [6715]



ISSN 0155-6320

---

Authorised to be printed  
TONY DUCKMANTON, Government Printer.