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OF THE STATE OF

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# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

**Number 37**

**Friday, 2 March 2007**

Published under authority by Government Advertising

## **SPECIAL SUPPLEMENT**



New South Wales

## **Maitland Local Environmental Plan 1993 (Amendment No 92)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the  
*Environmental Planning and Assessment Act 1979*. (NEW0000158/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Maitland Local Environmental Plan 1993 (Amendment No 92)

---

## **Maitland Local Environmental Plan 1993 (Amendment No 92)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 92)*.

### **2 Aim of plan**

This plan aims to amend *Maitland Local Environmental Plan 1993* to provide for the following:

- (a) the efficient and economic development of land to which that plan applies that is identified as an urban release area,
- (b) the integration of environmental, economic and social matters that are to be considered before granting consent for development within an urban release area,
- (c) the provision and coordination of essential infrastructure for utility services and transport and traffic management to support urban development within an urban release area,
- (d) the matters that are to be considered before granting consent to development near Aberglasslyn House,
- (e) the identification of certain land to which this plan applies as the Aberglasslyn Urban Release Area,
- (f) the rezoning of land within the Aberglasslyn Urban Release Area from Zone 1 (a) Prime Rural Land and Zone 1 (b) Secondary Rural Land to Zone 2 (a) Residential.

### **3 Land to which plan applies**

- (1) To the extent that this plan amends the provisions of the *Maitland Local Environmental Plan 1993* relating to urban release areas, it applies to land to which that plan applies that is identified on the map (within the meaning of that plan) as an urban release area.

Maitland Local Environmental Plan 1993 (Amendment No 92)

Clause 4

- 
- (2) To the extent that this plan makes provision with respect to development near Aberglasslyn House, it applies to land shown edged heavy black, hatched and lettered “Heritage Control Area” on Sheet 2 of the map marked “Maitland Local Environmental Plan 1993 (Amendment No 92)” deposited in the office of Maitland City Council.
  - (3) To the extent that this plan identifies the Aberglasslyn Urban Release Area, it applies to land shown edged heavy black and lettered “Aberglasslyn Urban Release Area” on Sheet 2 of the map marked “Maitland Local Environmental Plan 1993 (Amendment No 92)” deposited in the office of Maitland City Council.
  - (4) To the extent that this plan rezones land, it applies to land shown edged heavy black and lettered “2 (a)” on Sheet 1 of the map marked “Maitland Local Environmental Plan 1993 (Amendment No 92)” deposited in the office of Maitland City Council.

**4 Amendment of Maitland Local Environmental Plan 1993**

*Maitland Local Environmental Plan 1993* is amended as set out in Schedule 1.

Maitland Local Environmental Plan 1993 (Amendment No 92)

Schedule 1 Amendments

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## Schedule 1 Amendments

(Clause 4)

**[1] Clause 5 How are terms defined in this plan?**

Insert in appropriate order in the definition of *The map* in clause 5 (1):

Maitland Local Environmental Plan 1993 (Amendment No 92)—  
Sheets 1 and 2

**[2] Clause 5 (1)**

Insert in alphabetical order:

*Urban release area* means an area of land that is shown edged heavy black and lettered “Urban Release Area” on the map.

**[3] Clause 31 What controls apply with respect to heritage items or conservation areas?**

Insert in alphabetical order in the list of definitions:

*Aberglasslyn House Heritage Control Area* means the land shown edged heavy black, hatched and lettered “Heritage Control Area” on Sheet 2 of the map marked “Maitland Local Environmental Plan 1993 (Amendment No 92)” deposited in the office of Maitland City Council.

**[4] Clause 39A**

Insert after clause 39:

**39A Development within the Aberglasslyn House Heritage Control Area**

- (1) This clause applies to the Aberglasslyn House Heritage Control Area.
- (2) Despite any other provision of this plan, the Council must not grant consent to an application to carry out development on land within the Aberglasslyn House Heritage Control Area unless:
  - (a) the Council has assessed the effect that the development will have on the heritage significance of Aberglasslyn House and its setting and is satisfied, as a result of that assessment, that the development is not incompatible with that heritage significance, and

Maitland Local Environmental Plan 1993 (Amendment No 92)

Amendments

Schedule 1

- 
- (b) a development control plan applying to the Aberglasslyn House Heritage Control Area has been prepared that provides for the following:
    - (i) a subdivision layout,
    - (ii) amelioration of visual impacts of the development on the curtilage of Aberglasslyn House,
    - (iii) an overall landscaping strategy, including the extent, location and form of landscaping,
    - (iv) detailed urban design controls, including building envelopes, building materials and colours.

**[5] Part 12**

Omit the Part. Insert instead:

**Part 12 Urban release areas**

**53 Aims of Part**

This Part aims:

- (a) to allow for future urban development and the conservation of ecological and riparian corridors and areas of visual significance on land within urban release areas, and
- (b) to require satisfactory arrangements to be made for the provision of utility infrastructure and regional transport infrastructure before the subdivision of such land, and
- (c) to ensure that development on such land occurs in a logical and cost-effective manner, in accordance with a staging plan and only after a development control plan including specific controls has been prepared for the land.

**54 Relationship between Part and remainder of plan**

A provision of this Part prevails over any other provision of this plan to the extent of any inconsistency.

**55 Restriction on certain subdivisions—regional transport infrastructure**

- (1) This clause applies to land within an urban release area but does not apply to an urban release area if the whole or any part of it is within a special contributions area (as defined by section 93C of the Act).

## Maitland Local Environmental Plan 1993 (Amendment No 92)

## Schedule 1 Amendments

- 
- (2) The object of this clause is to require assistance towards the provision of regional transport infrastructure and services to satisfy needs that arise from development on land to which this clause applies, but only if the land is developed intensively for urban purposes.
  - (3) Despite any other provision of this plan, the Council must not grant consent to the subdivision of land to which this clause applies if the subdivision would create a lot smaller than the minimum lot size permitted on the land immediately before the commencement of *Maitland Local Environmental Plan 1993 (Amendment No 92)*, unless the Director-General has certified in writing to the Council that satisfactory arrangements have been made to contribute to the provision of regional transport infrastructure and services in relation to that lot.
  - (4) Subclause (3) does not apply to any lot:
    - (a) identified in the certificate as a residue lot, or
    - (b) that is proposed in the development application to be reserved or dedicated for public open space, public roads, public utilities, educational facilities, or any other public purpose.
  - (5) Subclause (3) does not apply to a subdivision for the purpose only of rectifying an encroachment on any existing allotment.
  - (6) *State Environmental Planning Policy No 1—Development Standards* does not apply to development for the purposes of subdivision on land to which this clause applies.

**56 Public utility infrastructure**

- (1) The Council must not grant consent to development on land within an urban release area unless it is satisfied that any public utility infrastructure that is essential for the proposed development is available or that adequate arrangements have been made to make that infrastructure available when required.
- (2) In this clause, **public utility infrastructure** includes infrastructure for any of the following:
  - (a) the supply of water,
  - (b) the supply of electricity,
  - (c) the disposal and management of sewage.
- (3) This clause does not apply to development for the purpose of providing, extending, augmenting, maintaining or repairing any public utility infrastructure referred to in this clause.

Maitland Local Environmental Plan 1993 (Amendment No 92)

Amendments

Schedule 1

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**57 Development control plan**

- (1) The Council must not grant consent to development on land within an urban release area unless a development control plan that provides for the matters specified in subclause (2) has been prepared for the land.
- (2) The development control plan referred to in subclause (1) must provide for all of the following matters:
  - (a) a staging plan for the timely and efficient release of urban land making provision for necessary infrastructure and sequencing,
  - (b) an overall transport movement hierarchy showing the major circulation routes and connections to achieve a simple and safe movement system for private vehicles, public transport, pedestrians and cyclists,
  - (c) an overall landscaping strategy for the protection and enhancement of riparian areas and remnant vegetation, including visually prominent locations, and detailed landscaping requirements for both the public and private domain,
  - (d) a network of passive and active recreational areas,
  - (e) stormwater and water quality management controls,
  - (f) amelioration of natural and environmental hazards, including bushfire, flooding and site contamination,
  - (g) detailed urban design controls for significant development sites,
  - (h) measures to encourage higher density living around transport, open space and service nodes,
  - (i) measures to accommodate and control appropriate neighbourhood commercial and retail uses,
  - (j) suitably located public facilities and services, including provision for appropriate traffic management facilities and parking.



# ELECTRICAL PRACTICES FOR CONSTRUCTION WORK

A large, stylized 'X' graphic in the background of the cover, composed of overlapping triangles in shades of blue and orange.

CODE OF PRACTICE 2007

WorkCover. **Watching out for you.**



New South Wales Government

**Revised 2nd Edition 2007****Disclaimer**

This publication contains information regarding occupational health, safety, injury management or workers compensation. It includes some of your obligations under the various workers compensation and occupational health and safety legislation that WorkCover NSW administers. To ensure you comply with your legal obligations you must refer to the appropriate Acts.

This publication may refer to WorkCover NSW administered legislation that has been amended or repealed. When reading this publication you should always refer to the latest laws. Information on the latest laws can be checked at [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au) or contact 1300 656 986.

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## WHAT IS AN INDUSTRY CODE OF PRACTICE?

An approved industry code of practice is a practical guide to employers and others who have duties under the *Occupational Health and Safety Act 2000* (OHS Act) and the *Occupational Health and Safety Regulation 2001* (OHS Regulation) with respect to occupational health, safety and welfare.

An industry code of practice is approved by the Minister administering the OHS Act. It comes into force on the day specified in the code or, if no day is specified, on the day it is published in the NSW Government Gazette. An approved industry code of practice may be amended from time to time (or it may be revoked) by publication in the Gazette.

An approved industry code of practice should be observed unless an alternative course of action that achieves the same or a better level of health, safety and welfare at work is being followed.

An approved industry code of practice is intended to be used in conjunction with the requirements of the OHS Act and the OHS Regulation but does not have the same legal force. An approved industry code of practice is advisory rather than mandatory. However, in legal proceedings under the OHS Act or OHS Regulation, failure to observe a relevant approved industry code of practice is admissible in evidence to establish an offence under the OHS Act or OHS Regulation.

A WorkCover Authority inspector can draw attention to an approved industry code of practice in an improvement or prohibition notice as a way of indicating the measures that could be taken to remedy an alleged contravention or non-compliance with the OHS Act or OHS Regulation. Failure to comply with an improvement or prohibition notice without reasonable excuse is an offence.

In summary an approved **INDUSTRY CODE OF PRACTICE**:

- ✓ gives practical guidance on how health, safety and welfare at work can be achieved;
- ✓ should be observed unless an alternative course of action that achieves the same or a better level of health, safety and welfare in the workplace is being followed;
- ✓ can be used in support of the preventive enforcement provisions of the *Occupational Health and Safety Act*;
- ✓ can be used to support prosecutions for failing to comply with or contravening the OHS Act or OHS Regulation.

## PREFACE

The aim of this code of practice is to provide the construction industry with a set of safety measures applicable to electrical practices for temporary electrical installations and electrical appliances used during construction work. It sets out the minimum requirements for temporary construction wiring and the safe use, inspection and testing of electrical plant and plug-in electrical equipment. It provides practical advice on implementing the requirements of the *Occupational Health and Safety Act 2000* and the *Occupational Health and Safety Regulation 2001*.

The code of practice will assist employers, self-employed persons, employees, contractors, and other parties involved with electrical practices for construction work.

Use this code of practice to assess the effectiveness of your present arrangements for dealing with electrical practices associated with construction work, and to check that all sources of electrical risk have been identified and dealt with. If you are setting up a new business, this code of practice can serve as your step-by-step guide to establishing the minimum safety requirements applicable to electrical practices on construction sites.

This revised code of practice was developed in consultation with members of the construction industry, including relevant unions and employer bodies and replaces the first edition of the *Code of Practice: Electrical practices for construction work*, which commenced on 1 February 1992.

## ACKNOWLEDGEMENT

In developing this code of practice WorkCover NSW has drawn on information contained in codes of practice and standards issued by other State regulators or organisations. WorkCover NSW acknowledges the following publications, which have been incorporated in parts of this code.

- Industry Standard for Electrical Installations on Construction Sites – This document is jointly published by Energy Safety Victorian and WorkSafe Victoria, and
- The joint Australian and New Zealand Standard, AS/NZS 3012 Electrical installations - Construction and demolition sites.

## CHAPTER 1- ESTABLISHMENT

### 1.1 Title

This is the *Code of practice : Electrical practices for construction work*.

### 1.2 Purpose

This code of practice provides practical guidance on minimum safety requirements for electrical practices during construction work in order to protect the safety of workers.

### 1.3 Scope

This code of practice sets out safety requirements for electrical installations associated with construction workplaces in New South Wales. It also contains provisions for the connection, use and testing of fixed or portable electrical equipment, tools, appliances and associated flexible extension cords, connected to such installations.

This Chapter 1 is introductory, describes the purpose of this code, and provides definitions. Chapter 2 explains the regulatory principles in the occupational health and legislation, which this code is intended to facilitate. The technical requirements for compliance with this code of practice are set out in Chapters 3 to 9 inclusive.

The code does not apply to mines, which are the subject of other regulatory controls.

This code should be read in conjunction with the joint Australian and New Zealand Standard AS/NZS 3012 Electrical installations - Construction and demolition sites ("AS/NZS 3012"), which has been adopted as a code under the Code of Practice -Technical Guidance. Reference should be made to the standard for matters not covered in this code. In addition the code provides some additional or altered provisions - in the event of any such inconsistencies between this code and AS/NZS 3012, this code should prevail.

This code applies in addition to the requirements of the *Code of practice for low voltage electrical work*, which provides requirements and practical guidance for persons working on or near low voltage electrical installations. **Note:** The Code has been revised and was Gazetted on the 19<sup>th</sup> January 2007.



## WARNING

In accordance with the statutory risk control requirements of the OHS Regulation, the practice of working on an energised (live) low voltage installation cannot usually be justified. It is the responsibility of the employer, self-employed person, principal contractor and the controller of the premises, to ensure that this is not done other than in situations where it is necessary in the interests of safety and the risk of harm would be greater if that part of the installation's circuits or apparatus were to be de-energised.

#### 1.4 Authority

This is an industry code of practice approved by the Minister for Commerce under section 43 of the *Occupational Health and Safety Act 2000*, on the recommendation of the WorkCover Authority of New South Wales ("WorkCover NSW").

#### 1.5 Commencement

This code takes effect on Friday, 2 March 2007.

#### 1.6 Revocation

This code of practice replaces the first edition of the *Code of practice: Electrical practices for construction work*, published in the *Government Gazette* on 1 February 1992, which is hereby revoked as provided by section 45 of the *Occupational Health and Safety Act 2000*.

#### 1.7 Interpretation

##### 1.7.1 Recommended practices

Words such as "should" indicate recommended courses of action. "May" or "consider" indicate a possible course of action the duty holder should consider. However, you may choose an alternative method of achieving a safe system of work. For a further explanation, see "What is an industry code of practice".

##### 1.7.2 Legal obligations

Words such as "must", "requires" or "mandatory" indicate obligations, which must be complied with. Failure to comply with the code can be used as evidence in proceedings for an offence against the OHS Act or OHS Regulation (where the code is relevant to any matter, which it is necessary for the prosecution to prove to establish the commission of the offence).

#### 1.8 Applicable legislation

Consult the OHS Act and OHS Regulation for the specific legal requirements regarding occupational health and safety responsibilities.

##### **Other significant legislation:**

The *Electricity (Consumer Safety) Regulation 2006*, which is administered by the Office of Fair Trading, requires electrical installations and electrical installation work, including that associated with construction workplaces, to –

- (a) comply with AS/NZS 3000 – Electrical Installations (Australian/New Zealand Wiring Rules) as amended;
- (b) be tested by a licensed electrician after completion of the work and prior to connection to supply for normal use;
- (c) carry out a safety and compliance test and issue a *Certificate of Compliance - Electrical Work* in accordance with the above electrical safety legislation;
- (d) be notified to the owner or principal contractor in charge of the electrical installation; and
- (e) be notified to the local electricity network operator for possible inspection in accordance with the above electrical safety legislation

**Note:** The *Electricity (Consumer Safety) Regulation 2006* replaces the *Electricity Safety (Electrical Installations) Regulation 1998*.

The *Electricity (Consumer Safety) Act 2004*, which replaces the *Electricity Safety Act 1945*, is also relevant.

## 1.9 Definitions

**authorised representative** of an industrial organisation of employees means an officer of that organisation who is authorised under the *Industrial Relations Act 1996*.

**auxiliary socket-outlet panel** means a socket-outlet assembly, supplied by a fixed wired dedicated final subcircuit of construction wiring and protected by a 30 mA RCD and overcurrent breaker at final subcircuit origin, used to eliminate the need to run long flexible extension cords from a switchboard. These devices are also known as 'auxiliary boards or satellite boards'.

**competent person** for any task means a person whom the person in charge of the construction work ensures they have acquired through training, qualification, experience, or a combination of them, the knowledge and skills enabling that person to carry out the task correctly.

**construction site** means the site of construction work (either in progress or suspended).

**construction wiring** means wiring systems installed to provide electrical supply for construction work, and is not intended to form part of the permanent electrical installation. Construction wiring does not include flexible extension cords or flexible cables used to connect portable plug-in electrical equipment or luminaries to a socket-outlet.

**construction work** means any of the following:

- (a) excavation, including the excavation or filling of trenches, ditches, shafts, wells, tunnels and pier holes, and the use of caissons and cofferdams,
- (b) building, including the construction (including the manufacturing of prefabricated elements of a building at the place of work concerned), alteration, renovation, repair, maintenance and demolition of all types of buildings,
- (c) civil engineering, including the construction, structural alteration, repair, maintenance and demolition of, for example, airports, docks, harbours, inland waterways, dams, river and avalanche and sea defence works, roads and highways, railways, bridges and tunnels, viaducts, and works related to the provision of services such as communications, drainage, sewerage, water and energy supplies.

**contractor** means a person responsible for carrying out work at a construction site. Depending on the contractual arrangements, which are in place, the contractor may be an employer, a self-employed person or a person who has control of premises, plant or substance within the meaning of the OHS Act.

**electrical contractor** means an individual, partnership or corporation who intends to contract, sub-contract and or advertise to carry out any electrical wiring work (including domestic, commercial or industrial).

**electrical wiring work** means the actual physical activity of installing, repairing, altering, removing or adding to an electrical installation or the supervising of that work.

**Note:** This is defined under the *Electricity (Consumer Safety) Act 2004*.

**employee** means an individual who works under a contract of employment or apprenticeship.

**employer** means a person who employs persons under contracts of employment, or apprenticeship. **Note:** In some chapters of the OHS Regulation, the term 'employer' includes a self-employed person in relation to duties to other persons.

**festoon lighting** means a system of lighting in which lamp holders are supported by the supply cable.

**flexible extension cord** A flexible cable, no wire of which exceeds 0.31 mm diameter and no conductor of which exceeds 4 mm<sup>2</sup> cross-sectional area, and having not more than five cores.

**high - risk construction work** means any of the following construction work,

- involving structural alterations that require temporary support
- at a height above 3 metres
- involving excavation to a depth greater than 1.5 metres
- demolition work for which a licence is not required
- in tunnels
- involving the use of explosives
- near traffic or mobile plant
- in or around gas or electrical installations
- over or adjacent to water where there is a risk of drowning.

**hiree** means the person or business, which receives the equipment from the hirer.

**hirer** means the person or business which offers the equipment for hire.

**IP Classification** means the degree of protection in accordance with the Australian Standard, AS 60529 – Degrees of protection provided by enclosures (IP Code). **Note:** The International Protection classification is usually written as 'IP' followed by two numbers and sometimes, an additional letter. The first number designates a degree of 'protection against solid objects' and 'protection of persons against access to hazardous parts'. The second number designates a degree of protection against entry of water with harmful effects'.

**inspector** means an inspector appointed under the OHS Act.

**licensed electrician** means a person who is the holder of a Qualified Supervisor Certificate - Electrician as defined under the *Home Building Act 1989*.

**OHS Act** means the *Occupational Health and Safety Act 2000*.

**OHS Regulation** means the *Occupational Health and Safety Regulation 2001*.

**permanent wiring** means a system of wiring, which forms part of the permanent electrical installation of a building or site and meets the requirements for fixed wiring as defined in the Australian Standard AS/NZS 3000 Electrical Installations - Australian / New Zealand Wiring Rules (AS/NZS 3000 - Wiring Rules) as amended.

**plant** includes any machinery, equipment or appliance.

**portable plug-in equipment** covers such items as hand-held portable or transportable electrical welders, portable electrical power tools, electrical appliances and flexible extension cords.

**principal contractor** (sometimes referred to as main or head contractor) means the person with the overall responsibility for the construction work. **Note:** Depending on the contractual arrangements, which are in place, the principal contractor may also be regarded as an employer, self-employed person or a person in control under the OHS Act. Principal contractors have special duties under the OHS Regulation.

**portable socket-outlet assembly** means an assembly, other than a flexible extension cord, having a heavy duty sheathed flexible cord, one or more socket-outlets, an overload protective device, a residual current device and a plug intended for connection to a low-voltage socket-outlet. It may also incorporate a reeling or coiling arrangement.

**record** includes any form in which information is stored on a permanent basis or from which information may be reproduced.

**relocatable structure** includes site sheds, portable sheds, transportable construction huts, and relocatable construction premises.

**residual current device (RCD)** means a device intended to isolate supply to protected circuits, socket outlets or electrical equipment in the event of a current flow to earth, which exceeds a predetermined value.

**safe work method statement** means a statement that:

- describes how work is to be carried out,
- identifies the work activities assessed as having safety risks
- identifies the safety risks
- describes the control measures that will be applied to the work activities, and includes a description of the equipment used in the work, the standards or codes to be complied with, the qualification of the personnel doing the work and the training required to do the work.

**self-employed person** means a person who works for gain or reward otherwise than under a contract of employment or apprenticeship, whether or not employing others.

**Note:** In some chapters of the OHS Regulation, the term employer includes a self-employed person.

**single-unit dwelling house** means

- (i) in relation to a proposed building, a building that is designed, or designed principally, as a separate residence for one family or person, and
- (ii) in relation to an existing building, a building that is designed and used, or designed and used principally, as a separate residence for one family or person, or
- (iii) in the case of a dual occupancy a building that is designed to include two dwellings erected side by side or joined together to form a single building.

**Note:** This includes an associated non-habitable building being a private garage, carport, shed, structure or the like.

**VETAB** means the New South Wales Vocational Education and Training Accreditation Board.

**WorkCover NSW** means the WorkCover Authority of New South Wales established by section 14 of the *Workplace Injury Management and Workers Compensation Act 1998*.

## CHAPTER 2 – CONSULTATION AND RISK MANAGEMENT

**The OHS Act and the OHS Regulation require employers to address workplace health and safety through a process of risk management and consultation.**

To effectively implement this code, employers need to be aware of these requirements and have procedures in place to apply them. Employers are advised to consult the OHS Act and the OHS Regulation as well as the *Code of Practice: Occupational Health and Safety Consultation*, and *Code of Practice: Risk Assessment* for details of these requirements and how they can be met. The following information is designed to provide an overview of legislative requirements.

The OHS Regulation requires employers (and self-employed persons) to identify hazards and to ensure that any risk of injury from electricity at a place of work is eliminated, or if elimination is not reasonably practicable, the risk is controlled.

Other legislative requirements particularly relevant to this code are clause 64 of the OHS regulation, which requires that: electrical installations are inspected and tested prior to use and maintained to ensure they remain safe for use. Electrical articles used in construction work are regularly inspected, tested and maintained to ensure they remain safe for use and plant is not used in conditions likely to give rise to electrical hazards and risks. Electrical installations and electrical articles that are found to be unsafe are to be disconnected and repaired, replaced or permanently removed from service.

Controllers of premises also have obligations under section 10 of the OHS Act and clause 41 of the OHS Regulation.

This code of practice provides guidance on ensuring these requirements are met and should be implemented within a risk management framework. Risk management is a way of organising your efforts to determine safe systems of work. Following this procedure will help you identify the safety issues unique to your particular construction site.

The following information is designed to provide an overview of:

- consultation
- risk management
- planning and preparation
- supervision, training and instruction

### 2.1 Consultation at the workplace

**Employers must consult with employees when taking steps to assess and control workplace risks.**

The information in this code of practice should be used when consulting with employees about the electrical hazards encountered in construction work.

#### 2.1.1 Consultation arrangements

The OHS Act provides three options for consultation arrangements under sections 16 and 17:

Arrangement	Number of employees	Requirement
OHS committee	20 or more employees	<ul style="list-style-type: none"> <li>requested by a majority of employees, or</li> <li>directed by WorkCover</li> </ul>
OHS representative	any size	<ul style="list-style-type: none"> <li>at least one employee requests an election, or</li> <li>directed by WorkCover</li> </ul>
Other agreed arrangements	any size	agreed to by both the employer and employees (in a small workplace it may be a regular safety meeting with employees)

Before using this code, an employer should ensure that consultation arrangements are in place. An employer may initiate the establishment of an OHS committee or the election of an OHS representative if the employees have not made such a request. When the consultation arrangements have been decided, clause 27 of the OHS Regulation requires employers to record them and advise all existing and new employees.

### 2.1.2 Consultation procedures

After setting up the consultation arrangements employers need to consider when and how these consultation arrangements need to be applied.

### 2.1.3 When should consultation be undertaken?

Under section 13 of the OHS Act, employers have the general duty to consult employees when decisions are being considered that may affect their employees' health, safety and welfare. Therefore, employers are required to consult with their OHS committee, OHS representative or use another agreed arrangement when such decisions are being considered. **Note:** Section 17(3) of the OHS Act provides that a Federal or State industrial organisation of employees may, on request, represent employees for the purposes of consultation on occupational health, safety and welfare under other agreed arrangements.

Decisions, which could affect health, safety and welfare, include;

- assessing, reviewing and monitoring risks to health and safety from work
- eliminating or controlling risks to health and safety arising from work
- determining or reviewing workplace amenities
- developing emergency procedures
- determining or reviewing consultation arrangements
- planning for new premises or modifying existing temporary construction wiring
- purchasing new plant or electrical equipment
- planning, designing or changing work tasks or jobs
- using contractors in the workplace
- investigating incidents or accidents, including electrical hazards
- regular inspection, testing and maintenance of electrical plant and equipment

**Note:** Any procedures that are developed to encompass these activities should incorporate consultation.

It may not be practicable or reasonable to involve the OHS committee or the OHS representative in every decision or task change. However, the employers or committee or representatives should agree on what process is needed to ensure that affected employees are consulted.

#### 2.1.4 How should consultation be undertaken?

When engaged in consultation, section 14 of the OHS Act requires employers to:

- Share all relevant information with employees, for example, if an employer is going to change a work task, employees need to be told of any risk to health and safety that may arise and what will be done to eliminate or control these risks,
- Give employees reasonable time to express their views – employees need adequate time to assess the information given to them, obtain relevant safety information and consult with fellow employees to enable them to form their views,
- Value the views of employees and take them into account when the decision is made to resolve the matter – in many cases, agreement will be reached on how the safety issues are to be addressed. When agreement cannot be reached, the employer should explain how the employees' concerns have been addressed.

**Note:** For more details about the obligations to consult, refer to the *Code of Practice: Occupational Health and Safety Consultation*.

#### 2.2 Risk Management: Establishing the special needs of your workplace

**Employers and self-employed persons must identify any foreseeable hazards, assess their risks and take action to eliminate or control them. Employees must be consulted as part of this process.**

A hazard identification and risk assessment process must be carried out at the planning and preparation stage by the employer/contractor doing the work to determine what risks may arise when the work is being carried out. Safe systems of work must then be put in place to eliminate or control these risks. **Note:** Clause 209 of the OHS Regulation requires safe work method statements where the cost of the work exceeds \$250,000 or for high risk construction work. High risk construction work is defined in clause 209 of the OHS Regulation and includes electrical work in or around an electrical installation at a construction site. This means that all electrical work carried out on an electrical installation at a construction site requires a safe work method statement.

These safety issues may also arise when organisations are considering purchasing equipment or substances, developing or changing work systems, and designing or re-modelling the workplace.

For further information, consult the OHS Act and OHS Regulation as well as the *Code of Practice: Occupational Health and Safety Consultation* and the *Code of Practice: Risk Assessment*.

The OHS Regulation requires employers to:

- Identify the hazards
- Assess the risk(s) to the health and safety of persons arising from the hazards.
- Use appropriate control measures to eliminate or control the risk.
- Monitor and review the control measures to ensure on-going safety.

### 2.3 Planning and preparation

**The OHS Regulation (clause 8) requires that if more than one person has responsibility with respect to a particular OHS matter, each person retains responsibility for the matter, and that the responsibility is to be discharged in a coordinated manner.**

Consultation and coordination should occur before commencing work

To ensure coordination, before commencing work those involved should communicate with each other to determine safe systems for the work being carried out. Relevant parties may include the principal contractor, contractors, self-employed persons, employers, electricians, electrical contractors, employees and their representatives.

Consultation and coordination should cover at least the following:

- nature of the work planned and ways of dealing with changes as construction proceeds;
- the possible hazards and risks associated with the electrical power supply methods planned;
- availability of electrical power supply, electrical plant and equipment;
- interaction between trades at the site and their power requirements;
- proximity of persons to electrical plant;
- workplace access and egress (such as lighting); and
- public safety (such as ensuring site security).

### 2.4 Supervision, training and instruction

**The OHS Act requires employers to provide such information, instruction, training and supervision as may be necessary to ensure the health, safety and welfare of their employees while at work.**

Training is one of the most important ways to ensure workers stay competent, productive and safe.

The OHS Regulation requires employers to ensure that employees receive certain specific types of training. For example, employers are required to provide OHS Induction Training for their employees. Principal contractors must not direct or allow any person to carry out construction work on the construction project unless the person has completed OHS Induction Training. OHS Induction Training includes,

- (a) general health and safety induction training,
- (b) work activity based health and safety induction training, and
- (c) site specific health and safety induction training.

**Note:** Further guidance on 'OHS Induction Training' can be found in the *Code of Practice: Occupational health and safety induction training for construction work*.

Employers must also ensure that members of OHS committees and OHS representatives receive OHS Consultation Training. (Note: Further guidance on "OHS Consultation Training" can be found in the *Code of Practice: Occupational Health and Safety Consultation*.) In addition to the above requirements employers and principal contractors must ensure that licensed electricians and persons involved in electrical work on construction sites have relevant training.

All persons involved in any electrical work should be trained to apply systems of work and work practices that are safe and without risks to health. Only those persons who have received training and instruction should carry out the work.

The employer should monitor the systems of work and provide refresher training or on-going training to ensure that safe systems and work practices are being followed.

The training and the instruction should be provided by a competent person (see definition) and should at least include:

- (a) hazard identification, risk assessment and risk control measures associated with electrical work, electrical plant and equipment,
- (b) changes in OHS or electrical safety legislation including specific OHS obligations relating to electrical work, inspection and testing, electrical testing and fault-finding, record keeping and mandatory electrical notifications,
- (c) changes in WorkCover NSW codes of practice including this code, the *Code of Practice for low voltage electrical work* and the *Code of Practice: Work near overhead power lines*,
- (d) changes in relevant Standards including AS/NZS 3012 and AS/NZS 3760 In-service safety inspection and testing of electrical equipment ("AS/NZS 3760").

## CHAPTER 3 – SWITCHBOARDS

### 3.1 General information

Switchboards installed for the purpose of supplying construction wiring and electrical equipment must comply with the following provisions:

- (a) Connected to incoming supply by a direct method e.g., wired to terminals, and not by socket outlets or connecting devices.
- (b) Robust construction with a minimum IP33 rating.
- (c) Switchboard protective cover or lid is provided, and –
  - (i) fitted with a locking device for security purposes;
  - (ii) attached in a way that will not damage cables or flexible extension cords connected to equipment on the switchboard; and
  - (iii) with means to retain the door in the open position when it is required to be kept open for the purpose of electrical work on the switchboard.
- (d) Isolating switch is provided that removes power from all outgoing circuits when it is in the open position. The isolating switch must be able to be locked or secured in the open position. **Note:** Where outgoing circuits are associated with equipment, which is required to operate after-hours an additional switch or switches should be used for the isolation of such circuits.
- (e) Lockable cover is provided over circuit-breakers and RCDs associated with outgoing circuits, but which does not prevent access to isolating switches.

**Notes:**

- 1. To avoid confusion as to which switches need to be located behind a lockable cover, do not use the RCD as the isolating switch.
  - 2. This cover requirement also applies to switchboards located in relocatable structures.
  - 3. The lockable cover must be manufactured from plastic or similar non-conductive material and be kept locked during normal hours of operation.
  - 4. Where the electrical installation comprises only one final sub-circuit the fitting of a lockable cover over the circuit-breaker and RCD is not necessary. Refer to Clause 3.6 of this code.
- (f) Incorporate means to support flexible extension cords and cord extension sets off the floor or ground. The support system must prevent mechanical damage to outgoing cables and relieve strain on cable terminations or plug and socket-outlet connections of flexible extension cords and cord extension sets. **Note:** A typical means of achieving this is by providing an opening at the bottom of the enclosure and a support to keep cords off the floor or ground (e.g. tie bar, hanger, cross arm or stand) covered with a non-conductive material to which the cables can be anchored.
  - (g) Labeling or signage that includes-
    - (i) warning on escutcheon panel enclosing live parts – electric shock risk symbol and danger from live parts behind panels;
    - (ii) identification of isolating switches including instructions if necessary to prevent inadvertent operation for example:

**SECURITY LIGHTING AND SHEDS – DO NOT TURN OFF**

- (iii) a sign on the external surface of the door stating:

**KEEP CLOSED – RUN LEADS THROUGH BOTTOM**

- (iv) identification of the switchboard to distinguish from other switchboards on site.
- (v) an instruction on the lockable cover of RCDs and circuit-breakers:

**IN THE EVENT OF AN RCD OR CIRCUIT-BREAKER OPERATING, THE  
CAUSE OF ANY FAULT SHOULD BE ASSESSED BY A LICENSED  
ELECTRICIAN BEFORE RESET**

**Note:** On some construction sites a licensed electrician may not be present, in this case the cause of the RCD or circuit-breaker operation should be assessed by the equipment user by visually checking the equipment for any apparent damage before reset; and

### 3.2 Mounting of switchboards

Attach switchboards securely to a permanent wall, or a temporary structure that is secure and stable and that has been specifically designed for the purpose and meets the requirements of the local electricity network operator. Attach pole or post mounted switchboards securely with coach screws or bolts or fix with suitable clamps.

### 3.3 Location of switchboards

In determining the location of switchboards consideration must be given to changes to the site layout expected to take place throughout the construction process, e.g. erection of internal walls, in order that the switchboard remains in a convenient location to the users and damage to outgoing and incoming cables and flexible extension cords can be prevented.

In particular -

- (a) Do not locate switchboards outside the construction site perimeter.
- (b) Switchboards must be located in the proximity of the work area to ensure that longer flexible extension cords than those permitted in Table 1 are not necessary.
- (c) In multi-level buildings, switchboards must be positioned in a manner, which eliminates the need for cables and flexible extension cords connected to the switchboard to be run between floors.

**Note:** Exceptions to this provision include –

- cables and flexible extension cords run in stairwells or lift shafts for the supply of equipment used in that location, e.g. stairwell lighting, lift installation work;
- cables and flexible extension cords run to external staging or formwork that spans more than one floor;
- cables run to auxiliary socket-outlet panels in accordance with Clause 3.8;
- cables run as construction wiring submains between switchboards.

### 3.4 Clearance in front of switchboards

Switchboards should have at least 1 metre of clearance provided in front of the switchboard to allow clear unobstructed access.

### 3.5 Security of power circuits

To prevent unauthorised access and the risk of electrocution or fire, the principal contractor or a nominated person should ensure that all power circuits are isolated and secured upon completion of the work shift, and/or when the site is unattended. The isolation requirement need

not apply to circuits supplying security lighting and essential equipment, or to locked relocatable structures. **Note: DO NOT LOCK SWITCHBOARDS DURING WORKING HOURS.**

### 3.6 Installations comprising one final sub-circuit

Where the electrical installation comprises only one final sub-circuit, or includes or incorporates a combined mains circuit breaker/residual current device (MCB/RCD) as the main switch, the fitting of a lockable cover for circuit breakers and RCD's is not necessary.

### 3.7 Auxiliary socket-outlet panel

In building construction, switchboards must be positioned in a manner that eliminates the need for flexible extension cords to be run between floors or across large open-plan floor areas. To facilitate this requirement in some workplace situations e.g. (mezzanine levels, sub floor apartment construction, large open-plan floor areas) the use of a suitable socket outlet panel is permitted.

The use of this socket-outlet panel commonly referred to as a 'auxiliary board or satellite board' facilitates improved safety as it limits the location of flexible extension cords to the immediate work area thereby eliminating the need to use long flexible extension cords run from a main switchboard or distribution board that may be located on a different floor level or some distance away from the immediate work area where electrical power is required.

**Note:** On multi-storey construction sites an auxiliary socket-outlet panel is not to be used as a substitute for a distribution board required on another floor level of the building under construction. The outlet device should be confined to the main structural level or mezzanine level where the work is carried out. Refer Illustration 1 for an example of the installation of auxiliary socket-outlet panels on a multi-storey construction site.

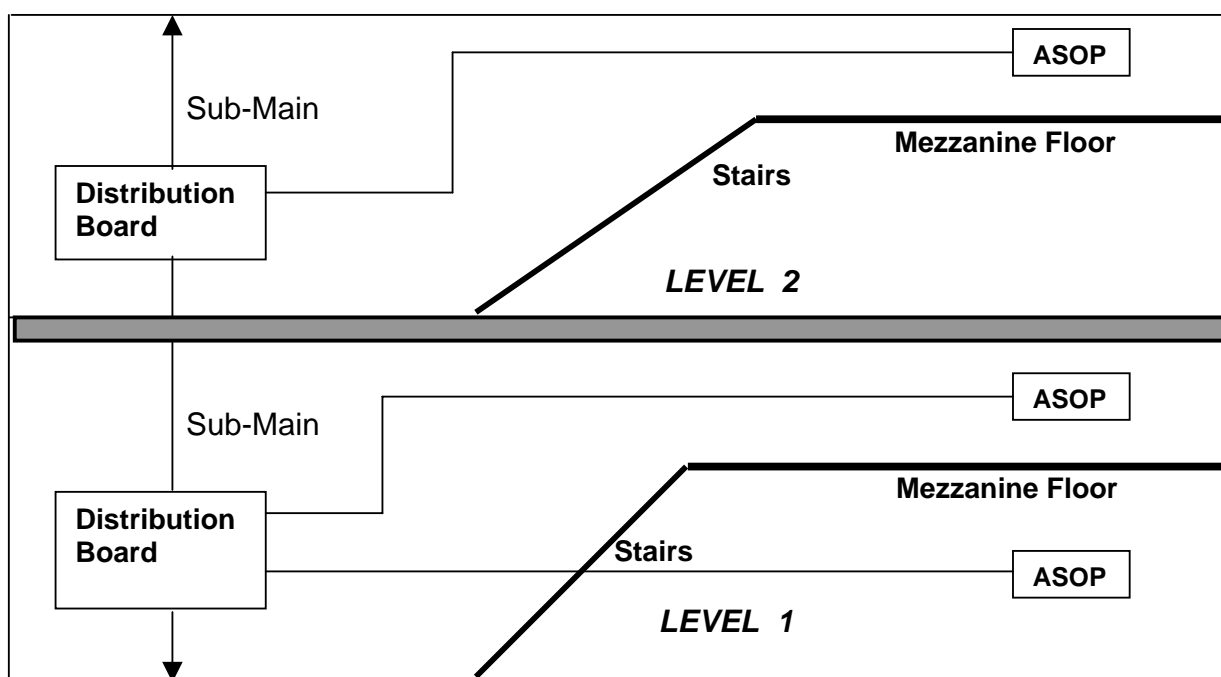
In the situations outlined above, the use of an auxiliary socket-outlet panel is allowed subject to the following construction and installation conditions being met:

- (a) supplied by a dedicated final sub-circuit that is hard wired and protected by a 30mA RCD and a circuit breaker located in the main switchboard or distribution switchboard and be labelled to indicate the source of supply,
- (b) wiring supplying the outlet device is to have active, neutral, and earth conductors of a minimum of 4.0mm<sup>2</sup> cross sectional area,
- (c) wiring is to be protected from mechanical damage and clearly identified as construction wiring,
- (d) the outlet device must be of robust construction and the socket outlets mounted on the device be protected against the risk of mechanical damage by extended sides or covers,
- (e) the outlet device must be fitted with double pole switches on every 230 volt socket outlet,
- (f) include a means to prevent strain on termination of flexible extension cords such as a tie bar or other means, which must be covered with material that is non-conducting and will prevent mechanical damage. **Note:** A typical means of achieving this is by providing a support (e.g. tie bar, hanger, cross arm or stand) covered with a non-conductive material to which the flexible extension cords can be anchored.
- (g) be located at a height of between 1.2 – 2 metres above the floor and mounted securely to a permanent structure or a temporary structure that is secure and stable and that been has been specifically designed for the purpose, and

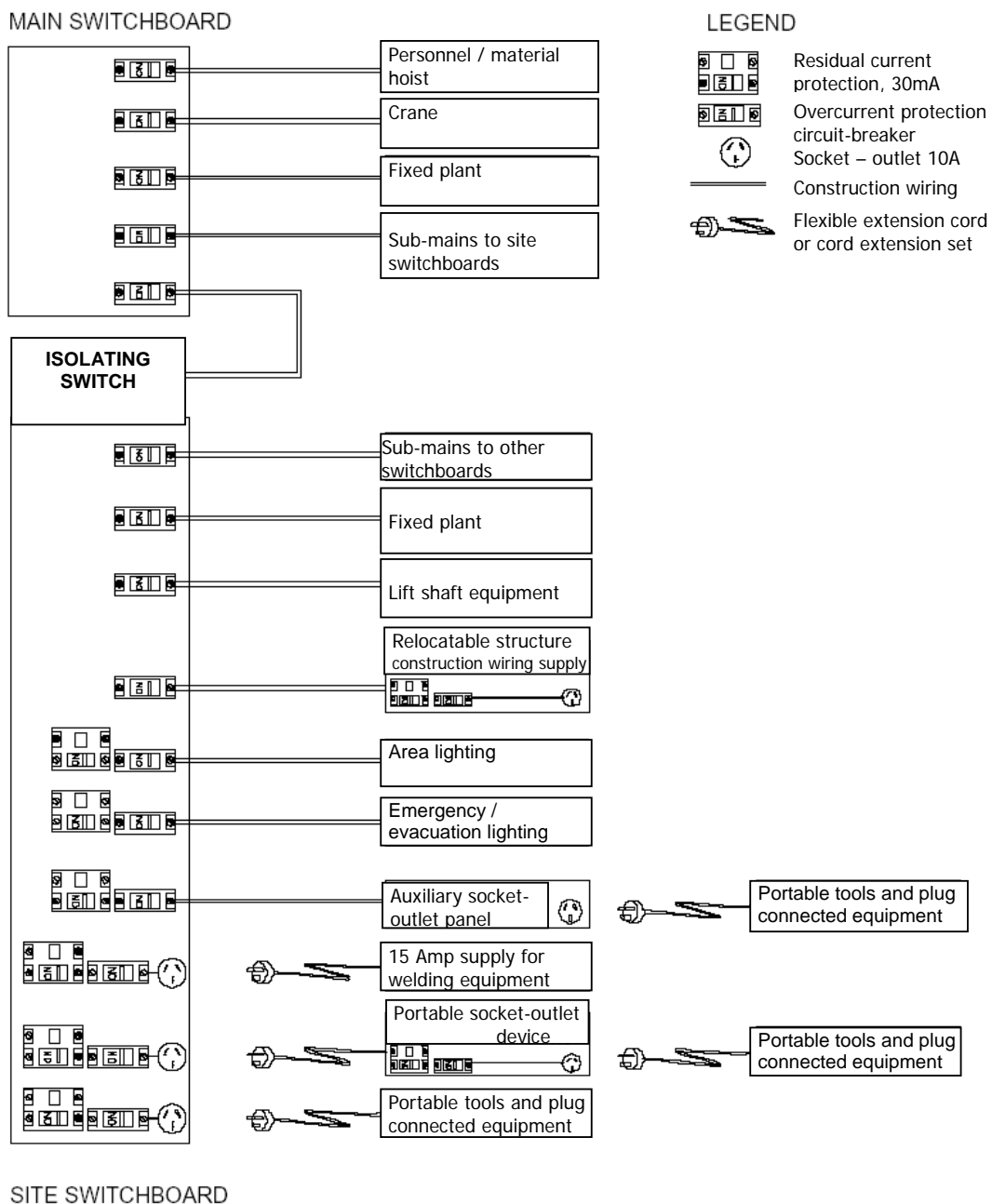
- (h) the outlet device must have a minimum IP 33 rating.

**Illustration 1**

**Elevation of multi-storey building under construction showing location of Auxiliary socket-outlet panels (ASOP)**



**Illustration 2**  
**Guide to Arrangement of Switchboards, Construction Wiring and Equipment**



## CHAPTER 4 – ELECTRICAL WIRING AND EQUIPMENT

### 4.1 RCD protection of final sub-circuits

**(a)** Every single phase and three phase final sub-circuit must be protected by a 30 mA RCD, which operate in all live (active and neutral) conductors. This includes construction lighting, socket outlets supplying hand held or portable equipment and relocatable structures. The RCD must be located at the switchboard where the final sub-circuit originates.

This requirement need not apply to final sub-circuits supplying equipment where safe mechanical operation is at risk, such as for cranes, hoists or personnel lifts.

**(b)** Where construction work supply can only be obtained from permanent wiring the electrical equipment must be protected by an RCD located in accordance with one of the following:

- (i) at the switchboard at the origin of the final sub-circuit supplying electrical equipment;
- (ii) incorporated into the socket-outlet supplying the electrical equipment;
- (iii) incorporated into a portable socket outlet assembly arranged for connection to a socket outlet either directly or by means of a flexible extension cord of maximum length 2m and a plug.

**Note:** This provision allows for minor construction work to be carried out using existing permanent socket outlets at the place of work. When work of longer duration or size is carried out arrangements should be made to have separate temporary construction wiring installed that conforms to the requirements of this code.

### 4.2 Over-current protection

- (a) Protect all sub-mains with circuit breakers, or HRC (high rupturing capacity) fuses. Circuit breakers on sub-mains must be able to be locked or secured in the "open" position and tagged.
- (b) Every final sub-circuit must be protected by a fixed over-current circuit breaker that is labelled by a licensed electrician to identify the outlets or equipment they supply.

### 4.3 Cable installation

Cables must be installed in accordance with AS/NZS 3000 – Wiring Rules except as varied in Clauses 4.4 to 4.11.

### 4.4 Clear identification of construction wiring

Construction wiring sub-mains and sub-circuits must be readily distinguishable from permanent installation wiring by using cable of a different colour, or by attaching iridescent yellow tape printed with the words "Construction Wiring". Tape markers must be spaced at intervals to ensure that at least one tag is clearly visible from wherever the cable can be seen. Such intervals must not exceed 5 metres.

### 4.5 Separation of construction wiring from permanent wiring

Construction wiring must not be tied to, bundled, or grouped with permanent installation wiring.

#### 4.6 Mechanical protection of construction wiring

As construction sites are harsh working environments, a risk assessment should be undertaken, prior to the installation of cabling or whenever a change occurs, as to the likelihood of the cabling being exposed to mechanical damage. Where the risk assessment identifies a risk of damage to cabling, and the cabling cannot be relocated to an alternative position, it must be protected by a suitable enclosure or barrier not less effective than:

- (a) medium duty rigid PVC conduit; or
- (b) heavy duty corrugated conduit; or
- (c) flexible electrical hose.

The following are some examples of situations where cabling would require mechanical protection;

- Cabling run within 2.5 metres of the floor or ground level
- Cabling run on exterior surfaces that may be subject to mechanical damage
- Cabling supplying switchboards and final sub-circuits located on formwork decks
- Cabling run on perimeter construction fencing permanently secured in the ground. **Note:** Cabling should not be attached to relocatable type 'port-a-fencing' unless the fencing is permanently secured to the ground
- Cabling slung under a concrete ceiling slab more than 150mm away from the juncture of the ceiling slab and a wall or beam which would otherwise provide protection
- Cabling which may come into contact with unearthed metal structures being installed as part of the construction process, (i.e. sheet metal ducts, hydraulic piping, scaffolding, etc).
- Cabling run across the top of relocatable structures, storage containers, shipping containers or the like
- Cabling run across or over metallic roofs or edges
- Cabling run in hostile environments such as a trench filled with debris and /or water
- Cabling running across a metal grid ceiling

#### 4.7 Height clearance for flexible extension cords

Flexible extension cords should be run on hangers or stands to provide a safe route through the work area and passageways and to provide sufficient height clearance for personnel and vehicles. Clearances of at least 2 metres should be maintained in work areas where personnel work. Greater clearances must apply in areas where motor vehicles operate. This need not apply within a horizontal distance of 4 metres from the immediate work area where the power is to be used.

In the case of a single unit dwelling house site a risk assessment should be undertaken to determine the likelihood of the cabling being damaged. Where the risk assessment identifies a risk of damage to cabling, it should be run on hangers or stands to provide a safe route through the work area and passageways and to provide sufficient height clearance.

#### 4.8 Socket outlets and double pole switches

- (a) Ensure that every 230 volt socket outlet is rated at 10 amperes minimum. Double pole switches must be used on every 230 volt socket outlet on equipment that is supplied by means of a plug and socket, and on relocatable structures. **Note:** Socket outlets may be either the type with a manual switch or the shutter type, which switch on when the plug top is inserted and switch off when it is removed.
- (b) Use socket outlets within relocatable structures only to supply power to plant and lighting within or immediately adjacent to the relocatable structures. Protect these outlets with an RCD. Do not use them to supply power to any other part of the building, structure or construction work site.

#### 4.9 Portable socket outlet assemblies

Double adaptors, three-pin plug ("piggy back") adaptors, domestic type power boards and similar fittings are not permitted for construction work and must not be used.

Portable socket-outlet assemblies (PSOA's), being a plug-in device commonly known as a 'power board' that provides one or more socket-outlets, may be used for the connection of plug-in construction equipment subject to the following conditions:

- (a) Robust double-insulated construction and have a minimum rating of IP 33.
- (b) Socket-outlets mounted on the assembly are protected against damage by extended sides or covers.
- (c) Incorporates over current protection device with a maximum current rating of the supply flexible extension cord.
- (d) Incorporates RCD protection with a maximum residual or tripping current of 30mA  
**Note:** The RCD may be fitted at the plug attached to the supply flexible extension cord.
- (e) Fitted with a heavy-duty sheath type flexible extension cord having a maximum length of 2.0 m and a three-pin plug.
- (f) The use of a cord extension set (extension lead) is allowed when using a PSOA provided the extension lead is plugged into a socket outlet that is protected by a 30 mA RCD at the power source. If the socket outlet is not protected by a 30 mA RCD an extension lead cannot be used in this configuration and the PSOA must be plugged directly into the socket outlet.

#### 4.10 Unused electrical cables

Unused electrical cables should be removed or appropriately terminated by a licensed electrician.

#### 4.11 Aerial conductors

(a) Cables supported by means of a catenary must be stranded or flexible cables affording double insulation or the equivalent of double insulation. **Note:** Local regulations may prohibit cables supported on catenary in bushfire-prone areas. In this case the principal contractor should consult with the local electricity network operator.

(b) 'Tiger tails' are commonly used in conjunction with overhead wires including aerial catenary. They may be used to provide a useful visual indication to crane and mobile plant operators and other persons working in the area of energised low voltage overhead power lines.



## WARNING

Tiger tails do not provide protection from electrical hazards against contact by cranes, mobile plant, tools or materials. They should not be regarded as providing protection from electrical hazards and they do not protect people from the risk of electrocution or electric shock.

Tiger tails must only be fitted to the overhead power lines by an electrically qualified person who is authorised by the local electricity network operator.

A competent person should visually inspect tiger tails at the worksite on a regular basis and prior to commencing crane, scaffolding or mobile plant operations. If the tiger tails have moved or been damaged the local electricity network operator must be contacted to ensure the tiger tails are replaced or located in the correct position. **Note:** Work near overhead power lines must not proceed until the tiger tails have been replaced or located in the correct position by the electricity network operator.

### 4.12 Flexible cords and cord extension sets (extension leads)

#### 4.12.1 General provisions

The following conditions apply to the construction of single phase and three phase flexible cords and cord extension sets:

- (a) Single phase three-pin plugs and cord extension sockets used on flexible cords and cord extension sets and power tools must be either a non-rewirable (moulded) type or a transparent type.
- (b) Ensure that plugs and cord extension sockets are wired identically and that the identity of actives, neutral and earth connections are preserved in a like manner.
- (c) Three-pin plug adaptors ('piggy back' plugs) are not permitted.
- (d) Cord extension sets must be heavy-duty sheath flexible cords. The types of cables normally used as installation wiring must not be used as flexible cords or cord extension sets.
- (e) The sheath of a flexible cord or cord extension set must not contain the colour green. This is to avoid potential confusion with individual earthing conductors.
- (f) The current rating of the flexible cord or cord extension set must not be less than the connected load.
- (g) The maximum length of a single phase cord extension set is shown in Table 1.

Table 1 - Maximum length of single phase cord extension set		
<u>Current rating</u>	<u>Conductor size</u>	<u>Maximum length</u>
A	mm <sup>2</sup>	metres
10	1.0	25
	1.5	35
15/16	1.5	25
	2.5	40
20	2.5	30
	4.0	50
<b>Note:</b> Lengths quoted for flexible cords are taken from AS/NZS 3199 and are based on a voltage drop of 5% of 230 V at rated current for the conductor size.		

- (h) Two cord extension sets can be joined together provided that the total length of any such combination does not exceed the maximum length for the cord size and ratings specified in Table 1. Refer clause 4.12.2 (d) for specific installation requirements.
- (i) The attachment of flexible cords associated with electrical equipment, must not extend the cord extension sets of the maximum length by more than 5 metres.

#### 4.12.2 Installation

The following conditions apply to the installation of single phase and three phase flexible cords and cord extension sets:

- a. Flexible cords and cord extension sets used in multi-storey construction must be confined to the same floor as the switchboard from which they originate. This clause need not apply to:
- stairwells or lift shafts for the supply of equipment used in that location, e.g. stairwell lighting, lift installation work;
  - external staging or formwork that spans more than one floor;
  - single unit dwelling sites provided that the risk of damage to cabling is identified and avoided by use of hangers or stands to provide a safe route through the work area and passageways.
- b. Flexible cords and cord extension sets must be run on hangers or stands to provide sufficient height clearance in work areas, passageways and areas in which vehicles may travel. Unless other precautions are taken, the minimum clearances must be 2m in areas where personnel work. Greater clearances must apply in areas where motor vehicles operate.

**Notes:**

(1) This height condition need not apply within a horizontal distance of 4 metres from the immediate work area where the equipment is being used.

(2) The requirement to suspend flexible cords and cord extension sets may not be practicable on construction sites, which are on open ground. In this case other precautions must be taken to prevent damage to the cables that may be caused by the construction work activity.

- c. Where flexible cords and cord extension sets pass through scaffolding or other metal structures, they must be run on hangers covered with non-conducting material to prevent mechanical damage.
- d. Where flexible cords and cord extension sets are linked together and used outdoors or in situations such as metal roofs or decks or where water may be present, the extension socket and plug should be protected by design or enclosure against separation of the plug and socket or the ingress of water.

**Note:** There are proprietary manufactured weatherproof screw-type coupling accessories designed for this purpose.

## CHAPTER 5 – INSPECTION AND TESTING

**The OHS Regulation (clause 64) requires the employer to ensure the electrical installation and electrical articles are regularly inspected, tested and maintained by a competent person to ensure it is safe.**

### 5.1 Who can perform inspection and testing?

For the purposes of this Chapter this means the following class of person,

- a licensed electrician, this class of person can carry out all of the inspection and testing activities described in this Chapter, or
- a trained competent person not qualified in electrical work, but who has obtained competency to carry out inspection and testing of portable plug-in electrical equipment using a portable appliance tester (PAT). This class of person is restricted to only carry out 'testing and tagging' activities as described in specific clauses of this Chapter.

#### 5.1.1 Training and competence - Competent person

(a) A trained competent person who carries out the inspection and testing of portable plug-in electrical equipment should have successfully completed a VETAB approved training course or equivalent State regulator's approved training course that has been conducted by a registered training organisation (RTO). For example the NSW Department of Technical and Further Education's Course - *Safety Testing Electrical Appliances – 6033*.

**Note:** 'Successful completion' means the trainee has been confirmed by the RTO as competent following completion of a competency assessment.

(b) The RTO who provides the training and competency assessment required by this code must ensure that the person is competent and provide the person concerned with a statement of attainment or written certification of his/her successful completion of assessment, that has an identifying number particular to that person.

(c) A competent person trained in the use of a PAT must produce their statement of attainment or certificate on request to an employer, principal contractor, inspector, contractor, elected OHS representative or authorised representative.

**Note:** For further guidance on the competencies of this class of person refer to the *WorkCover Guide – Competent Person for Testing and Tagging Electrical Equipment*.

### 5.2 Safety and compliance testing of construction wiring by a licensed electrician

(a) All construction wiring, including switchboards and wiring to relocatable structures, must be inspected and tested by a licensed electrician after completion of the electrical wiring work and before connection for normal use. In addition to visual inspections, testing must be for earth continuity, insulation resistance, polarity, residual current devices and correct circuit connections, and must be performed in accordance with AS/NZS 3000 – Wiring Rules. Guidance relating to testing methods may be found in AS/NZS 3017: Electrical installations – Testing and inspection guidelines.

(b) Notify the results of the safety and compliance tests and issue a *Certificate of Compliance – Electrical Work* to the owner or principal contractor in charge of the electrical installation and, if required by the *Electricity (Consumer Safety) Regulation, 2006* the local electricity network operator. Copies of *Certificates of Compliance - Electrical Work* should be kept on site by the

principal contractor and made available for review by inspectors, electricity network operators, OHS representatives or authorised officers.

For example, notification is required where the physical location of a switchboard or associated electrical equipment is altered at a construction site.

**Note:** Notification is not required for disconnection, reconnection, replacement or repair activities provided the electrical wiring work does not alter the electrical loading, method of electrical protection, system of earthing or physical location of fixed switchboard/s or associated electrical equipment being repaired or replaced.

(c) Following initial testing, re-inspection of the construction wiring, including switchboards and wiring to relocatable structures must be carried out by a licensed electrician at 6 monthly intervals. If the re-inspection process discloses an apparent fault or non-conformance the relevant section of the construction wiring must be re-tested following repair or replacement.

(d) The electrical installation, (including the construction wiring, switchboards and wiring to relocatable structures) must be maintained by a licensed electrician to ensure it remains safe for use.

(e) Records of inspections, tests and maintenance must be made and kept in accordance with the requirements of clause 5.6 (a) & (b)

### **5.3 Testing of plant, portable plug-in electrical equipment**

(a) All electrical plant including portable plug-in electrical equipment and flexible extension cords must be visually inspected regularly for wear and mechanical damage, and tested in accordance with AS/NZS 3760 for earth continuity and insulation resistance or leakage current.

(b) Inspection and testing of electrical plant, portable plug-in electrical equipment and flexible extension cords must be undertaken by a licensed electrician or a trained competent person, (refer to Clause 5.1) in accordance with the following testing intervals,

(i) prior to its introduction to service on a construction site;

(ii) at regular three monthly intervals for single unit dwelling house sites;

(iii) at regular monthly intervals for all other construction work, except if an electrical equipment risk assessment report determines that inspection and testing shall be carried out by a licensed electrician at regular three monthly intervals. Refer to Clause 5.3.1 below.

Tested plant, portable plug-in electrical equipment and flexible extension cords must be tagged and all test results recorded in accordance with the requirements of clause 5.6 (a) & (b)

#### **5.3.1 Electrical risk assessment report**

(a) An electrical risk assessment report means a risk assessment that is undertaken at a construction site relating to the use of electrical plant, portable plug-in electrical equipment and flexible extension cords at that site that determines the inspection and testing frequency of that electrical equipment.

(b) Electrical plant including portable plug-in electrical equipment and flexible extension cords that is subject to an electrical risk assessment report that alters the testing frequency to a 3 month testing interval shall be inspected and tested by a licensed electrician.

(c) Any such risk assessment must be prepared in accordance with the consultation requirements outlined in Chapter 2 of the Code and include the following persons,

- (i) A representative of the employer or principal contractor;
- (ii) Licensed electrician nominated by the employer or principal contractor in charge of the construction work;
- (iii) OHS committee representative or OHS representative or other agreed employee representative (refer to clause 2.1.1);
- (iv) Site safety employee representative/s.

#### **5.3.2 Assessment results and outcome**

- (a) The following information must be recorded on the electrical risk assessment report:
- (i) the name of the person who carried out the risk assessment,
  - (ii) the name or names of the person or persons consulted prior to the risk assessment being carried out;
  - (iii) the location and address of the construction site;
  - (iv) the date on which, or dates over which the risk assessment was carried out,
  - (v) the result or outcome of the risk assessment,
  - (vi) a determination as to the requirement to regularly inspect and test portable electrical equipment and flexible electrical cords every three months.
  - (vii) approval by the employer or principal contractor.

An example of an electrical risk assessment report is provided at Appendix 1 to assist in undertaking and recording the results and outcome of the risk assessment.

#### **5.4 Testing of electrical equipment in amenities sheds and site offices**

All electrical equipment in amenities sheds and site offices should be inspected, tested and tagged upon arrival or relocation on site and then at least three monthly intervals thereafter by a licensed electrician or a trained competent person (refer to Clause 5.1).

At the date of the inspection use a tag as specified in clause 5.7. The tag will be valid for at least three months. Details of inspections and tests are to be recorded in accordance with Clause 5.6 and kept on site or at the owner's premises.

#### **5.5 Testing of hired electrical plant and electrical appliances**

All electrical plant and electrical appliances hired for construction work, must be inspected, tested and re-tagged (when due) and recorded at the hirer's premises prior to hire in accordance with the requirements of AS/NZS 3760. It is then the responsibility of the hiree to meet the conditions of Clauses 5.3, 5.6 and 5.7.

**The OHS Regulation (clause 65) requires the employer to keep records of all inspections, tests and maintenance carried out on the electrical installation and electrical equipment.**

#### **5.6 Record keeping and production of records**

- (a) Records of inspections, tests and maintenance carried out on the electrical installation and electrical plant/equipment must be kept by the employer. A copy of records should also be kept on site by the principal contractor.
- (b) Records of inspections, tests (including *Certificates of Compliance – Electrical Work*) and maintenance and if applicable electrical risk assessment reports must be produced to an Inspector, principal contractor, electricity network operator, elected OHS representative or authorised representative within 24 hours of a request being made.
- (c) Ensure that details in the inspection and testing record specified in Clause 5.3 and 5.4 are legible and must show:
- (i) the date of the inspection;
  - (ii) the plant number or inspection number of the item inspected;
  - (iii) the results of the tests and inspections;
  - (iv) details of any repair / maintenance work required as a result of the inspection;
  - (v) the license/certificate number, printed name and signature of the licensed electrician or trained competent person who carried out the inspections and tests.

#### **5.7 Tags**

Ensure that the tags specified in clause 5.3 and 5.4 are legible and must show:

- (a) the date of the inspection;
- (b) the plant number or inspection number of the item inspected;
- (c) the license/certificate number, printed name of the licensed electrician or trained competent person who carried out the test and filled in the tag.

Ensure that all tags:

- (i) are durable and water resistant;
- (ii) are non metallic;
- (iii) are self-adhesive or positively secured;
- (iv) are incapable of re-use;
- (v) have a bright, distinctive surface.

The tag, may be colour coded to identify the month in which the inspection and testing was performed.

If colour coded tags are used a recommended colour coding schedule is as follows:

January - Red	May – White	September - Red
February - Blue	June - Yellow	October - Yellow
March - Orange	July - Blue	November - Orange
April - Green	August - Green	December - White

### 5.8 RCD testing

- (a) Ensure that every portable RCD is tested by the user before each use on a daily basis by operation of the pushbutton.
- (b) Ensure that every portable RCD is subject to an operating time at tripping current test using an RCD tester that is carried out by a licensed electrician every 3 months.
- (c) Ensure that every fixed RCD is tested by a licensed electrician or nominated person - every month by operation of the pushbutton.
- (d) Ensure that every fixed RCD is subject to an operating time at tripping current test using an RCD tester that is carried out by a licensed electrician every three months from the time of installation.
- (e) Record the results of the operating time tests in accordance with clause 5.6, listing:
  - (i) the plant number or identifying number of the RCD;
  - (ii) the result of the test;
  - (iii) the date of the test;
  - (iv) the license number, printed name and signature of the licensed electrician who performed the inspections and tests.

<b>Table 2 - Inspection and testing intervals</b>	
<b>Equipment class</b>	<b>Testing intervals</b>
Construction wiring including, switchboards	Inspected and tested at time of installation, then re- inspected every 6 months.
Relocatable structures, fixed and transportable equipment	6 months
Portable plug-in equipment and flexible electrical cords	1 month: construction sites <u>or</u> (# 3 months) 3 months: single unit dwelling house sites
Equipment in amenities and site offices	3 months
Portable RCD's - pushbutton test	Before each use of equipment
Portable RCD's - operating time	3 months
Fixed RCD's - pushbutton test	1 month
Fixed RCD's - operating time	3 months
Hire equipment	Upon introduction to service then in accordance with the testing intervals appropriate to the equipment class.

# Following completion of an electrical risk assessment report in accordance with the requirements of clauses 5.3.1 and 5.3.2.

## CHAPTER 6 – PORTABLE GENERATORS

### 6.1 Provision of electrical supply

Temporary electrical supply for construction work should as far as reasonably practicable be obtained from the electrical distribution network and connected in accordance with the requirements of this code.

If this source of electrical supply is not reasonably practicable electrical supply can then be obtained from alternative means such as portable generators. **Note:** The use of portable generators should be limited to work of a short duration or one-off applications.

Before using portable generators a range of associated hazards and factors should be considered including, manual handling, fuel usage and storage, engine exhaust emissions, confined spaces, noise and vibration, weather protection, radio and telecommunications interference.

Electricity supplied from portable generators must conform to the following requirements,

### 6.2 Portable generators - Construction

Portable generators must comply with AS 2790, 1989 as amended Electricity Generating Sets - Transportable (up to 25 KW); and be connected to construction wiring installation or equipment in accordance with AS/NZS 3010:2005, Electrical installations – Generating sets ("AS/NZS 3010") and AS/NZS3012 depending on the type of generator.

The following arrangements are permitted for single-phase generators:

- (a) a generator connected to a site switchboard, which is fitted with socket-outlets and RCD protection. In this case the generator must be installed by an electrical contractor in accordance with the requirements of AS/NZS 3000 – Wiring Rules and AS/NZS 3010 and be inspected and tested by a licensed electrician prior to being introduced to service and after relocation. Refer Figure 1.
- (b) a generator of isolated winding type with integral socket-outlets controlled by double-pole switches to which portable double-insulated equipment can be connected. Refer Figure 2.
- (c) a generator with integral 30mA RCD and socket-outlets to which portable equipment can be connected. Refer Figure 3.

### 6.3 Portable generators - Earthing and bonding

Portable generators constructed in accordance with the principles of AS 2790 have insulated windings and frame equipotential bonding facilities that are intended for connection in one of the following manners:

- (a) Where a generator is connected to a switchboard, the frame is earthed by connection of an earthing conductor, normally incorporated with supply conductors, to the earth bar of the installation.
- (b) Where a generator supplies portable equipment from integral socket-outlets, an equipotential bonding system is created by connection of the frame to the earth pin of the socket-outlets and the exposed conductive parts of any equipment plugged into the outlets.

**Note:** Where the generator has an integral RCD, a connection is also made between the frame and one side of the generator winding to enable the RCD to operate in the event of a fault.

#### **6.4 Earthing of portable generators**

No additional earth conductors or earth electrodes (earth stakes) are required or recommended other than those shown in Figures 1, 2 or 3.

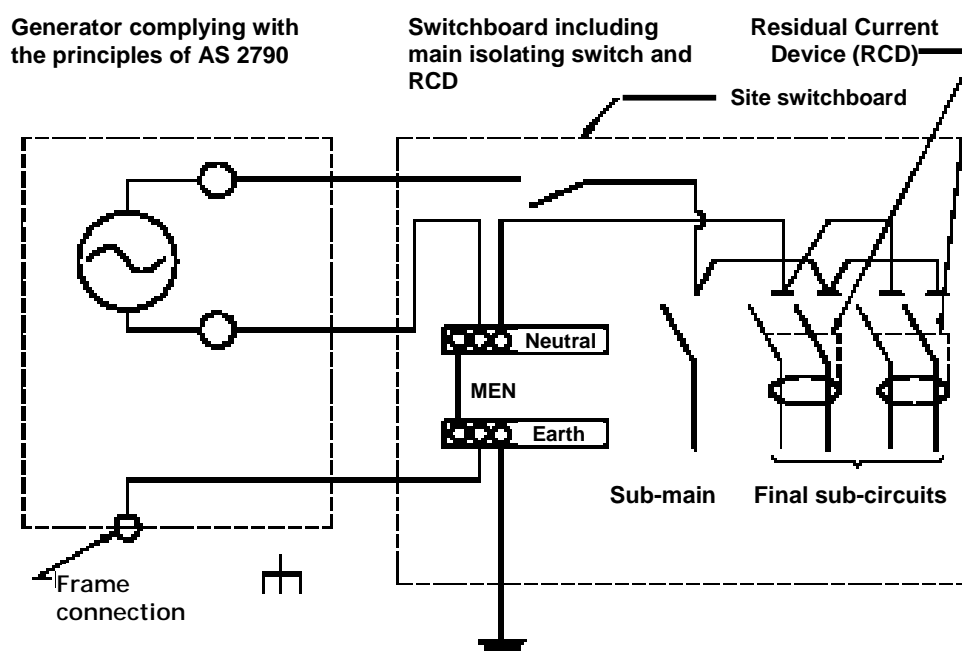


FIGURE 1: LOW VOLTAGE CONNECTION FROM STAND ALONE SINGLE PHASE GENERATOR TO SITE SWITCHBOARD

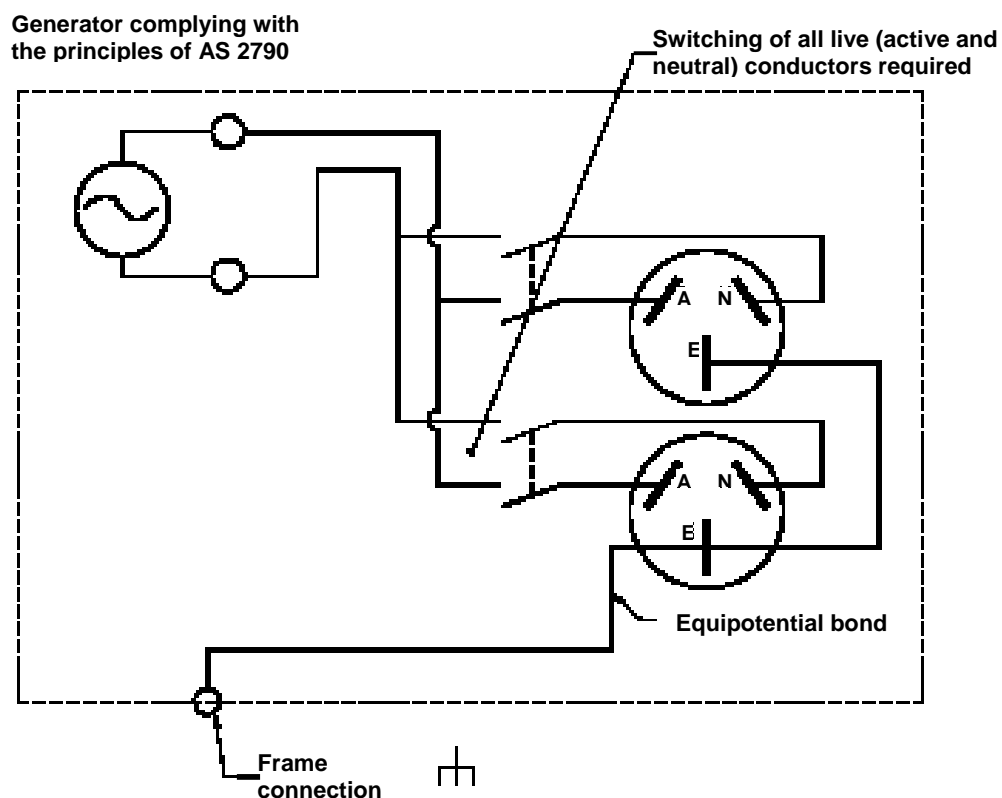


FIGURE 2: ISOLATED WINDING GENERATOR WITH INTEGRAL SOCKET OUTLETS

Generator complying with  
the principles of AS 2790

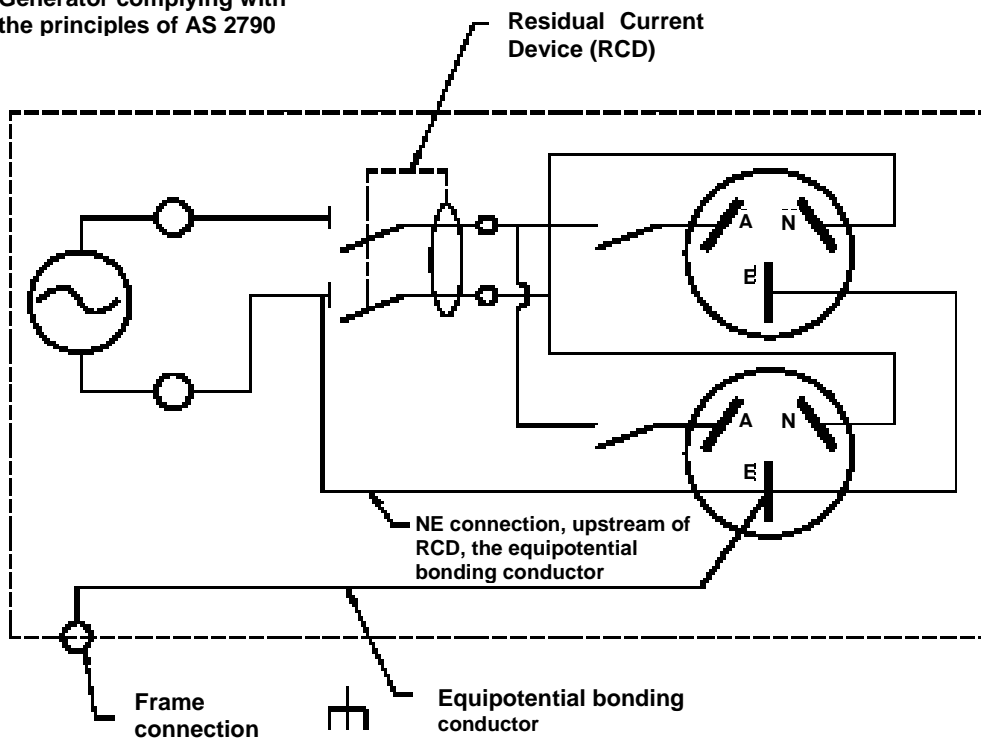


FIGURE 3: GENERATOR WITH INTEGRAL RCD PROTECTED SOCKET OUTLETS

**Note:** Where the generator has an integral RCD, a connection is also made between the frame and one side of the generator winding to enable the RCD to operate in the event of a fault.

## CHAPTER 7 - LIFT SHAFTS

### 7.1 Supply arrangement

Equipment and lighting used in the construction phase of lift and service shafts must be supplied by separate final subcircuits of construction wiring that are:

- (a) protected by a 30 mA RCD;
- (b) used only for lift and service shaft work; and
- (c) identified, locked or secured and tagged at the circuit-breaker to prevent accidental isolation of the supply to the lift shaft by other persons on site. **Note:** The sub-board supplying the lift and service shafts should be placed as close as practicable to the lift or service shaft opening to reduce the possibility of interference.

### 7.2 Lift shaft lighting

Lift shaft lighting may be supplied from either construction wiring or permanent installation wiring. Where installed as part of the permanent lift installation, the lighting must comply with relevant requirements of AS 1735 and the lift equipment designer's instructions.

Light fittings should be -

- a) a minimum of 36 watt fluorescent lamps suitably guarded against mechanical damage;
- b) connected to the supply wiring by means of a plug and socket;
- c) installed at intervals not exceeding 9 metres with the uppermost fixture within 1 metre of the top of the shaft; and
- d) controlled by switches located within easy reach of the lift well access points at the top and bottom floor levels.

Where multiple lift shafts are being constructed for the purpose of installing more than one lift in an adjacent shaft, one lift shaft may be provided with effective illumination from a vertical riser of luminaries in an adjacent shaft.

### 7.3 Emergency lighting

Emergency lighting must be provided to allow safe egress from any active work area within the lift shaft upon loss of normal lighting. Emergency lighting must be provided for a minimum duration of one hour after the loss of normal lighting and must be capable of providing visual conditions that will permit the safe evacuation of workers from the lift shaft. Refer to relevant requirements of AS/NZS 2293.1 - Emergency evacuation lighting buildings – System design, installation and operation.

### 7.4 False cars

Where false-cars are installed for the purpose of the installation of lift well equipment, construction wiring for electrical supply to the false-car should conform to the following:

- (a) It should have a minimum 230 volt supply with a 20A socket outlet sourced from a separate final sub-circuit, which is protected by a 30mA residual current device. The sole purpose of this supply should be for the provision of adequate power to the climbing hoist

including task lighting and power for the use of electrical tools when working from the false-car working platform.

(b) The electrical wiring to the false-car working platform should be from heavy duty double insulated flexible extension cord rated or cable with a minimum conductor size of 4.0mm<sup>2</sup>.

(c) The flexible cord should be:

- secured at the top of the shaft and at the point of attachment to the false-car by a suitable means to prevent mechanical damage;
- suspended in the lift shaft in a manner which will ensure adequate running clearance between the false-car and the lift shaft, preventing fouling or mechanical damage to the cord;
- of sufficient length to allow for free travel of the false-car through the entire length of the lift shaft.

## CHAPTER 8 - LIGHTING

### 8.1 General provisions

Install adequate artificial lighting to illuminate the work area if there is insufficient natural lighting.

(a) Fixed light fittings must be installed in accordance with the requirements of this code and be connected to a lighting circuit by a direct method e.g., wired to terminals, and not by socket outlets or connecting devices.

(b) Portable light fittings used for task lighting must comply with the following provisions:

- for indoor dry areas a minimum rating of IP 2X and for wet areas a minimum rating of IP 24,
- be fitted with a mechanical guard for the lamp; and
- be of adequate stability.

### 8.2 Protection of light fittings

To prevent mechanical damage to lamps, light fittings must be fitted with devices such as wire guards or proprietary manufactured diffusers. Light fittings installed as part of the permanent electrical installation or in low risk areas such as site accommodation need no further mechanical protection.

**Note:** Lamp holders require mechanical protection.

### 8.3 Emergency /evacuation lighting

Where there is insufficient or inadequate natural light, adequate emergency lighting should be provided. Refer to AS/NZS 2293.1 for details.

Where work or amenities areas do not have natural daylight, sufficient maintained battery powered evacuation lighting must be installed to allow safe exit from those areas in the event of an emergency. Refer to AS/ NZS 2293.1 and AS 1680.0 Interior Lighting Part 0: Safe Movement.

Battery powered evacuation lighting, including exit signs must operate for a minimum of one hour following loss of supply. Evacuation lighting should be subjected to a discharge test every 6 months and results recorded and kept on site or made available for inspection.

### 8.4 Exit lights

Exit lights must not be positioned any more than 1 metre directly above an exit, or any more than two metres directly in front of the exit.

Exit directional arrows are required to be positioned in hallways, which do not lead directly to an emergency exit.

### **8.5 Festoon lighting**

Use of festoon lighting is restricted to underground shafts, wells and tunnels and is subject, to the following:

- lamp holders must be of the moulded, non-removable type and be provided with a non-conductive, mechanical guard for the lamp.
- supply voltage must be at extra low voltage (50 volts a.c.)

## CHAPTER 9 - MISCELLANEOUS PROVISIONS

### 9.1 Supply to relocatable structures (Site sheds)

Ensure that supply to electrical installations and electrical equipment in relocatable structures are inspected and tested by a licensed electrician and comply with the following requirements:

- (a) if supply is by means of a flexible cable, do not take it from one relocatable structure to another relocatable structure, or to another inlet on the same structure.
- (b) connect each relocatable structure by a dedicated final sub-circuit that is hard wired and protected by a 30 mA RCD and a circuit breaker located in the main switchboard or distribution switchboard.
- (c) protect flexible cables from mechanical damage in accordance with the requirements of clause 4.6.
- (d) power outlets in relocatable structures should be used to supply power to electrical equipment and lighting with the structure; and
- (e) socket-outlets installed on the outside of relocatable structures must be used only to supply power to electrical equipment and lighting immediately adjacent to those structures.

**Note:** For further guidance on supply to relocatable structures refer to AS/NZS 3012.

### 9.2 Evacuation system

Where an evacuation system including sirens is installed, battery back-up should be provided.

### 9.3 Personnel and material hoists

Personnel and material hoists used on construction sites must comply with the following provisions:

- (a) supply construction wiring for hoists from a separate final sub circuit originating from the main switchboard.
- (b) suitably identify this supply as being for the operation of the hoist or hoists.

## APPENDIX 1 EXAMPLE ELECTRICAL RISK ASSESSMENT REPORT

### Overview

This sample electrical risk assessment report is designed to help the employer or principal contractor make a determination as to the requirement to regularly inspect and test portable plug-in electrical equipment and flexible extension cords every three months in accordance with the requirements of clause 5.3 of this code.

### Completing the risk assessment

When completing the electrical risk assessment report, you should, in addition to the required control measures listed in Section 3 of this report identify any specific workplace factors that may contribute to the risk, including:

- the work premises and the working environment, including their layout and condition that may impact on the electrical practices at the construction site ,
- the capability, skill, experience and age of people using the electrical equipment,
- the systems of work being used,
- the range of reasonably foreseeable conditions.

### Monitor and review

Once an electrical risk assessment has been done it must be reviewed by the Assessment Team. The effectiveness of the decisions, which came from the assessment need to be re-evaluated if:

- there is evidence that the risk assessment is no longer valid; or
- if someone is harmed from exposure to the hazard that the assessment dealt with; or
- if there are significant changes in the work environment or the work practices concerning the hazard, which the risk assessment addressed.

Section 1. Assessment Team	
Employer / Principal Contractor:	Telephone:
Assessment completed by:	
Licensed electrician:	License No:
Employee representative/s (OHS committee representative or OHS representative or other agreed site representative):	

Site safety employee representative/s:	
<b>Section 2. Assessment details</b>	
Site address:	
Work location:	
Assessment date/s:	Review date:
<b>Section 3: Specific risk control measures</b>  <b>Note:</b> These are compulsory fields. If you mark a NO in this section of the assessment report, you need to take appropriate action to eliminate or control the hazard in accordance with the guidance described in relevant clauses of this code.	<b>Yes</b>
Is there a program in place for the regular inspection, testing and tagging of electrical equipment by a licensed electrician?	
Is there a program in place for the site maintenance of electrical equipment by a licensed electrician?	
Are records of inspection, testing and maintenance of electrical equipment completed by a licensed electrician?	
Is a record or register of inspection, testing and maintenance available for review by a WorkCover Inspector and other relevant persons?	
Are all socket-outlets used for construction work protected by 30mA RCDs that are regularly tested?	
Is a work procedure in place that ensures RCDs that have tripped due to an apparent fault been assessed by a licensed electrician before reset?	
Do portable socket outlet assemblies (power boards) comply with the requirements of this code?	
Are flexible extension cords being used safely and not lying in mud or water or in areas where they can be damaged or become tripping hazards?	
Are flexible extension cords run on hangers or stable stands where necessary to provide a safe work route through the work area?	
Are flexible extension cords that are used on site the heavy-duty type and fitted with non-rewirable or transparent plugs and sockets?	

Section 3: (continued)	Yes
Are flexible extension cords of the correct size and length as required by Table 1 of this code?	
Are flexible extension cords (where relevant) confined to the same floor as the supply switchboard?	
Is a work procedure in place that ensures portable power tools and electrical equipment that is brought onsite in safe condition and inspected and tagged prior to its introduction to service?	
Is a work procedure in place that ensures unserviceable power tools and electrical equipment is immediately withdrawn from service?	
Is a work procedure in place to prevent mechanical damage to flexible extension cords that are required to be placed on open ground?	
Is a work procedure in place that ensures the use of coupling accessories when flexible extension cords are linked together when used outdoors or in situations such as metal decks or metal roofs?	
Are portable generators suitable for the task and comply with the requirements of Chapter 6 of this code?	
<b>Section 4 – Additional assessment factors</b>	
Indicate in the following manner ✓ Acceptable      X Not Acceptable      N/A Not Applicable	
Electrical hazard reporting and investigation system in place?	
Safe work methods statements available (where appropriate)?	
Workers trained and competent in the safe use of electrical equipment?	
Has information about previous injuries, illness and dangerous incidents relating to the use of electrical equipment been assessed?	
Serviceability and routine maintenance of the electrical equipment	
Working environment in which the electrical equipment is used (e.g. wet or dusty) or likelihood of mechanical damage	
Frequency of use and duty cycle of the electrical equipment	

<b>Section 4 – (continued)</b>	
Prevention measures against misuse of the electrical equipment (including the prevention of inappropriate application of the electrical equipment)	
Analysis of previous inspection and testing records conducted	
<b>Other assessment factors:</b>  1.   2.   3.	
<b>Assessment results and determination:</b>	
<b>Three monthly inspection and testing interval approved</b> <span style="float: right;"><b>Yes / No</b></span>	

\_\_\_\_\_  
**Assessment  
completed by, name**

\_\_\_\_\_  
**Signature**

\_\_\_ / \_\_\_ / \_\_\_  
**(Date)**

\_\_\_\_\_  
**Approved by, name**

\_\_\_\_\_  
**Signature**

\_\_\_ / \_\_\_ / \_\_\_  
**(Date)**

**Employer / or  
Principal Contractor**

## APPENDIX 2 - WORKERS COMPENSATION INSURANCE

Anyone who employs workers, and in some cases engages contractors, must maintain a workers compensation insurance policy. Penalties apply for failing to have a current policy in place.

All employers have a legal liability to pay workers compensation to workers who are injured in the course of their work, and employers are required by law to hold a workers compensation insurance policy from a licensed WorkCover NSW insurer to cover that liability.

For workers compensation insurance purposes the Workplace Injury Management and Workers Compensation Act 1998 defines a 'worker' to be:

Any person who works under a contract of service or a training contract with an employer, whether by way of manual labour, clerical work or otherwise, and whether the contract is expressed or implied, or is oral or in writing.

In addition, the Workplace Injury Management and Workers Compensation Act 1998 deems certain other persons to be workers for workers compensation purposes e.g. some types of contractors.

For assistance in clarifying your obligation contact your insurer or the WorkCover Assistance Service on **13 10 50**.

## APPENDIX 3 – USEFUL PUBLICATIONS

### WORKCOVER NSW APPROVED INDUSTRY CODES OF PRACTICE

- *Code of Practice: Occupational Health and Safety Consultation*
- *Code of Practice: Risk assessment.*
- *Code of Practice: Occupational Health and Safety induction training for construction work*
- *Code of Practice: Low voltage electrical work*
- *Code of Practice: Work near overhead power lines*
- *Code of Practice: Moving plant on Construction Sites*
- *Code of Practice: Technical Guidance*

**Note:** Some of the Australian Standards listed below are also approved industry codes of practice

### GUIDES

- *Competent Person for Testing and Tagging Electrical Equipment*
- *Contractor's Checklist – Electrical practices for construction work*
- *Hazpak! Making your workplace safer*
- *Identification Tool for Electrical Hazards on-site*
- *Subby Pack – OHS contractor management tool*
- *Dangers of Power Lines when Pumping Concrete*
- *WorkCover Safety Alert – Tiger Tails*
- *Temporary Wiring for Construction Work #*

Standards and Codes offer practical guidance on health and safety for construction work. However, these are subject to change from time to time. For further information contact the WorkCover Assistance Service on: **13 10 50** or visit [www.workcover.nsw.gov.au](http://www.workcover.nsw.gov.au)

For information about the wide range of other codes of practice, certification guides and publications on OHS, rehabilitation and workers compensation contact the Publications Order line: 1300 797 003.

Information on the latest laws can be checked at [www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au) or contact 1300 656 986.

# An industry specific training course and resource manual has been developed for licensed electricians who carry out temporary electrical wiring work on construction sites. For further information about the training course and associated resource manual contact the Electrical Trades Union of Australia – NSW Branch on phone (02) 9267 4844 or visit [www.etunsw.asn.au](http://www.etunsw.asn.au)

### AUSTRALIAN STANDARDS

Australian Standards can be purchased from SAI Global by contacting the Customer Service Centre on **13 12 42** or over the net at [www.saiglobal.com/shop](http://www.saiglobal.com/shop)

<b>AS 1674.2</b>	Safety in welding and allied processes
<b>AS/NZS 1680.0</b>	Interior lighting- Safe movement
<b>AS 1735.1</b>	Lifts, escalators and moving works - General requirements
<b>AS 1735.2</b>	Lifts, escalators and moving works - Passenger and goods lifts – Electric
<b>AS/NZS 2293.1</b>	Emergency evacuation lighting for buildings - System design, installation and operation

<b>AS 2790</b>	Electricity Generating Sets – Transportable (up to 25kW)
<b>AS/NZS 3000</b>	Electrical Installations (Australia /New Zealand Wiring Rules)
<b>AS 3010</b>	Electrical installations - Generating sets
<b>AS/NZS 3012</b>	Electrical Installations – Construction and demolition sites
<b>AS/NZS 3017</b>	Electrical Installations – Testing and inspection guidelines
<b>AS/NZS 3760</b>	In-service safety inspection and testing of electrical equipment

#### **NETWORK OPERATORS – CONTACT NUMBERS**

- Energy Australia: 13 15 25
- Integral Energy: 13 10 81
- Country Energy: 13 23 56

WorkCover Publications Hotline **1300 799 003**



**WorkCover NSW** 92-100 Donnison Street Gosford NSW 2250  
Locked Bag 2906 Lisarow NSW 2252 WorkCover Assistance Service **13 10 50**  
Website **[www.workcover.nsw.gov.au](http://www.workcover.nsw.gov.au)**

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## **SPECIAL SUPPLEMENT**

The Cabinet Office  
5 March 2007

### **WRITS OF ELECTIONS**

HER EXCELLENCY the Governor directs it to be notified, for general information; that-

- (1) the following arrangements have been made in connection with the forthcoming General Elections of ninety-three (93) members of the Legislative Assembly, and twenty-one (21) members of the Legislative Council, viz:-
  - Day of Issue of Writs: 5 March 2007
  - Day of Nominations: 8 March 2007
  - Polling Day: 24 March 2007
  - Day of Return of Writs: 2 May 2007.
- (2) Writs to the Electoral Commissioner for the ninety-three electoral districts have been duly issued by Her Excellency; and
- (3) following the issue of the Writs referred to in (2), a Writ addressed to the Electoral Commissioner for the election of twenty-one members of the Legislative Council has been duly issued by Her Excellency.

MORRIS IEMMA,  
Premier

**PROCLAMATION**

NEW SOUTH WALES  
TO WIT

By Her Excellency Professor MARIE BASHIR, Companion of the Order of Australia, Commander of the Royal Victorian Order, Governor of the State of New South Wales in the Commonwealth of Australia.

Governor.

PURSUANT to the powers vested in me by the Constitution Act 1902, I hereby summon and call together a Legislative Assembly for the State of New South Wales to give its advice and consent to the making of laws for the peace, welfare, and good government of the State; And I require all duly qualified electors of the said State to proceed to the election of Members to serve in the Legislative Assembly, in pursuance of Writs to be issued by me; and – I further require the Members who shall be so elected to assemble and meet together for the purposes aforesaid, at such times and places as from time to time shall be fixed and notified.

GIVEN under my hand and Seal, at Sydney, this fifth day of March, 2007.

By Her Excellency's Command,

(*L.S.*)

MORRIS IEMMA,  
Premier

GOD SAVE THE QUEEN!



# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 39**  
**Tuesday, 6 March 2007**

Published under authority by Government Advertising

## SPECIAL SUPPLEMENT

### LOCAL GOVERNMENT ACT 1993

#### PROCLAMATION

(L.S.) M. BASHIR, Governor

I, Professor MARIE BASHIR, AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of paragraph 3 of my Proclamation published in *New South Wales Government Gazette* No. 59 of 25 May 2005, on page 1783, declaring all civic offices of Tweed Shire Council vacant, declare as follows:

1. Whereas Lucy Turnbull has resigned as an Administrator of Tweed Shire Council on 13 February 2007, I appoint Garry Payne, Director General of the Department of Local Government, to replace Lucy Turnbull on and from 14 February 2007, for the balance of the term.
2. That my Proclamation published in *New South Wales Government Gazette* No. 93 of 21 July 2006, on page 5815, amending my Proclamation published in *New South Wales Government Gazette* No. 59 of 25 May 2005, on page 1783, declaring all civic offices of Tweed Shire Council vacant, be itself amended by removing paragraph 3.

Signed and sealed at Sydney, this 28th day of February 2007.

By Her Excellency's Command,

The Hon. KERRY HICKEY, M.P.,  
Minister for Local Government

GOD SAVE THE QUEEN!

ISSN 0155-6320

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Authorised to be printed  
ROBERT J. GALLAGHER, Government Printer.



# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

**Number 40**  
**Thursday, 8 March 2007**

Published under authority by Government Advertising

## **SPECIAL SUPPLEMENT**

### **WYONG SHIRE COUNCIL**

Water Management Act 2000  
Land Acquisition (Just Terms Compensation) Act 1991  
Notice of Compulsory Acquisition of Easement  
Easement for Water Supply

WYONG SHIRE COUNCIL (a water supply authority) declares, with the approval of Her Excellency the Governor, with the advice of the Executive Council, that the interest in land described in Schedule 1 to this notice, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.

Pursuant to section 318 (2) of the Water Management Act 2000, this acquisition is taken to be for an authorised work and Wyong Shire Council (a water supply authority) is taken to be the constructing authority for the purposes of the Public Works Act 1912.

Dated at Sydney this 7th day of March 2007.

Mr KERRY YATES,  
General Manager,  
Wyong Shire Council,  
Hely Street (PO Box 20),  
Wyong NSW 2259

### **SCHEDULE 1**

Easement for water supply 10 metres wide over Lot 1, DP 781873 as shown in Deposited Plan 646681 and therein designated "Site of Proposed Easement to Drain Water Variable Width".

### **WYONG SHIRE COUNCIL**

Water Management Act 2000  
Land Acquisition (Just Terms Compensation) Act 1991  
Notice of Compulsory Acquisition of Easement  
Easement for Water Supply

WYONG SHIRE COUNCIL (a water supply authority) declares, with the approval of Her Excellency the Governor, with the advice of the Executive Council, that the interest in land described in Schedule 1 to this notice, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.

Pursuant to section 318 (2) of the Water Management Act 2000, this acquisition is taken to be for an authorised work and Wyong Shire Council (a water supply authority) is taken to be the constructing authority for the purposes of the Public Works Act 1912.

Dated at Sydney this 7th day of March 2007.

Mr KERRY YATES,  
General Manager,  
Wyong Shire Council,  
Hely Street (P0 Box 20),  
Wyong NSW 2259

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SCHEDULE 1

Easement for water supply 10 metres wide over Lot 11, DP 558085 as shown in Deposited Plan 1075785 and therein designated "A" Proposed Easement for Watermain 10 wide.

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**WYONG SHIRE COUNCIL**

Water Management Act 2000

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Easement

Easement for Water Supply

WYONG SHIRE COUNCIL (a water supply authority) declares, with the approval of Her Excellency the Governor, with the advice of the Executive Council, that the interest in land described in Schedule 1 to this notice, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.

Pursuant to section 318 (2) of the Water Management Act 2000, this acquisition is taken to be for an authorised work and Wyong Shire Council (a water supply authority) is taken to be the constructing authority for the purposes of the Public Works Act 1912.

Dated at Sydney this 7th day of March 2007.

Mr KERRY YATES,  
General Manager,  
Wyong Shire Council,  
Hely Street (P0 Box 20),  
Wyong NSW 2259

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SCHEDULE 1

Easement for water supply 10 metres wide over Lot 19, DP 258174 as shown in Deposited Plan 1076487 and therein designated "A" Proposed Easement for Watermain 10 wide.

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Authorised to be printed

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# Government Gazette

OF THE STATE OF  
NEW SOUTH WALES

**Number 41**

**Friday, 9 March 2007**

Published under authority by Government Advertising

## LEGISLATION

### Proclamations



New South Wales

## Proclamation

under the

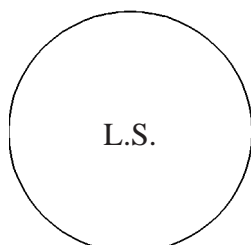
**Crimes Amendment (Apprehended Violence) Act 2006 No 73**

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Crimes Amendment (Apprehended Violence) Act 2006*, do, by this my Proclamation, appoint 12 March 2007 as the day on which that Act (except Schedule 3.17) commences.

Signed and sealed at Sydney, this 28th day of February 2007.

By Her Excellency's Command,



BOB DEBUS, M.P.,  
Attorney General

GOD SAVE THE QUEEN!

### Explanatory note

The object of this Proclamation is to commence the *Crimes Amendment (Apprehended Violence) Act 2006* except for Schedule 3.17 which contains amendments to the *Victims Support and Rehabilitation Act 1996*. The amendments contained in Schedule 3.17 have been rendered unnecessary by amendments included in the *Victims Support and Rehabilitation Amendment Act 2006*.



New South Wales

## Proclamation

under the

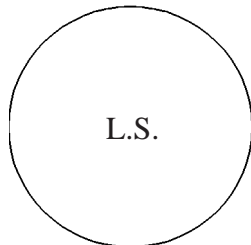
Victims Support and Rehabilitation Amendment Act 2006 No 127

MARIE BASHIR, Governor.

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Victims Support and Rehabilitation Amendment Act 2006*, do, by this my Proclamation, appoint 12 March 2007 as the day on which Schedule 3 to that Act commences.

Signed and sealed at Sydney, this 28th day of February 2007.

By Her Excellency's Command,



BOB DEBUS, M.P.,  
Attorney General

GOD SAVE THE QUEEN!

### Explanatory note

The object of this Proclamation is to commence Schedule 3 to the *Victims Support and Rehabilitation Amendment Act 2006* which contains amendments to the *Victims Support and Rehabilitation Act 1996* that are consequential on the enactment of the *Crimes Amendment (Apprehended Violence) Act 2006*.



New South Wales

## Anglican Church of Australia (St Andrew's Coolah Community Cultural Centre Committee) Order 2007

under the

Anglican Church of Australia (Bodies Corporate) Act 1938

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 4 of the *Anglican Church of Australia (Bodies Corporate) Act 1938*, make the following Order.

Dated, this 7th day of March 2007.

By Her Excellency's Command,

BOB DEBUS, M.P.,  
Attorney General

### Explanatory note

Section 4 of the *Anglican Church of Australia (Bodies Corporate) Act 1938* provides that persons who, for the time being, are members of an unincorporated body that is constituted by an ordinance of the Synod of a diocese for the purposes of managing, governing or controlling an institution or organisation of the Anglican Church of Australia, or of dealing with any church trust property, may be the subject of a declaration by an ordinance of the Synod that it is expedient to constitute them as a body corporate. Once the ordinance making the declaration is passed, the Governor may, by order published in the Gazette, declare the members of the unincorporated body to be a body corporate.

The object of this Order is to declare that the members of the St Andrew's Coolah Community Cultural Centre Committee are a body corporate known as "St Andrew's Coolah Community Cultural Centre Committee". The relevant ordinances are the *St Andrew's Coolah Community Cultural Centre Ordinance 2006* and the *St Andrew's Coolah Community Cultural Centre Committee Incorporation Ordinance 2006*.

This Order is made under section 4 of the *Anglican Church of Australia (Bodies Corporate) Act 1938*.

Clause 1 Anglican Church of Australia (St Andrew's Coolah Community Cultural Centre Committee) Order 2007

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## **Anglican Church of Australia (St Andrew's Coolah Community Cultural Centre Committee) Order 2007**

under the

Anglican Church of Australia (Bodies Corporate) Act 1938

### **1 Name of Order**

This Order is the *Anglican Church of Australia (St Andrew's Coolah Community Cultural Centre Committee) Order 2007*.

### **2 St Andrew's Coolah Community Cultural Centre Committee**

It is declared that the persons who for the time being are the members of the body known as the St Andrew's Coolah Community Cultural Centre Committee constituted under the *St Andrew's Coolah Community Cultural Centre Ordinance 2006* are a body corporate under the name "St Andrew's Coolah Community Cultural Centre Committee".

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**OFFICIAL NOTICES**

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**Appointments**

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**CENTENNIAL PARK AND MOORE PARK TRUST  
ACT 1983**

## Appointment of Trustee

HER Excellency the Governor, on the recommendation of the Minister and with the advice of the Executive Council, in pursuance to section 7 (1) (a) of the Centennial Park and Moore Park Trust Act 1983, has appointed the following person as a member of the Centennial Park and Moore Park Trust for a period of four years commencing on and from the date of the Governor's approval to 21 April 2011:

The Honourable Justice Annabelle BENNETT, A.O.

SANDRA NORI, M.P.,  
Minister for Tourism and Sport and Recreation,  
Minister for Women and  
Minister Assisting the Minister for State Development

**ROYAL BOTANIC GARDENS AND DOMAIN TRUST  
ACT 1980**

## Royal Botanic Gardens and Domain Trust

## Reappointment

HER Excellency the Governor, with the advice of the Executive Council, in pursuance of section 6 of the Royal Botanic Gardens and Domain Trust Act 1980, has approved the reappointment of Mr Greg MARTIN as a member and Chairman of the Royal Botanic Gardens and Domain Trust from 1 July 2007 to 30 June 2011.

BOB DEBUS, M.P.,  
Minister of the Environment

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**FAIR TRADING ACT 1987**Fair Trading Safety Committee  
Appointment of Executive Officer

IN accordance with section 24 of the Fair Trading Act 1987, I hereby appoint the following person as the current Executive Officer of the Products Safety Committee:

Mr Stephen Lionel HUTCHISON.

This Ex Officio appointment has an open expiry date under the provisions of Schedule 4 of the Fair Trading Act 1987.

Dated this 21st day of February 2007.

DIANE BEAMER, M.P.,  
Minister for Fair Trading



**DUBBO OFFICE**  
**142 Brisbane Street (PO Box 865), Dubbo NSW 2830**  
**Phone: (02) 6841 5200      Fax: (02) 6841 5231**

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

The Crown Public Road east of Lots 84, 59, 30, 65, 83 and 113, DP 755416 and north of Lots 30, 52 and 65, DP 755416, Parish of Botobolar, County of Phillip.

**SCHEDULE 2**

Road Authority: Mid-Western Shire Council. File Ref.: W390985. Council's Reference: GG P1856211.

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

The Crown Public Road south of Lot 78, DP 755427 and the section of Crown Road running east-west through Lot 78, DP 755427, Parish of Derale, County of Phillip.

**SCHEDULE 2**

Road Authority: Mid-Western Shire Council. File Ref.: W390986. Council's Reference: GG P1856211.

**AUTHORISATION OF AN ADDITIONAL PURPOSE  
TO A RESERVATION**

PURSUANT to section 121A of the Crown Lands Act 1989, the purpose specified in Column 1 of the Schedule hereunder, is authorised as an additional purpose to the reserve referred to in Column 2 of the Schedule.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

*COLUMN 1*

Additional Purpose: Rural  
Services.

*COLUMN 2*

Reserve No.: 50521.  
Public Purpose: Experimental  
farm.  
Notified: 10 February 1915.  
File No.: DB84 R 97.

**ROADS ACT 1993**

**ORDER**

Transfer of a Crown Road to a Council

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

The Crown Public Road west of Lot 191 in DP 753242, Parish of Neurea County of Gordon.

**SCHEDULE 2**

Road Authority: Wellington Shire Council. File No.: DB06 H 91. Council's Reference: Doc. No. 201820.

**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 in the Schedule hereunder.

TONY KELLY, M.L.C.,  
Minister for Lands

\_\_\_\_\_  
Description

**SCHEDULE**

*Parish – Yarralaw; County – Argyle;*

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

Lot 1, DP 1106343 (not being land under the Real Property Act).

File No.: GB05 H 51:JK.

Note: On closing, the title for the land in Lot 1, DP 1106343 remains vested in the State of New South Wales as Crown Land.

**GRAFTON OFFICE****76 Victoria Street (Locked Bag 10), Grafton NSW 2460****Phone: (02) 6640 3400 Fax: (02) 6642 5375****APPOINTMENT OF ADMINISTRATOR TO  
MANAGE A RESERVE TRUST**

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Karen Gladys HEMBROW.	Cedar Point (R63033) Reserve Trust.	Reserve No.: 63033. Public Purpose: Public recreation. Notified: 13 November 1931. File No.: GF05 R 81.

**Term of Office**

For a term commencing 29 March 2007 and expiring 28 September 2007.

**SCHEDULE 2**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Karen Gladys HEMBROW.	Fairy Mount (R69277) Reserve Trust.	Reserve No.: 69277. Public Purpose: Public recreation. Notified: 7 June 1940. File No.: GF89 R 32.

**Term of Office**

For a term commencing 29 March 2007 and expiring 28 September 2007.

**SCHEDULE 3**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Karen Gladys HEMBROW.	Kyogle (R87232) Reserve Trust.	Reserve No.: 87232. Public Purpose: Public recreation. Notified: 20 June 1969. File No.: GF04 R 42.

**Term of Office**

For a term commencing 29 March 2007 and expiring 28 September 2007.

## SCHEDULE 4

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Karen Gladys HEMBROW.	Bean Creek Falls (R86624) Reserve Trust.	Reserve No.: 86624. Public Purpose: Public recreation. Notified: 9 February 1968. File No.: GF05 R 82.

## Term of Office

For a term commencing 29 March 2007 and expiring  
28 September 2007.

## SCHEDULE 5

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
David Kerr McPHERSON.	Camp Wollumbin Reserve Trust.	Reserve No.: 89580. Public Purpose: Boy Scouts. Notified: 5 September 1975. Reserve No.: 83495. Public Purpose: Public recreation. Notified: 6 October 1961. File No.: GF93 R 42.

## Term of Office

For a term commencing 24 March 2007 and expiring  
23 September 2007.

## SCHEDULE 6

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Lachlan Francis McLEOD.	Corindi Beach Reserve Trust.	Reserve No.: 55008. Public Purpose: Public recreation. Notified: 9 December 1921. Reserve No.: 87400. Public Purpose: Parking. Notified: 26 September 1969. Reserve No.: 87401. Public Purpose: Public recreation. Notified: 26 September 1969. File No.: GF04 R 44.

## Term of Office

For a term commencing 1 March 2007 and expiring  
31 August 2007.

## SCHEDULE 7

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Phillip Thomas FOGARTY.	Lakes Road Reserve Trust.	Reserve No.: 69040. Public Purpose: Future public requirements. Notified: 23 February 1940. Reserve No.: 83057. Public Purpose: Future public requirements. Notified: 24 February 1961. File No.: GF04 R 20.

## Term of Office

For a term commencing 11 March 2007 and expiring  
10 September 2007.

**DECLARATION OF LAND TO BE CROWN LAND**

PURSUANT to section 138 of the Crown Lands Act 1989,  
the land described in the Schedule hereunder, is declared  
land that may be dealt with as if it were Crown Land within  
the meaning of that Act.

TONY KELLY, M.L.C.,  
Minister for Lands

## SCHEDULE

*Land District – Lismore;  
Local Government Area – Richmond Valley;  
Parish – Riley; County – Richmond.*

Lot 540 in Deposited Plan 821656 of 1.429 hectares at  
Woodburn.

File No.: GF07 R 8.

Note: It is intended to add this land to Reserve 1012192 for  
the public purpose of access and public requirements,  
rural services, tourism purposes and environmental  
and heritage conservation.

**GRIFFITH OFFICE**  
**2nd Floor, Griffith City Plaza,**  
**120–130 Banna Avenue (PO Box 1030), Griffith NSW 2680**  
**Phone: (02) 6962 7522      Fax: (02) 6962 5670**

**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.

TONY KELLY, M.L.C.,  
Minister for Lands

SCHEDULE 1

*COLUMN 1*

Allambie Residence  
Reserve Trust.

*COLUMN 2*

Reserve No.: 96763.  
Public Purpose: Hostel for  
school children.  
Notified: 21 October 1983.  
File No.: LN93 R 1/1.

SCHEDULE 2

*COLUMN 1*

Cypress Centre (Narrandera)  
Incorporated (R91311)  
Reserve Trust.

*COLUMN 2*

Reserve No.: 91311.  
Public Purpose: Charitable  
organisations.  
Notified: 1 December 1978.  
File No.: GH90 R 9.

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

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

TONY KELLY, M.L.C.,  
Minister for Lands

SCHEDULE

*COLUMN 1*

Kurrajong Waratah Reserve  
Trust.

*COLUMN 2*

Reserve No.: 91311.  
Public Purpose: Charitable  
organisations.  
Notified: 1 December 1978.  
Reserve No.: 96763.  
Public Purpose: Hostel for  
school children.  
Notified: 21 October 1983.  
File No.: GH93 R 2/1.

**HAY OFFICE****126 Lachlan Street (PO Box 182), Hay NSW 2711****Phone: (02) 6993 1306 Fax: (02) 6993 1135****ROADS ACT 1993****ORDER**

Transfer of a Crown Road to a Council

IN pursuance of the provisions of section 151, Roads Act 1993, the Crown 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.

TONY KELLY, MLC.,  
Minister for Lands

**SCHEDULE 1****PART A**

*Parish and Town – North Deniliquin; County – Townsend  
Town, Land District and Local Government Area  
– Deniliquin*

Victoria Street from Flood Street to April Street. April Street from Coonambidgal Creek to Hay Road. Smart Street from Fitzroy Street to Augustus Street. Robinson Street from Hay Road to the southern corner of Allotment 2, Section 115. Browning Street from Fitzroy Street to Augustus Street. Augustus Street from Browning Street to Wanderer Street. Charles Street from Browning Street to Wanderer Street. Hyde Street from River Street to Augustus Street. Augustus Street from Wanderer Street to Coborro Street. Yarra Street from Fitzroy Street to Augustus Street. Lane within Section 103. Charles Street from Yarra Street to Coborro Street. Jones Avenue south west of portion 143 (Transfer includes intersections and splayed corners).

**PART B**

*Parish – South Deniliquin; County Townsend  
Town, Land District and Local Government Area  
– Deniliquin*

Boundary Street from Riverview Drive to Wakool Road. Riverview Drive from Hope Street to Ochertyre Street. Parkinson Street from Wakool Road to Gough Street. Capper Street from Gough Street to Harfleur Street. Wyatt Street from Sloane Street to Harfleur Street. Burton Street from Ochertyre Street to Harfleur Street. Undedicated parts of Burton Street between Harfleur Street and the Edward River. Decimus Street from Poitiers Street to Maher Street. Fowler Street from Ochertyre Street to Sloane Street. Perth Street south west of Lot 11, DP 1049148 and Lot 2, DP 612692. Hope Street from Capper Street to Blackett Street. Gough Street from Parkinson Street to Capper Street. Henry Street from Reserve 95477 to Blackett Street. Sloane Street from Blackett Street to Wyatt Street. Harfleur Street from Wyatt Street to Decimus Street. Wood Street from Decimus Street to Fowler Street. George Street from Butler Street to the Edward River. Undedicated parts of Kelly and Jane Streets between Ochertyre Street and Stewart Street. Stewart Street from Ochertyre to Sloane Street. Lanes within Sections 103, 104, 201, 99, 100, 101, 197, 198, 199 and 49, Sloane Street from Napier Street to Railway land. Wellington Street from Sloane Street to Henry Street. Packenham Street from Henry Street to Aljoes Creek. Ricemill Road from the southern corner of Portion 381 to Wirraway Drive. Calimo Street from Macauley Street to Old Racecourse Road. McCrabb Road from Old Racecourse Road to Kelly Drive. Leetham Road east of portion 305. Part Wirraway Drive east of portion 364. Part Henry Street south west of portion 166. Carew Street from Henry Street to Aljoes Creek. (Transfer includes all intersections and splayed corners).

Roads Authority: Deniliquin Council  
File No.: HY05 H 95  
Council's Reference 6.2.22 David Kerslake

**NOWRA OFFICE****5 O'Keefe Avenue (PO Box 309), Nowra NSW 2541****Phone: (02) 4428 6900 Fax: (02) 4428 6988****NOTIFICATION OF CLOSING OF ROAD**

IN pursuance of the provisions of the Roads Act, 1993, the road hereunder specified is closed and the road ceases to be public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,  
Minister for Lands.

*Land District – Kiama; LGA – Wollongong*

Lot 502, DP 1079122 at Kembla Grange, Parish Wollongong and County Camden, NA04 H 278.

Note: On closing, the land remains vested in Wollongong City Council as "Operational land" (Council Ref: 28.15.01.023 RMC).

**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**

**ROOKWOOD NECROPOLIS ACT 1901**

IN pursuance of the provisions of the Rookwood Necropolis Act 1901, with regard to the appointment of members to the Joint Committee of Necropolis Trustees, Kevin Morgan, the nominee of the New South Wales Crematorium Company Limited, is hereby appointed to that committee for a term expiring 30 June 2007. MN90 R 1

TONY KELLY, MLC.,  
Minister for Lands

**NOTIFICATION OF CLOSING OF ROADS**

IN pursuance of the provisions of the Roads Act 1993, the roads hereunder specified are closed and the roads cease to be public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, MLC.,  
Minister for Lands

\_\_\_\_\_

Descriptions

*Land District – Metropolitan; L.G.A. – Baulkham Hills*

Lot 1, DP 1108644 at Carlingford, Parish Field of Mars (Sheet 2), County Cumberland. MN05 H 50

Notes: (1) On closing, title for the land in lot 1 remains vested in Baulkham Hills Shire Council as operational land.

(2) The road is closed subject to the easement for services variable width as shown in DP 1108644.

\_\_\_\_\_

Descriptions

*Land District – Metropolitan; L.G.A. – Bankstown*

Lot 1, DP 1089286 at Yagoona, Parish Bankstown (Sheet 1), County Cumberland. MN04 H 63

Note: On closing, title for the land in lot 1 remains vested in Bankstown City Council as operational land.

**APPOINTMENT OF TRUST BOARD MEMBERS**

PURSUANT to the provisions of the Rookwood Necropolis Act 1901 and Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified in that Column, as members of the trust board for the reserve trust specified opposite thereto in Column 2, which has been established and appointed as trustee of the reserve referred to opposite thereto in Column 3 of the Schedule.

TONY KELLY, MLC.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Hassan AYOUBI M Souhail JABBOURI Wasim RAZA Mohamad Saadallah TURK Abraham ZOABI Michael Mohamad KAHLA Mohamad ZRAIKA Ex-officio; the person for the time being holding the office of Director, Sydney Turkish Islamic Funeral Service (presently Ergun GENEL)	Muslim Cemetery Trust, Necropolis	The part of the Rookwood Necropolis dedicated 2 December 1887 and set apart as the Muslim Cemetery by <i>Government Gazette</i> of 11 August 1978 (D500904).

**TERM OF OFFICE**

For a term commencing 1 January 2007 and expiring 30 June 2008. File No.: MN87 R 41

**ADDITION TO RESERVED CROWN LAND**

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

TONY KELLY, MLC.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Metropolitan Local Government Area: Warringah Council Locality: North Narrabeen Lot 7194, DP 1108761# Parish: Manly Cove County: Cumberland Area: 1.198ha File Ref.: MN90 R 70/1	Reserve No. 61854 Public Purpose: Public recreation Notified: 9 May 1930 Lot 7068, DP 752046# Parish: Narrabeen County: Cumberland New Area: 2.208ha

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

**WAGGA WAGGA OFFICE****Corner Johnston and Tarcutta Streets (PO Box 60), Wagga Wagga NSW 2650****Phone: (02) 6937 2700****Fax: (02) 6921 1851****APPOINTMENT OF TRUST BOARD MEMBERS**

PURSUANT to section 93 of the Crown Lands Act 1989, the persons whose names are specified in Column 1 of the Schedule hereunder are appointed, for the terms of office specified thereunder, 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.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Paul Andrew CONLAN (new member), Martha Ann LAMPREY (re-appointment), Bruce Oliver GORHAM (re-appointment), Marilyn Joy MASTERS (re-appointment), Trevor Donald LAMPREY (re-appointment), Lindsay MORPHETT (re-appointment), Paul Leslie MORPHETT (re-appointment).	Gumly Gumly Recreation Reserve Trust.	Reserve No.: 80531. Public Purpose: Public recreation. Notified: 3 April 1958. File No.: WA81 R 77/2.

**Term of Office**

For a term commencing the 1 August 2007 and expiring 31 July 2012.

**RESERVATION OF CROWN LAND**

PURSUANT to section 87 of the Crown Lands Act 1989, the Crown Land specified in Column 1 of the Schedule hereunder, is reserved as specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Land District: Corowa. L.G.A.: Corowa Shire Council. Locality: Mulwala. Lot 374, DP No. 704991, Parish Mulwala, County Denison. Area: About 6028 square metres. File No.: WA07 R 3.	Reserve No.: 1013208. Public Purpose: Heritage purposes.

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

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Corowa Shire Council Crown Reserves Reserve Trust.	Reserve No.: 1013208. Public Purpose: Heritage purposes. Notified: This day. File No.: WA07 R 3.

**SCHEDULE 2**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Cootamundra Shire Council Crown Reserves Reserve Trust.	Reserve No.: 17880. Public Purpose: Sewage farm. Notified: 3 June 1893. File No.: WA88 R 10.

**REVOCATION OF APPOINTMENT OF RESERVE TRUST**

PURSUANT to section 92 (3) (c) of the Crown Lands Act 1989, the appointment of the reserve trusts specified in Column 1 of the Schedules hereunder, as trustees of the reserves, specified opposite thereto in Column 2 of the Schedules, are revoked.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Tumbarumba Shire Council Crown Reserves Reserve Trust.	Reserve No.: 96905. Public Purpose: Public recreation. Notified: 5 August 1983. File No.: WA83 R 17/2.

**SCHEDULE 2**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Cootamundra Shire Council Crown Reserves Reserve Trust.	Reserve No.: 88379. Public Purpose: Public recreation. Notified: 15 October 1971. File No.: WA96 R 2.

**ADDITION TO RESERVED CROWN LAND**

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE****COLUMN 1**

Land District: Wagga Wagga.  
L.G.A.: Coolamon Shire Council.  
Locality: Coolamon.  
Lot 44, DP No. 750846,  
Parish Kindra,  
County Bourke.  
Area: 2.328 hectares.  
File No.: WA02 R 2.

**COLUMN 2**

Reserve No.: 1003288.  
Public Purpose: Public recreation.  
Notified: 10 May 2002.  
Lot 315, DP No. 725031,  
Parish Kindra,  
County Bourke;  
Lot 320, DP No. 1034246,  
Parish Kindra,  
County Bourke;  
Lot 321, DP No. 1034246,  
Parish Kindra,  
County Bourke.  
New Area: 41.85 hectares.

**APPOINTMENT OF LOCAL AUTHORITY TO MANAGE THE AFFAIRS OF A COMMON TRUST**

PURSUANT to section 7 of the Commons Management Act 1989, the local authority in Column 1 of the Schedule hereunder, is hereby appointed to manage the affairs of the Common Trust in Column 2 for the term shown hereunder.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE****COLUMN 1**

Tumut Shire Council.

**COLUMN 2**

Tumut River Common Trust.

For a term commencing 1 January 2006 and expiring 31 December 2008. File No.: WA82 R 8.

**ERRATUM**

IN the *Government Gazette* dated 24 November 2006 (Folio 9921) the notice under the heading "Appointment of Trust Board Members" is hereby deleted and the notice hereunder is inserted in its place. WA80 R 191

**APPOINTMENT OF TRUST BOARD MEMBERS**

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE****COLUMN 1**

The person for the time being holding the office of Trust Representative  
Temora Trotting Club Ltd  
(ex-officio member)

The person for the time being holding the office of Trust Representative  
Temora Trotting Club Ltd  
(ex-officio member)

The person for the time being holding the office of Trust Representative  
Temora Trotting Club Ltd  
(ex-officio member)

The person for the time being holding the office of Trust Representative  
Temora Show Society  
(ex-officio member)

The person for the time being holding the office of Trust Representative  
Temora Show Society  
(ex-officio member)

The person for the time being holding the office of Trust Representative,  
Temora Canine All Breeds Kennel Club  
(ex-officio member)

The person for the time being holding the office of Trust Representative,  
Temora Pony Club  
(ex-officio member)

Ken SMITH  
(new member)  
Leslie Lionel HARMER  
(re-appointment)  
William George PRESTON  
(re-appointment)  
Douglas James SUTTON  
(re-appointment)

For a term commencing the date of this notice and expiring 18 July 2011.

**COLUMN 2**

Temora Showground Trust

**COLUMN 3**

Dedication No. 620071  
Public Purpose:  
Showground  
Notified: 10 September 1886  
File Reference: WA80 R 191

**ADDITION TO RESERVED CROWN LAND**

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

TONY KELLY, M.L.C.,  
Minister for Lands

## SCHEDULE

*COLUMN 1*

Land District: Albury  
LGA: Albury City Council  
Locality: Glenroy  
Lot 1151, DP 728300  
Parish Albury,  
County Goulburn

Land District: Gundagai  
LGA: Gundagai Shire Council  
Locality: Burra Creek  
Lots 91 & 92, DP 751419  
Parish Mitta Mitta,  
County Clarendon

Land District: Tumbarumba  
LGA: Tumbarumba Shire Council  
Locality: Tumbarumba  
Lot 715, DP 755892  
Parish Tumbarumba,  
County Selwyn

Land District: Tumut  
LGA: Tumut Shire Council  
Locality: Argalong  
Lot 7010, DP 750981#  
Parish Cooleman,  
County Buccleuch

Locality: Brungle  
Lots 1 & 2, Sec 20,  
DP 758169  
Lot 359, DP 726224  
Parish Brungle,  
County Buccleuch

Land District: Urana  
LGA: Urana Shire Council  
Locality: Urana  
Lot 1 Sec 8, DP 759023  
Lots 1 to PT7  
Sec 9, DP 759023  
Parish Urana,  
County Urana  
Area: 22.76ha  
File: WA07 R 2

*COLUMN 2*

Reserve No.: 1011448  
Public Purpose: Future  
public requirements  
Notified: 31 March 2006  
All Crown land in the  
Eastern and Central  
Divisions of the State that  
were not within a reserve or  
part of any holding as 31  
March 2006 and any other  
Crown Land that has been  
added since that date.

## SCHEDULE

*COLUMN 1*

Graeme John  
HATTY  
(new member)  
Gordon David  
JONES  
(new member)  
Rupert  
RICHARDSON  
(new member)  
John Curtis  
STEELE  
(new member)  
David George  
HENDERSON  
(new member)  
Roger Lindsay  
HAMBLIN  
(new member)  
Lyle J. McPHERSON  
(new member)

*COLUMN 2*

Matong Crown  
Reserves Trust

*COLUMN 3*

Reserve No. 1001387  
Public Purpose: Community  
Purposes  
Notified: 21 August 1998  
Reserve No. 91480  
Public Purpose: Public Hall  
Notified: 10 August 1979  
Reserve No. 31133  
Public Purpose: Public  
Recreation  
Notified: 7 July 1900  
File Reference: WA06 R 3

For a term commencing the date of this notice and expiring  
1 March 2012.

### REVOCATION OF APPOINTMENT OF RESERVE TRUST

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

TONY KELLY, M.L.C.,  
Minister for Lands

## SCHEDULE

*COLUMN 1*

Junee Shire Council  
Crown Reserves Reserve  
Trust

*COLUMN 2*

Reserve No. 83163  
Public Purpose: Public  
Recreation  
Notified: 5 May 1961  
File Reference: WA88 R 36

### APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

TONY KELLY, M.L.C.,  
Minister for Lands

## SCHEDULE

*COLUMN 1*

Junee Reefs Public Hall Trust

*COLUMN 2*

Reserve No. 83163  
Public Purpose: Public  
Recreation  
Notified: 5 May 1961  
File Reference: WA80 R 67

### APPOINTMENT OF TRUST BOARD MEMBERS

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

TONY KELLY, M.L.C.,  
Minister for Lands

### APPOINTMENT OF RESERVE TRUST AS TRUSTEE OF A RESERVE

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

TONY KELLY, M.L.C.,  
Minister for Lands

#### SCHEDULE

##### *COLUMN 1*

June Shire Council Crown  
Reserves Reserve Trust

##### *COLUMN 2*

Reserve No. 2533  
Public Purpose: Public  
buildings public recreation  
Notified: 20 February 1882  
File Reference: WA06 R 6

### SCHEDULE

##### *COLUMN 1*

Land District: Wagga Wagga  
LGA: Wagga Wagga City  
Council  
Locality: San Isidore  
Lot 305, DP 757249,  
Parish South Wagga Wagga,  
County Wynyard  
Lot 7057, DP 1029396 #,  
Parish South Wagga Wagga,  
County Wynyard  
Area: About 25.35ha  
File Reference: WA03 R 20

##### *COLUMN 2*

Reserve No. 1005428  
Public Purpose:  
Environmental Protection

Disclaimer: Please note that the above Lot number marked # is for Departmental use only.

### REVOCATION OF RESERVATION OF CROWN LAND

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

TONY KELLY, M.L.C.,  
Minister for Lands

#### SCHEDULE

##### *COLUMN 1*

Land District: Wagga Wagga  
LGA: Wagga Wagga City  
Council  
Locality: South Wagga Wagga  
Reserve No. 54218  
Public Purpose: Quarry  
Notified: 15 October 1920  
File Reference: WA03 R 20

##### *COLUMN 2*

The whole being Lot 7057,  
DP 1029396 #, Parish South  
Wagga Wagga, County  
Wynyard  
of an area of 12.9ha

Notes: It is intended to reserve this land for Environmental Protection following revocation

Disclaimer: Please note that the above Lot number marked # is for Departmental use only.

### 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.

TONY KELLY, M.L.C.,  
Minister for Lands

#### SCHEDULE

##### *COLUMN 1*

Matong Public Hall Trust

##### *COLUMN 2*

Reserve No. 1001387  
Public Purpose: Community  
Purposes  
Notified: 21 August 1998  
Reserve No. 91480  
Public Purpose: Public Hall  
Notified: 10 August 1979  
File Reference: WA80 R 173

### 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.

TONY KELLY, M.L.C.,  
Minister for Lands

#### SCHEDULE

##### *COLUMN 1*

Matong Recreation Reserve  
Trust

##### *COLUMN 2*

Reserve No. 31133  
Public Purpose: Public  
Recreation  
Notified: 7 July 1900  
File Reference: WA82 R 99

### RESERVATION OF CROWN LAND

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

TONY KELLY, M.L.C.,  
Minister for Lands

**ESTABLISHMENT OF RESERVE TRUST**

PURSUANT to section 92 (1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is established under the name stated in that Column and is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE****COLUMN 1**

Matong Crown Reserves  
Trust

**COLUMN 2**

Reserve No. 1001387  
Public Purpose: Community  
Purposes  
Notified: 21 August 1998  
Reserve No. 91480  
Public Purpose: Public Hall  
Notified: 10 August 1979  
Reserve No. 31133  
Public Purpose: Public  
Recreation  
Notified: 7 July 1900  
File Reference: WA06 R 3

**NOTIFICATION OF CLOSING OF A ROAD**

IN pursuance of the provisions of the Roads Act 1993, the road hereunder specified is closed, the road ceases to be a public road and the rights of passage and access that previously existed in relation to the road are extinguished.

TONY KELLY, M.L.C.,  
Minister for Lands

**Description**

*Parish – Albury; County - Goulburn  
Land District – Albury; City - Albury*

Lot 2 in DP 1107017 at Albury. File No WA05 H 135

Note: On closing, the land within the former Council public road will remain vested in the Council of the City of Albury as operational land.

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

**GRANTING OF A WESTERN LANDS LEASE**

IT is hereby notified that under the provisions of section 28A of the Western Lands Act 1901, the Western Lands Lease of the land specified has been granted to the undermentioned persons.

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

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

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

IAN MACDONALD, M.L.C.,  
Minister for Natural Resources

*Administrative District – Wentworth; Shire – Wentworth;  
Parish – Cliffs; County – Wentworth.*

Western Lands Lease 14810 was granted to Gol Gol Public School Endowment Block Incorporated, comprising of Lot 51, DP 756936 (Folio Identifier 51/756936) of 4.881 hectares at Gol Gol, for the purpose of "Horticulture" for a term in perpetuity commencing 5 April 2006.

Papers: WLL 14810.

**CONDITIONS AND RESERVATIONS ATTACHED TO  
WESTERN LANDS LEASE 14810.**

- (1) In the conditions annexed to the lease, the expression "the Minister" means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression "the Commissioner" means the Commissioner charged with the administration of the Western Lands Act 1901 ("the Act") in accordance with section 4(2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty's Heirs and Successors and the Minister.  
 (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder's use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.
- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.  
 "GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.  
 (b) Notwithstanding any other provision of this Agreement:  
 (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.  
 (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.

- (11) The land leased shall be used only for the purpose of Horticulture.
- (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall comply with the provisions of the Water Management Act 2000 and any regulations made in pursuance of that Act.
- (17) The lessee shall not erect or permit any person to erect any buildings or extend any existing buildings on the land leased except to the satisfaction of the Commissioner.
- (18) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (19) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (20) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.
- (21) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (22) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (23) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (24) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (25) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (26) The lessee shall comply with the provisions of the Native Vegetation Act 2003 and any regulations made in pursuance of that Act.
- (27) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, comply with the routine agricultural management activities listed in the Native Vegetation Act 2003.
- (28) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless approval has been issued in accordance with the Native Vegetation Act 2003, but the lessee may take

such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.

- (29) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (30) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (31) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (32) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (33) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseeding and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.
- (34) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (35) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (36) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (37) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997 particularly in relation to disposal of tailwaters or waters which may be contaminated with fertiliser, herbicide or pesticide or similar chemicals.
- (38) The lessee shall not clear any native vegetation within the area shown cross-hatched on the diagram hereunder unless written approval has been granted by the local Catchment Management Authority.
- (39) The lessee shall ensure that cultivation and associated activities do not interfere with any road formation within the allowable area.
- (40) Incised drainage lines, other than man made structures, which carry water after storms shall be left uncultivated in the channels and for a distance of 20 metres on either side of the banks of the channels except when the Western Lands Commissioner specifies otherwise.
- (41) The lessee shall undertake any fuel management and/or provision of fire trail access in accordance with fire mitigation measures to the satisfaction of the local bushfire authority.
- (42) Aboriginal Sites are protected under the National Parks and Wildlife Act 1974, and are extremely vulnerable to many kinds of agricultural development.
- Should any Aboriginal archaeological relics or sites be uncovered during the proposed works, work is to cease immediately. The lessee must consider the requirements of the National Parks and Wildlife Act 1974 with regard to Aboriginal relics. Under Section 90 it is an offence to damage or destroy relics without prior consent of the Director-General of the National Parks and Wildlife Service (NPWS). If a site is discovered the lessee should contact the Manager, Cultural Heritage Unit, National Parks and Wildlife Services on Phone (02) 6883 5324 OR AT 58-62 Wingewarra St, Dubbo.
- (43) The lessee shall establish windbreaks at his/her own expense, as may be ordered by the Western Lands Commissioner to provide adequate protection of the soil.
- (44) The lessee shall ensure that stubble and other crop residue is retained on the soil surface and shall not be burnt, except with the approval of the Western Lands Commissioner or his delegate. Where such approval is granted and stubble burning is carried out with the approval as per requirements of the NSW Rural Fire Services.
- (45) The lessee shall undertake any appropriate measures, at his/her own expense, ordered by the Commissioner to rehabilitate any degraded cultivated areas.
- (46) Irrigation water is not to be permanently transferred from the lease without the prior permission of the Western Lands Commissioner.
- (47) Disposal of tailwater into creeks and rivers is controlled by the Environment Protection Authority under the Clean Waters Act. Before disposing of any tailwater or water which may be contaminated with fertiliser, herbicide or pesticide the Environment Protection Authority must be contacted.

**ERRATUM**

IN the *New South Wales Government Gazette* of 3 November 2006, Folio 9457, under the heading "Addition to Reserved Crown Land", the Schedule is amended to read as follows:

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Administrative District: Walgett.	Crown Land reserved for future public requirements by notification in the New South Wales Government Gazette of 31 March 2006 as Reserve No. 1011448.
Local Government Area: Walgett.	
Locality: Walgett.	
Parish: Kigwigil.	
County: Finch.	
Lot 1952, DP 763834,	
Area: 1579 hectares,	
File No.: WL06 R 17.	

**ESTABLISHMENT OF RESERVE TRUST**

PURSUANT to section 92 (1) of the Crown Lands Act 1989, the reserve trust specified in Column 1 of the Schedule hereunder is established under the name stated in that Column and is appointed as trustee of the reserve specified opposite thereto in Column 2 of the Schedule.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
White Cliffs Filtration Plant Reserve Trust	Reserve No. 26552 Public Purpose: Public Buildings Notified: 18 September 1897 File Ref.: WL06 R 20/1

**APPOINTMENT OF CORPORATION TO MANAGE RESERVE TRUST**

PURSUANT to section 95 of the Crown Lands Act 1989, the corporation specified in Column 1 of the Schedule hereunder is appointed to manage the affairs of the reserve trust specified opposite thereto in Column 2, which is trustee of the reserve referred to in Column 3 of the Schedule.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Central Darling Shire Council	White Cliffs Filtration Plant Reserve Trust	Reserve No. 26552 Public Purpose: Public Buildings Notified: 18 September 1897 File Reference: WL06 R 20/1

**ASSIGNMENT OF NAME TO A RESERVE TRUST**

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

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE**

<i>COLUMN 1</i>	<i>COLUMN 2</i>
Wentworth Aviation Purposes Reserve Trust	Reserve No. 96481 Public Purpose: Aviation Purposes Notified: 3 December 1982 File Reference: WL86R51/3

**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 Schedules hereunder, are appointed for the terms of office specified thereunder, 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 Schedules.

TONY KELLY, M.L.C.,  
Minister for Lands

**SCHEDULE 1**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Philip John PIPPIN (new member), Peter Joseph JACKSON (new member), Timothy Raymond O'HALLORAN (re-appointment), Anthony Francis O'HALLORAN (re-appointment).	Homebush Recreation Reserve.	Reserve No.: 97957. Public Purpose: Public recreation. Notified: 18 October 1985. File No.: WL90 R 33/2.

**Term of Office**

For a term commencing the date of this notice and expiring 26 December 2011.

**SCHEDULE 2**

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Adam HUTCHINSON (new member), Fay Lorraine LINNETT (new member), Clive Maxwell LINNETT (re-appointment), Janice Ann LONGFELLOW (re-appointment), Raymond John LONGFELLOW (re-appointment).	Ivanhoe Public Hall Reserve Trust.	Reserve No.: 85525. Public Purpose: Hall. Notified: 5 November 1965. File No.: WL96 R 78/1.

**Term of Office**

For a term commencing the date of this notice and expiring 28 June 2011.

### ALTERATION OF PURPOSE/CONDITIONS OF A WESTERN LANDS LEASE

IT is hereby notified that in pursuance of the provisions of Section 18J, Western Lands Act 1901, the purpose and conditions of the undermentioned Western Lands Lease have been altered as shown.

IAN MACDONALD, M.L.C.,  
Minister for Natural Resources

*Administrative District and Shire – Balranald  
Parishes – Koorakee, Maniette, Tittara and Werimble  
County – Taila*

The purpose/conditions of Western Lands Lease 5054, being the land contained within Folio Identifier 6527/769343 has been altered from “Grazing” to “Grazing and Conservation” effective from 28 February 2007.

As a consequence of the alteration of purpose/conditions rent will be assessed annually in line with the Western Lands Act 1901 and Regulations.

The lease conditions have been altered by the inclusion of the special conditions following.

#### SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 5054

1. The lessee shall erect and maintain a domestic stockproof standard fence surrounding the area of 8498 ha shown hatched in diagram 1 hereunder and ensure the areas remain ungrazed by both domestic stock and feral animals.

2. The lessee shall not clear any vegetation or remove any timber within the areas shown hatched on the diagram hereunder unless written approval has been granted by either the Commissioner or the Minister.

3. The lessee shall manage the areas shown hatched on the diagram hereunder in accordance with best management practices specified in the document known as Sunnyside Station Property Vegetation Plan (Case No 647).

4. The Special Conditions above may be revoked, upon application by the lessee, when the Property Vegetation Plan (Case No 647) expires on the 3 May 2016.

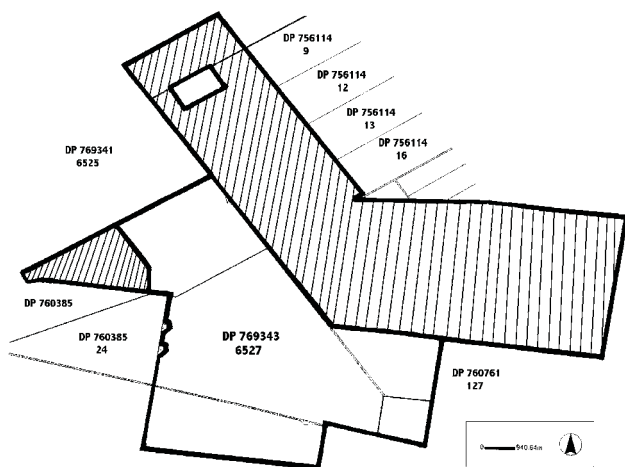


Diagram 1.

Illustration defining the area affected by the change of lease purpose on Western Lands Lease 5054.

### GRANTING OF A WESTERN LANDS LEASE

IT is hereby notified that under the provisions of Section 28A of the Western Lands Act 1901, the Western Lands Lease of the land specified has been granted to the undermentioned persons.

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

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

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

IAN MACDONALD, M.L.C.,  
Minister for Natural Resources

*Administrative District – Broken Hill  
Shire – Unincorporated  
Parish – Bray, County – Yancowinna*

Western Lands Lease 14591 was granted to Gillian Mary NELSON, comprising Lot 6431, DP 767294 (folio identifier 6431/767294) of 16.39 hectares at Silverton, for the purpose of “Accommodation Paddock” for a term of 20 years commencing 1 March 2007 and expiring 28 February 2027. Papers: WLL 14591

#### CONDITIONS AND RESERVATIONS ATTACHED TO WESTERN LANDS LEASE 14591

- (1) In the conditions annexed to the lease, the expression “the Minister” means the Minister administering the Western Lands Act 1901, and any power, authority, duty or function conferred or imposed upon the Minister by or under those conditions may be exercised or performed either by the Minister or by such officers of the Department of Infrastructure, Planning and Natural Resources as the Minister may from time to time approve.
- (2) In these conditions and reservations the expression “the Commissioner” means the Commissioner charged with the administration of the Western Lands Act 1901 (“the Act”) in accordance with section 4 (2) of the Act.
- (3) (a) For the purposes of this clause the term Lessor shall include Her Majesty the Queen Her Heirs and Successors the Minister and the agents servants employees and contractors of the Lessor Her Majesty Her Majesty’s Heirs and Successors and the Minister.
- (b) The lessee covenants with the Lessor to indemnify and keep indemnified the Lessor from and against all claims for injury loss or damage suffered by any person or body using or being in or upon the Premises or any adjoining land or premises of the Lessor arising out of the Holder’s use of the Premises and against all liabilities for costs charges and expenses incurred by the Lessor in respect of the claim of any such person or body except to the extent that any such claims and demands arise wholly from any negligence or wilful act or omission on the part of the Lessor.

- (c) The indemnity contained in this clause applies notwithstanding that this Lease authorised or required the lessee to undertake or perform the activity giving rise to any claim for injury loss or damage.
- (d) The lessee expressly agrees that the obligations of the Holder under this clause shall continue after the expiration or sooner determination of this Lease in respect of any act deed matter or thing occurring before such expiration or determination.
- (4) The rent of the lease shall be assessed in accordance with Part 6 of the Western Lands Act 1901.
- (5) The rent shall be due and payable annually in advance on 1 July in each year.
- (6) (a) "GST" means any tax on goods and/or services, including any value-added tax, broad-based consumption tax or other similar tax introduced in Australia.  
"GST law" includes any Act, order, ruling or regulation, which imposes or otherwise deals with the administration or imposition of a GST in Australia.
- (b) Notwithstanding any other provision of this Agreement:
  - (i) If a GST applies to any supply made by either party under or in connection with this Agreement, the consideration provided or to be provided for that supply will be increased by an amount equal to the GST liability properly incurred by the party making the supply.
  - (ii) If the imposition of a GST or any subsequent change in the GST law is accompanied by or undertaken in connection with the abolition of or reduction in any existing taxes, duties or statutory charges (in this clause "taxes"), the consideration payable by the recipient of the supply made under this Agreement will be reduced by the actual costs of the party making the supply that are reduced directly or indirectly as a consequence of the abolition of or reduction in taxes.
- (7) The lessee shall pay all rates and taxes assessed on or in respect of the land leased during the currency of the lease.
- (8) The lessee shall hold and use the land leased bona fide for the lessee's own exclusive benefit and shall not transfer, convey or assign the land or any portion thereof without having first obtained the written consent of the Minister.
- (9) The lessee shall not enter into a sublease of the land leased unless the sublease specifies the purpose for which the land may be used under the sublease, and it is a purpose which is consistent with the purpose for which the land may be used under this lease.
- (10) If the lessee enters into a sublease of the land leased, the lessee must notify the Commissioner of the granting of the sublease within 28 days after it is granted.
- (11) The land leased shall be used only for the purpose of Accommodation Paddock.
- (12) The lessee shall maintain and keep in reasonable repair all improvements on the land leased during the currency of the lease and shall permit the Minister or the Commissioner or any person authorised by the Minister or the Commissioner at all times to enter upon and examine the whole or any part of the land leased and the buildings or other improvements thereon.
- (13) All minerals within the meaning of the Mining Act 1992, and all other metals, gemstones and semiprecious stones, which may be in, under or upon the land leased are reserved to the Crown and the lessee shall permit any person duly authorised in that behalf to enter upon the land leased and search, work, win and remove all or any minerals, metals, gemstones and semiprecious stones in, under or upon the land leased.
- (14) Mining operations may be carried on, upon and in the lands below the land leased and upon and in the lands adjoining the land leased and the lands below those lands and metals and minerals may be removed therefrom and the Crown and any lessee or lessees under any Mining Act or Acts shall not be subject to any proceedings by way of injunction or otherwise in respect of or be liable for any damage occasioned by the letting down, subsidence or lateral movement of the land leased or any part thereof or otherwise by reason of the following acts and matters, that is to say, by reason of the Crown or any person on behalf of the Crown or any lessee or lessees, having worked now or hereafter working any mines or having carried on or now or hereafter carrying on mining operations or having searched for, worked, won or removed or now or hereafter searching for, working, winning or removing any metals or minerals under, in or from the lands lying beneath the land leased or any part thereof, or on, in, under or from any other lands situated laterally to the land leased or any part thereof or the lands lying beneath those lands, and whether on or below the surface of those other lands and by reason of those acts and matters or in the course thereof the Crown reserves the liberty and authority for the Crown, any person on behalf of the Crown and any lessee or lessees from time to time to let down without payment of any compensation any part of the land leased or of the surface thereof.
- (15) The lessee shall comply with the provisions of the Local Government Act 1993, and of the ordinances made thereunder.
- (16) The lessee shall ensure that the land leased is kept in a neat and tidy condition to the satisfaction of the Commissioner and not permit refuse to accumulate on the land.
- (17) Upon termination or forfeiture of the lease the Commissioner may direct that the former lessee shall remove any structure or material from the land at his own cost and without compensation. Where such a direction has been given the former lessee shall leave the land in a clean and tidy condition free from rubbish and debris.
- (18) The lessee shall, within 1 year from the date of commencement of the lease or such further period as the Commissioner may allow, enclose the land leased, either separately or conjointly with other lands held in the same interest, with a suitable fence to the satisfaction of the Commissioner.

- (19) The lessee shall not obstruct or interfere with any reserves, roads or tracks on the land leased, or the lawful use thereof by any person.
- (20) The lessee shall erect gates on roads within the land leased when and where directed by the Commissioner for public use and shall maintain those gates together with approaches thereto in good order to the satisfaction of the Commissioner.
- (21) The right is reserved to the public of free access to, and passage along, the bank of any watercourse adjoining the land leased and the lessee shall not obstruct access or passage by any member of the public to or along the bank.
- (22) Any part of a reserve for travelling stock, camping or water supply within the land leased shall, during the whole currency of the lease, be open to the use of bona fide travellers, travelling stock, teamsters and carriers without interference or annoyance by the lessee and the lessee shall post in a conspicuous place on the reserve a notice board indicating for public information the purpose of such reserve and, in fencing the land leased, the lessee shall provide gates and other facilities for the entrance and exit of travelling stock, teamsters and others. The notice board, gates and facilities shall be erected and maintained to the satisfaction of the Commissioner. The lessee shall not overstock, wholly or in part, the areas leased within the reserve, the decision as to overstocking resting with the Commissioner.
- (23) The Crown shall not be responsible to the lessee or the lessee's successors in title for provision of access to the land leased.
- (24) The lessee shall comply with requirements of section 18DB of the Western Lands Act 1901 which provides that, except in the circumstances referred to in subsection (4) of that section, any native vegetation on the land the subject of the lease, and any part of the land that is protected land, must not be cleared except in accordance with the Native Vegetation Conservation Act 1997.
- (25) The lessee shall comply with requirements of section 18DA of the Western Lands Act 1901 which provides that except in circumstances referred to in subsection (3) of that section, cultivation of the land leased or occupied may not be carried out unless the written consent of the Department has first been obtained and any condition to which the consent is subject under subsection (6) is complied with.
- (26) Notwithstanding any other condition annexed to the lease, the lessee shall, in removing timber for the purpose of building, fencing or firewood, carefully preserve all timber, scrub, vegetative cover and any regeneration thereof (except noxious plants and those "woody weeds" specified in Clause 28(1) and parts 9 and 13 in Schedule 4 of the Regulations) on the following parts of the land leased:
- (a) between the banks of, and within strips at least 20 metres wide along each bank of, any creek or defined watercourse;
  - (b) within strips at least 30 metres wide on each side of the centre line of any depression, the sides of which have slopes in excess of 1 (vertically) in 4 (horizontally), that is, approximately 14 degrees;
  - (c) where the slopes are steeper than 1 (vertically) in 3 (horizontally), that is, approximately 18 degrees;
  - (d) within strips not less than 60 metres wide along the tops of any ranges and main ridges;
  - (e) not in contravention of section 21CA of the Soil Conservation Act 1938.
- In addition to the foregoing requirements of this condition, the lessee shall preserve on so much of the land leased as is not the subject of a clearing licence (where possible, in well distributed clumps or strips) not less than an average of 30 established trees per hectare, together with any other timber, vegetative cover or any regeneration thereof which may, from time to time, be determined by the Commissioner to be useful or necessary for soil conservation or erosion mitigation purposes or for shade and shelter.
- (27) The lessee shall not interfere with the timber on any of the land leased which is within a State forest, timber reserve or flora reserve unless authorisation has been obtained under the provisions of the Forestry Act 1916 and shall not prevent any person or persons duly authorised in that behalf from taking timber on the land leased. The lessee shall not have any property right in the timber on the land leased and shall not ringbark, kill, destroy or permit the killing or destruction of any timber unless authorised under the Forestry Act 1916 or unless a clearing licence has been issued pursuant to section 18DB of the Western Lands Act 1901, but the lessee may take such timber as the lessee may reasonably require for use on the land leased, or on any contiguous land held in the same interest, for building, fencing or firewood.
- (28) The lessee shall take all necessary steps to protect the land leased from bush fire.
- (29) The lessee shall, as the Commissioner may from time to time direct, foster and cultivate on the land leased such edible shrubs and plants as the Commissioner may consider can be advantageously and successfully cultivated.
- (30) Whenever so directed by the Commissioner, the lessee shall, on such part or parts of the land leased as shall be specified in the direction, carry out agricultural practices, or refrain from agricultural practices, of such types and for such periods as the Commissioner may in the direction specify.
- (31) The lessee shall not overstock, or permit or allow to be overstocked, the land leased and the decision of the Commissioner as to what constitutes overstocking shall be final and the lessee shall comply with any directions of the Commissioner to prevent or discontinue overstocking.
- (32) The lessee shall, if the Commissioner so directs, prevent the use by stock of any part of the land leased for such periods as the Commissioner considers necessary to permit of the natural reseedling and regeneration of vegetation and, for that purpose, the lessee shall erect within the time appointed by the Commissioner such fencing as the Commissioner may consider necessary.

- (33) The lessee shall furnish such returns and statements as the Commissioner may from time to time require on any matter connected with the land leased or any other land (whether within or outside the Western Division) in which the lessee has an interest.
- (34) The lessee shall, within such time as may be specified by the Commissioner take such steps and measures as the Commissioner shall direct to destroy vermin and such animals and weeds as may, under any Act, from time to time be declared (by declaration covering the land leased) noxious in the Gazette and shall keep the land free of such vermin and noxious animals and weeds during the currency of the lease to the satisfaction of the Commissioner.
- (35) The lessee shall not remove or permit any person to remove gravel, stone, clay, shells or other material for the purpose of sale from the land leased unless the lessee or the person is the holder of a quarry license under regulations made under the Crown Lands Act 1989 or, in respect of land in a State forest, unless the lessee or the person is the holder of a forest materials licence under the Forestry Act 1916, and has obtained the special authority of the Minister to operate on the land, but the lessee may, with the approval of the Commissioner, take from the land such gravel, stone, clay, shells or other material for building and other purposes upon the land as may be required by the lessee.
- (36) The lessee shall comply with the provisions of the Protection of the Environment Operations Act 1997.

## Department of Natural Resources

### WATER MANAGEMENT ACT 2000

HUNTER VALLEY ENERGY COAL LIMITED has submitted an application for a Water Supply Works approval under section 92 of the Water Management Act 2000, in the Hunter Regulated River Water Source.

The application is for a new Pumping Plant with a capacity of 200 litres per second (upgrade of existing works), at Lot 2//387021 in the Parish of Brougham, County of Durham.

Any inquiries regarding the above should be directed to the undersigned on (02) 4904 2578.

Written and signed objections (fax or e-mail is not acceptable), specifying the grounds for the objection, must be lodged with the Department before close of business on the 28 March 2007. Please quote the application number 678 on all correspondence.

BRUCE WESTBROOK,  
Licensing Officer

Department of Natural Resources,  
PO Box 2213, Dangar NSW 2309.

### WATER ACT 1912

APPLICATIONS for licences under section 10 of Part 2 of the Water Act 1912, have been received as follows:

Mouhamad EL-CHEIKH and Mona EL-CHEIKH for a pump on an unnamed watercourse on Lot 1//748583, Parish of Popran, County of Northumberland, for irrigation of 12 hectares (orchard and vegetables) (split of existing licence 20SL040071) (Reference: 20SL061716).

Duncan James OVERTON for a pump on the Williams River on Lot 24//6253, Parish of Fosterton, County of Gloucester, for irrigation of 13.5 hectares (improved pasture) (to combine and replace existing licence 20SL024821 following permanent water transfer from 20SL060398) (Reference: 20SL061701).

Douglas Noel ASHCROFT for a pump on Howes Lagoon on Lot 1//995999, Parish of Maitland, County of Northumberland, for irrigation of 12 hectares (lucerne) (new licence – existing pumping restrictions will apply) (Reference: 20SL061706).

Michelle Mai COCKBAIN for a dam on an unnamed watercourse on Lot 131//1041937, Parish of Butterwick, County of Durham, for conservation of water for stock and domestic purposes (new licence) (Reference: 20SL061713).

Any inquiries regarding the above should be directed to Brian McDougall (02) 4904 2546.

Written objections specifying grounds thereof must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

ESTELLE AVERY,  
A/Team Leader,  
Water Access,  
Licensing North

Department of Natural Resources,  
PO Box 2213, Dangar NSW 2309.

### WATER ACT 1912

AN application for a licence under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5(4) of the Act.

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

#### *Lachlan River Valley*

Elaine PEARCE for an 80mm centrifugal pump on the Belubula River, on Lot 21, DP 750368, Parish of Canowindra, County of Bathurst, for water supply for stock, domestic and irrigation purposes, 40.50 hectares (lucerne) (replacement licence – change of purpose, additional purpose to include stock and domestic, increase in entitlement for stock and domestic purposes only) (Reference: 70SL091098) (GA2:524321).

Written Objections specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local area whose interests may be effected must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

VIV RUSSELL,  
Manager,  
Licensing Unit,  
Compliance and Licensing Division

Department of Natural Resources,  
PO Box 136, Forbes NSW 2871  
Tel.: (02) 6850 2800.

### WATER ACT 1912

APPLICATIONS under Part 2, within proclaimed (declared) local areas under section 5 (4) of the Water Act 1912.

Applications for licences under section 10 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

#### *Macquarie River Valley*

Peter Bryan ECCLESTON and Lucy Finette Taylor ECCLESTON for a pump on an unnamed watercourse, easement within Lot 4, DP 1013666, Parish of Anson, County of Bathurst, for water supply for stock and domestic purposes (new licence) (Reference: 80SL96261).

James Richard FLEMING for a pump on the Macquarie River, Crown Land fronting Lot 2, DP 794007, Parish of Forbes, County of Wellington, for water supply for stock purposes (new licence) (Reference: 80SL96262).

YUULONG PTY LIMITED for a pump on the Macquarie River, easement within Lot 220, DP 753233, Parish of Dubbo, County of Gordon, for water supply for stock and domestic purposes (new licence) (Reference: 80SL96263).

GA2:310231.

Any inquiries regarding the above should be directed to the undersigned (telephone: 6884 2560).

Written objections to the applications specifying grounds thereof, may be made by any statutory authority or local occupier within the proclaimed local (declared) area and must be lodged with the Departments Regional Office at Dubbo, within twenty-eight (28) days as prescribed by the Act.

MELISSA ORR,  
Water Access Officer

Department of Natural Resources,  
PO Box 717, Dubbo NSW 2830.

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### WATER ACT 1912

AN application for a licence under Part 2 of the Water Act 1912, being within a proclaimed (declared) local area under section 5(4) of the Act.

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

#### *Namoi River Valley*

John Winston THOMAS and Narelle Kaye THOMAS for a pump on the Peel River on Lot 11, DP 753851, Parish of Woolomol, County of Inglis, for irrigation of 10 hectares (60 megalitres) (pastures and lucerne) (new licence – subdivision of existing entitlement) (Local Office Reference: 90SL100926) (GA2:527905).

Written objections specifying grounds thereof may be made by any statutory authority or local occupier within the proclaimed local area, whose interests may be effected, must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

PETER CUELL,  
Acting Licensing Manager,  
Tamworth,  
Licensing North

Department of Natural Resources,  
PO Box 550, Tamworth NSW 2340.

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### WATER ACT 1912

APPLICATIONS for a new licence under section 10 of the Water Act 1912, as amended, has been received from:

C. A. C. H. RURAL HOLDINGS PTY LIMITED for a pump on the Wilsons River on Lot 26, DP 755728, Parish of North Codrington, County of Rous, for water supply for irrigation of 102 hectares (689 megalitres) (subdivision and amalgamation of existing licences – no increase in authorised area or entitlement) (Reference: 6324287) (GA2:476233).

C. A. C. H. RURAL HOLDINGS PTY LIMITED for a pump on the Wilsons River on Lot 26, DP 755728, Parish of North Codrington, County of Rous, for water supply for irrigation of 5 hectares (20 megalitres) (subdivision of existing licence – no increase in authorised area or entitlement) (Reference: 6324285) (GA2:476230).

C. A. C. H. RURAL HOLDINGS PTY LIMITED for a pump on the Wilsons River on Lot 26, DP 755728, Parish of North Codrington, County of Rous, for water supply for irrigation of 46.5 hectares (313 megalitres) (subdivision of existing licence – no increase in authorised area or entitlement) (Reference: 6324284) (GA2:476231).

C. A. C. H. RURAL HOLDINGS PTY LIMITED for a pump on the Wilsons River on Lot 26, DP 755728, Parish of North Codrington, County of Rous, for water supply for irrigation of 126 hectares (795 megalitres) (subdivision and amalgamation of existing licences – no increase in authorised area or entitlement) (Reference: 6324288) (GA2:476232).

Bede Peter James MAINEY and Trudy Joy MAINEY for a pump on the Macleay River on Lot 392, DP 701897, Parish of Kullatine, County of Dudley, for irrigation of 24 hectares (94 megalitres) (new licence – increase in authorised area, entitlement by way of permanent transfer and amalgamation with existing licence) (Reference: 6324289).

Brendan Francis O'BRIEN and Linda Susan O'BRIEN for a pump on the Macleay River on Lot 23, DP 793645, Parish of Kullatine, County of Dudley, for irrigation of 6 hectares (21 megalitres) (new licence – increase in authorised area, entitlement by way of permanent transfer) (Reference: 6324290).

Any enquiries regarding the above should be directed to the undersigned (telephone: [02] 6641 6500).

Written objections specifying the grounds thereof must be lodged within the 28 days of this publication as prescribed by the Act.

D. MILLING,  
Manager,  
Licensing (North)

Department of Natural Resources,  
Locked Bag 10, Grafton NSW 2460.

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### WATER ACT 1912

AN application for a licence under section 10 of Part 2 of the Water Act 1912, as amended, has been received as follows:

Frank Raymond IRVING for a pump on Brogo River, being Road Reserve 34506-1603, Parish of Brogo, County of Auckland, for farming (dairy washdown) and the irrigation of 40.0 hectares (replacement licence – replacing 10SL47655 due to a change of pump site – no increase in area or entitlement – not subject to the Brogo River embargo) (Reference: 10SL56746) (GA2:509174).

Written objections specifying grounds thereof must be lodged with the Department within 28 days of the date of this publication as prescribed by the Act.

WAYNE RYAN,  
Natural Resource Project Officer,  
South Coast Region

Department of Natural Resources,  
PO Box 309, Nowra NSW 2541  
Tel.: 4429 4442.

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## Department of Planning

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New South Wales

### **Armidaire Local Environmental Plan 1988 (Amendment No 29)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the  
*Environmental Planning and Assessment Act 1979*. (TAM6364285/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Armidale Local Environmental Plan 1988 (Amendment No 29)

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## **Armidale Local Environmental Plan 1988 (Amendment No 29)**

under the

Environmental Planning and Assessment Act 1979

### **1    Name of plan**

This plan is *Armidale Local Environmental Plan 1988 (Amendment No 29)*.

### **2    Aims of plan**

This plan aims to permit, with the consent of Armidale Dumaresq Council, development for the purposes of high technology industry, medical centres, professional consulting offices and technologists' consulting rooms and offices on Lot 2, DP 826910, 82 Glen Innes Road, Armidale.

### **3    Land to which plan applies**

This plan applies to Lot 2, DP 826910, 82 Glen Innes Road, Armidale.

### **4    Amendment of Armidale Local Environmental Plan 1988**

*Armidale Local Environmental Plan 1988* is amended by inserting the following in appropriate numerical order in Schedule 2:

11. <u>82 Glen Innes Road, Armidale</u> , being Lot 2, DP 826910.	Development for the purposes of high technology industry, medical centres, professional consulting offices and technologists' consulting rooms and offices.	...
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New South Wales

## **Byron Local Environmental Plan 1988 (Amendment No 127)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the  
*Environmental Planning and Assessment Act 1979*. (GRA6323767/PC)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Byron Local Environmental Plan 1988 (Amendment No 127)

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## **Byron Local Environmental Plan 1988 (Amendment No 127)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Byron Local Environmental Plan 1988 (Amendment No 127)*.

### **2 Aims of plan**

- (1) This plan aims to amend Schedules 8 and 13 to *Byron Local Environmental Plan 1988* to allow, with the consent of Byron Shire Council, community title subdivision of the land to which this plan applies in accordance with the *Community Land Development Act 1989*, being land approved for multiple occupancy development into rural residential lots and common property.
- (2) This plan also effects minor law revision.

### **3 Land to which plan applies**

This plan applies to the following land in the local government area of Byron:

- (a) Lot 2, DP 606347, Natural Lane, Broken Head,
- (b) Lot 1, DP 815904, Friday Hut Road, Coorabell,
- (c) Lot 1, DP 748585, Prestons Lane, Tyagarah,
- (d) Lot 3, DP 592005, Picadilly Hill Road, Coopers Shoot,
- (e) Lot 5, DP 703261, Goonengerry Mill Road, Goonengerry,
- (f) Lot 10, DP 1044645, Wanganui Road, Huonbrook,
- (g) Lot 2, DP 606791, The Pocket Road, The Pocket,
- (h) Lot 2, DP 630987, Fowlers Lane, Bangalow,
- (i) parts of Lots 1 and 2, DP 1018475, Teak Road, Federal, as shown edged heavy black on the map marked "Byron Local Environmental Plan 1988 (Amendment No 127)" deposited in the office of Byron Shire Council.

Byron Local Environmental Plan 1988 (Amendment No 127)

Clause 4

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**4 Amendment of Byron Local Environmental Plan 1988**

*Byron Local Environmental Plan 1988* is amended as set out in Schedule 1.

## Byron Local Environmental Plan 1988 (Amendment No 127)

## Schedule 1 Amendments

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**Schedule 1 Amendments**

(Clause 4)

**[1] Clause 5 Definitions**

Insert “(c)” before “a reference to land within” in clause 5 (2).

**[2] Clause 5 (2)**

Insert “and” after “the purpose” and “of the council” wherever occurring.

**[3] Clause 5 (2) (e)**

Insert at the end of clause 5 (2) (d):

, and

- (e) a reference to a report, study, strategy or plan referred to in clause 2A (2) is a reference to such a report, study, strategy or plan in force from time to time and deposited in the office of the council.

**[4] Schedule 8 Land referred to in clause 29**

Insert in appropriate order:

- 55 Lot 2, DP 606347, Natural Lane, Broken Head, for the purpose of a rural community title settlement that complies with the provisions of the *Byron Rural Settlement Strategy 1998*, as in force at the commencement of *Byron Local Environmental Plan 1988 (Amendment No 127)*, but only if:

- (a) the council is satisfied that:

- (i) the land is to be subdivided under the *Community Land Development Act 1989* to create a neighbourhood scheme under which a maximum of 6 neighbourhood lots and one lot that is neighbourhood property are created, and
- (ii) the neighbourhood lots are to be developed for rural residential purposes, and no more than one dwelling is to be erected on each of the neighbourhood lots, and
- (iii) the neighbourhood property is to be developed for the purpose of agriculture, environmental repair and ancillary utilities or community facilities, and

## Byron Local Environmental Plan 1988 (Amendment No 127)

## Amendments

## Schedule 1

- 
- (iv) no part of the neighbourhood property is to be developed (including by further subdivision) for the purpose of holiday cabins or rural tourist facilities, and
    - (v) development of the land is in accordance with a neighbourhood management statement that includes provisions for environmental management and enhancement, and
  - (b) the provisions for environmental management and enhancement to be included in the neighbourhood management statement address the following:
    - (i) the aims and objectives of environmental rehabilitation as they relate to flora and fauna communities and habitats,
    - (ii) the objectives and provisions of the *Byron Biodiversity Conservation Strategy 2004*, and
  - (c) the provisions for environmental management and enhancement to be included in the neighbourhood management statement require the following:
    - (i) all plantings to be undertaken in priority areas for environmental repair to ensure the expansion of the following:
      - (A) wildlife corridors and connecting areas between vegetation remnants,
      - (B) existing vegetation remnants,
      - (C) habitats for threatened species and plant communities,
      - (D) riparian areas adjoining watercourses,
    - (ii) all plantings to be based on locally sourced species, and
  - (d) the provisions for environmental management and enhancement to be included in the neighbourhood management statement include the following:
    - (i) a detailed planting strategy incorporating the following:
      - (A) planting site preparation,
      - (B) specific locations,
      - (C) spacing and density,
      - (D) a species list,
      - (E) mature heights of tree and shrub species to be planted,
-

## Byron Local Environmental Plan 1988 (Amendment No 127)

## Schedule 1 Amendments

- 
- (F) establishment of planting areas,
  - (G) expected completion date for planting activities,
  - (H) a weed maintenance program,
  - (ii) a detailed regeneration and rehabilitation strategy incorporating the following:
    - (A) areas for regeneration and rehabilitation work,
    - (B) the activities proposed in each area,
    - (C) priority areas and timeframes for implementation in those areas.

**[5] Schedule 13 Community title subdivision of multiple occupancy development**

Insert after item 6 under the headings “**Item**”, “**Land**” and “**Description of development**”, respectively:

- |    |  |  |
|----|--|--|
| 7  | Lot 1, DP 815904, Friday Hut Road, Coorabell         | Neighbourhood scheme creating 3 neighbourhood lots ranging in size from 0.4 to 0.8 hectare, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.   |
| 8  | Lot 1, DP 748585, Prestons Lane, Tyagarah            | Neighbourhood scheme creating 11 neighbourhood lots ranging in size from 0.25 to 0.5 hectare, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property. |
| 9  | Lot 3, DP 592005, Picadilly Hill Road, Coopers Shoot | Neighbourhood scheme creating 4 neighbourhood lots ranging in size from 0.6 to 2.7 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.  |
| 10 | Lot 5, DP 703261, Goonengerry Mill Road, Goonengerry | Neighbourhood scheme creating 7 neighbourhood lots ranging in size from 0.6 to 2.5 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.  |
| 11 | Lot 10, DP 1044645, Wanganui Road, Huonbrook         | Neighbourhood scheme creating 4 neighbourhood lots ranging in size from 0.5 to 1.0 hectare, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.   |

## Byron Local Environmental Plan 1988 (Amendment No 127)

## Amendments

## Schedule 1

- 
- |    |  |   |
|----|--|---|
| 12 | Lot 2, DP 606791, The Pocket Road, The Pocket  | Neighbourhood scheme creating 3 neighbourhood lots ranging in size from 0.4 to 0.8 hectare, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.  |
| 13 | Lot 2, DP 630987, Fowlers Lane, Bangalow   | Neighbourhood scheme creating 4 neighbourhood lots ranging in size from 0.8 to 3.6 hectares, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property. |
| 14 | Parts of Lots 1 and 2, DP 1018475, Teak Road, Federal, as shown edged heavy black on the map marked "Byron Local Environmental Plan 1988 (Amendment No 127)" | Neighbourhood scheme creating 9 neighbourhood lots ranging in size from 0.3 to 0.9 hectare, with no more than one dwelling to be erected on each lot, and one lot of neighbourhood property.  |

## Department of Primary Industries

### FISHERIES MANAGEMENT ACT 1994

#### FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2002

##### Clause 37 (3) – Notice of Granting of Class 1 Aquaculture Lease

THE Minister has granted the following Class 1 Aquaculture Lease:

AL05/021 within the estuary of the Crookhaven River, having an area of 1.0252 hectares to Edward ALLEN, Shirley ALLEN, Brian ALLEN and Barry ALLEN of Greenwell Point NSW, for a term of 15 years expiring on 14 December 2021.

AL05/001 within the estuary of the Clyde River, having an area of 1.6833 hectares to Andrew KASKOUTAS and Maria KASKOUTAS of Batemans Bay NSW, for a term of 15 years expiring on 15 December 2021.

##### Clause 39 (4) – Notice of Aquaculture Lease Renewal

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL77/101 within the estuary of the Hawkesbury River, having an area 0.7853 hectares to AGLIGN PTY LTD as Trustee for Mattamatta Oysters Trust of Brooklyn NSW, for a term of 15 years expiring on 10 October 2022.

OL75/152 within the estuary of the Macleay River, having an area of 1.9615 hectares to Greg TUNNINGLEY and Jodie TUNNINGLEY of South West Rocks NSW, for a term of 15 years expiring on 30 June 2022.

OL76/071 within the estuary of the Macleay River, having an area of 0.5723 hectares to Greg TUNNINGLEY and Jodie Tunningley of South West Rocks NSW, for a term of 15 years expiring on 30 June 2022.

OL77/107 within the estuary of the Clyde River, having an area 1.6381 hectares to Rodney ELLIOT of Batemans Bay NSW, for a term of 15 years expiring on 10 December 2021.

OL86/178 within the estuary of the Macleay River, having an area 1.9823 hectares to John ELFORD of Arakoon NSW, for a term of 15 years expiring on 8 July 2021.

AL00/036 within the estuary of Port Stephens, having an area 8.8244 hectares to PORT STEPHENS PEARLS PTY LTD of Soldiers Point NSW, for a term of one (1) year expiring on 31 December 2007.

OL75/129 within the estuary of the Hawkesbury River, having an area 5.7057 hectares to Peter BARCLAY of Forster NSW, for a term of 15 years expiring on 25 July 2021.

OL75/132 within the estuary of the Hawkesbury River, having an area 0.8351 hectares to Peter BARCLAY of Forster NSW, for a term of 15 years expiring on 25 July 2021.

OL76/022 within the estuary of Brisbane Water, having an area 0.2811 hectares to Allan FERGUSON and Judith FERGUSON of Empire Bay NSW, for a term of 15 years expiring on 26 January 2022.

OL75/203 within the estuary of the Conjola River, having an area 2.2683 hectares to RSM BIRD CAMERON PARTNERS, Appointed Administrator, of Canberra ACT, for a term of 15 years expiring on 5 July 2021.

OL76/008 within the estuary of the Conjola River, having an area 1.0857 hectares to RSM BIRD CAMERON PARTNERS, Appointed Administrator, of Canberra ACT, for a term of 15 years expiring on 3 November 2021.

OL57/321 within the estuary of the Clyde River, having an area of 0.4789 hectares to Stephen Michael SHEA of Braidwood NSW, for a term of 15 years expiring on 17 October 2021.

BILL TALBOT,  
Director,

Fisheries Conservation and Aquaculture Branch,  
Agriculture, Fisheries and Regional Relations Division,  
NSW Department of Primary Industries

### MINERAL RESOURCES

NOTICE is given that the following applications have been received:

#### EXPLORATION LICENCE APPLICATIONS

(07-130)

No. 3026, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), area of 3 units, for Group 1, dated 22 February 2007. (Orange Mining Division).

(07-131)

No. 3027, CENTRAL WEST GOLD NL (ACN 003 078 591), area of 6 units, for Group 1, dated 22 February 2007. (Cobar Mining Division).

(07-132)

No. 3028, MINOTAUR OPERATIONS PTY LTD (ACN 108 925 284), area of 55 units, for Group 1, dated 23 February 2007. (Broken Hill Mining Division).

(07-133)

No. 3029, NOAH RESOURCES NL (ACN 118 913 232), area of 72 units, for Group 1, dated 23 February 2007. (Wagga Wagga Mining Division).

(07-134)

No. 3030, NOAH RESOURCES NL (ACN 118 913 232), area of 65 units, for Group 1, dated 23 February 2007. (Wagga Wagga Mining Division).

(07-135)

No. 3031, NOAH RESOURCES NL (ACN 118 913 232), area of 32 units, for Group 1, dated 23 February 2007. (Wagga Wagga Mining Division).

(07-136)

No. 3032, CTK CONSTRUCTIONS PTY LTD (ACN 001 889 836), area of 5 units, for Group 2, dated 24 February 2007. (Coffs Harbour Mining Division).

(07-138)

No. 3033, James Albert William HALL and Alfred BOUQUET, area of 1 units, for Group 1, dated 22 February 2007. (Armidale Mining Division).

(07-139)

No. 3034, ROBERTS CONSULTING PTY LTD (ACN 105 435 050), area of 43 units, for Group 1, dated 1 March 2007. (Orange Mining Division).

(07-140)

No. 3035, CLUFF MINERALS (AUST) PTY LTD (ACN 002 091 330), area of 100 units, for Group 1, dated 2 March 2007. (Orange Mining Division).

(07-141)

No. 3036, CLUFF MINERALS (AUST) PTY LTD (ACN 002 091 330), area of 100 units, for Group 1, dated 2 March 2007. (Orange Mining Division).

(07-142)

No. 3037, CLUFF MINERALS (AUST) PTY LTD (ACN 002 091 330), area of 99 units, for Group 1, dated 2 March 2007. (Inverell Mining Division).

(07-143)

No. 3038, CENTRAL WEST GOLD NL (ACN 003 078 591), area of 6 units, for Group 1, dated 2 March 2007. (Cobar Mining Division).

(07-144)

No. 3039, CLANCY EXPLORATION PTY LTD (ACN 105 578 756), area of 84 units, for Group 1, dated 6 March 2007. (Orange Mining Division).

#### **MINING LEASE APPLICATION**

(07-1369)

No. 301, THE WALLERAWANG COLLIERIES LTD (ACN 000 001 436), area of about 2500 square metres, to mine for coal, dated 23 February 2007. (Orange Mining Division).

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

NOTICE is given that the following applications have been granted:

#### **EXPLORATION LICENCE APPLICATIONS**

(06-83)

No. 2666, now Exploration Licence No. 6717, OROYA MINING LIMITED (ACN 009 146 794), County of Auckland, Map Sheet (8823), area of 98 units, for Group 1, dated 7 February 2007, for a term until 6 February 2009.

(06-104)

No. 2684, now Exploration Licence No. 6718, PROTO RESOURCES AND INVESTMENTS LTD (ACN 108 507 517), County of Tongowoko, Map Sheet (7239, 7339), area of 79 units, for Group 1, dated 7 February 2007, for a term until 6 February 2009.

(06-146)

No. 2723, now Exploration Licence No. 6697, DEFIANCE RESOURCES LTD (ACN 119 700 220), County of Kennedy, Map Sheet (8432), area of 30 units, for Group 1, dated 10 January 2007, for a term until 9 January 2009.

(06-4088)

No. 2794, now Exploration Licence No. 6699, STANNUM PTY LTD (ACN 121 771 695), Counties of Blaxland and Cunningham, Map Sheet (8132, 8232), area of 51 units, for Group 1, dated 10 January 2007, for a term until 9 January 2009.

(06-4116)

No. 2822, now Exploration Licence No. 6710, PLATSEARCH NL (ACN 003 254 395), County of Robinson, Map Sheet (8035, 8135), area of 91 units, for Group 1, dated 1 February 2007, for a term until 31 January 2009.

(06-4118)

No. 2824, now Exploration Licence No. 6711, PLATSEARCH NL (ACN 003 254 395), Counties of Canbelego and Cowper, Map Sheet (8135, 8136), area of 100 units, for Group 1, dated 1 February 2007, for a term until 31 January 2009.

(06-4172)

No. 2875, now Exploration Licence No. 6712, FOUR POINTS EXPLORATION LIMITED (ACN 101 168 343), Counties of Fitzgerald and Ularara, Map Sheet (7538, 7637, 7638), area of 80 units, for Group 6, dated 1 February 2007, for a term until 31 January 2009.

#### **MINERAL CLAIM APPLICATION**

(05-276)

Orange No. 85, now Mineral Claim No. 316 (Act 1992) George Noel RAWLINSON, Parish of Lewis, County of Wellington, area of about 2 hectares, to mine for gold, dated 14 February 2007, for a term until 13 February 2012.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

NOTICE is given that the following applications have been refused:

#### **EXPLORATION LICENCE APPLICATIONS**

(04-654)

No. 2466, Mark Andrew ROCHE, Map Sheet (). Refusal took effect on 26 February 2007.

(06-234)

No. 2752, Kenneth DAWSON, County of Gough, Map Sheet (9138). Refusal took effect on 27 February 2007.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

NOTICE is given that the following applications have been withdrawn:

#### **EXPLORATION LICENCE APPLICATIONS**

(06-4837)

No. 2793, NORTHERN ENERGY CORPORATION LIMITED (ACN 081 244 395) and RENISON COAL PTY LTD (ACN 100 163 942), County of Arrawatta, Map Sheet (9139). Withdrawal took effect on 27 February 2007.

(06-4202)

No. 2906, RIMFIRE AUSTRALIA PTY LTD (ACN 121 382 554), County of Kilfera and County of Waljeers, Map Sheet (7730). Withdrawal took effect on 22 February 2007.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

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

(C93-2116)

Exploration Licence No. 4574, MARUBENI THERMAL COAL PTY LTD (ACN 061 468 620), ANGLO COAL (DARTBROOK) PTY LTD (ACN 000 012 813) and SSANGYONG RESOURCES PTY LIMITED (ACN 071 744 986), area of 1336 hectares. Application for renewal received 6 March 2007.

(T98-1169)

Exploration Licence No. 5563, COMPASS RESOURCES NL (ACN 010 536 820), area of 3 units. Application for renewal received 23 February 2007.

(T98-1166)

Exploration Licence No. 5565, RIMFIRE PACIFIC MINING NL (ACN 006 911 744), area of 18 units. Application for renewal received 22 February 2007.

(T03-0070)

Exploration Licence No. 6212, LONGREACH OIL LIMITED (ACN 000 131 797) and HOT ROCK ENERGY PTY LTD (ACN 069 284 733), area of 490 units. Application for renewal received 1 March 2007.

(04-657)

Exploration Licence No. 6395, TRIAKO RESOURCES LIMITED (ACN 008 498 119), area of 40 units. Application for renewal received 15 February 2007.

(04-633)

Exploration Licence No. 6396, CENTRAL WEST GOLD NL (ACN 003 078 591), area of 12 units. Application for renewal received 26 February 2007.

(04-634)

Exploration Licence No. 6397, INCO RESOURCES (AUSTRALIA) PTY LTD (ACN 096 361 876), area of 161 units. Application for renewal received 27 February 2007.

(04-635)

Exploration Licence No. 6398, INCO RESOURCES (AUSTRALIA) PTY LTD (ACN 096 361 876), area of 14 units. Application for renewal received 27 February 2007.

(04-636)

Exploration Licence No. 6399, INCO RESOURCES (AUSTRALIA) PTY LTD (ACN 096 361 876), area of 198 units. Application for renewal received 27 February 2007.

(04-648)

Exploration Licence No. 6401, PEAK GOLD MINES PTY LIMITED (ACN 001 533 777), area of 26 units. Application for renewal received 1 March 2007.

(04-620)

Exploration Licence No. 6402, PEAK GOLD MINES PTY LIMITED (ACN 001 533 777), area of 44 units. Application for renewal received 1 March 2007.

(07-9999)

Coal Lease No. 378 (Act 1973), CUMNOCK NO. 1 COLLIERY PTY LIMITED (ACN 051 932 122), area of 1188 hectares. Application for renewal received 22 February 2007.

(07-9999)

Mining Lease No. 1393 (Act 1992), CUMNOCK NO. 1 COLLIERY PTY LIMITED (ACN 051 932 122), area of 753 hectares. Application for renewal received 22 February 2007.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

## RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(06-6998)

Exploration Licence No. 5542, ILUKA RESOURCES LIMITED (ACN 008 675 018), County of Wentworth, Map Sheet (7230), area of 12 units, for a further term until 29 November 2008. Renewal effective on and from 26 February 2007.

(06-7006)

Exploration Licence No. 5544, ILUKA RESOURCES LIMITED (ACN 008 675 018), County of Wentworth, Map Sheet (7330), area of 66 units, for a further term until 29 November 2007. Renewal effective on and from 26 February 2007.

(06-6935)

Exploration Licence No. 5795, EAGLEHAWK GEOLOGICAL CONSULTING PTY LTD (ACN 061 324 454) and WESTERN PLAINS RESOURCES LTD (ACN 109 426 502), County of Yancowinna, Map Sheet (7233), area of 25 units, for a further term until 29 November 2008. Renewal effective on and from 26 February 2007.

(T02-0083)

Exploration Licence No. 6025, LFB RESOURCES NL (ACN 073 478 574), Counties of Ashburnham and Wellington, Map Sheet (8631, 8731), area of 71 units, for a further term until 20 November 2008. Renewal effective on and from 21 February 2007.

(T03-0021)

Exploration Licence No. 6318, Raymond Noel Ronald ANDREWS and Joseph Roy TERP, Counties of Hawes and Vernon, Map Sheet (9235, 9335), area of 14 units, for a further term until 18 October 2008. Renewal effective on and from 26 February 2007.

(04-559)

Exploration Licence No. 6357, COBAR OPERATIONS PTY LTD (ACN 103 555 853), County of Robinson, Map Sheet (8034, 8035), area of 50 units, for a further term until 19 December 2007. Renewal effective on and from 21 February 2007.

(C00-1100)

Consolidated Coal Lease No. 707 (Act 1973), LAKECOAL PTY LTD (ACN 094 084 787) and CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), Parish of Wallarah, County of Northumberland, Map Sheet (9231-4-S), area of 1056 hectares, for a further term until 30 December 2023. Renewal effective on and from 8 February 2007.

(C03-0066)

Mineral Lease No. 1308 (Act 1906), LAKECOAL PTY LTD (ACN 094 084 787) and CATHERINE HILL RESOURCES PTY LIMITED (ACN 063 050 680), Parish of Wallarah, County of Northumberland, Map Sheet (9231-4-S), area of 8.094 hectares, for a further term until 4 May, 2022. Renewal effective on and from 8 February, 2007.

IAN MACDONALD MLC,  
Minister for Mineral Resources

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#### REFUSAL OF APPLICATIONS FOR RENEWAL

NOTICE is given that the applications for renewal in respect of the following authorities have been refused:

(T02-0029)

Exploration Licence No. 5974, TEMPLAR RESOURCES LIMITED (ACN 085 644 944), County of Kennedy, Map Sheet (8432), area of 42 units. The authority ceased to have effect on 15 February, 2007.

(04-601)

Exploration Licence No. 6348, GLEN JAMES NEIL, County of Canbelego, Map Sheet (8235), area of 9 units. The authority ceased to have effect on 2 March, 2007.

IAN MACDONALD MLC,  
Minister for Mineral Resources

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#### WITHDRAWAL OF APPLICATIONS FOR RENEWAL

NOTICE is given that the applications for renewal in respect of the following authorities have been withdrawn:

(T96-1166)

Mineral Claim No. 205 (Act 1992), RHONDA LORRAINE MCCASKILL, Parish of Hogarth, County of Fitzgerald, Map Sheet (7537-2-S), area of 2 hectares. The authority ceased to have effect on 20 February, 2007.

(T97-1223)

Mineral Claim No. 211 (Act 1992), GRAHAM WARD, , Map Sheet (7537-2-S), area of 2 hectares. The authority ceased to have effect on 20 February, 2007.

(T97-1224)

Mineral Claim No. 212 (Act 1992), JILL WARD, , Map Sheet (7537-2-S), area of 2 hectares. The authority ceased to have effect on 20 February, 2007.

IAN MACDONALD MLC,  
Minister for Mineral Resources

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#### CANCELLATION OF AUTHORITIES AT REQUEST OF HOLDERS

NOTICE is given that the following authorities have been cancelled:

(T03-0092)

Exploration Licence No. 6142, NEWCREST OPERATIONS LIMITED (ACN 009 221 505) AND AURIONGOLD EXPLORATION PTY LIMITED (ACN 067 813 932), County of Narromine, Map Sheet (8433, 8533), area of 153 units. Cancellation took effect on 1 March, 2007.

(05-264)

Exploration Licence No. 6527, PM PROSPECTING PTY LTD (ACN 116 293 184), County of Canbelego and County of Robinson, Map Sheet (8135), area of 154 units. Cancellation took effect on 20 February, 2007.

IAN MACDONALD MLC,  
Minister for Mineral Resources.

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#### TRANSFERS

(T99-0050)

Exploration Licence No. 5674, formerly held by AUSTRALIAN GEOSCIENTISTS PTY LTD (ACN 010 860 625) has been transferred to SILVER MINES LIMITED (ACN 107 452 942). The transfer was registered on 26 February, 2007.

(T02-0064)

Exploration Licence No. 5937, formerly held by MORNING STAR GOLD N.L. (ACN 003 312 721) has been transferred to SILVER MINES LIMITED (ACN 107 452 942). The transfer was registered on 26 February, 2007.

(T02-0429)

Exploration Licence No. 6114, formerly held by MORNING STAR GOLD N.L. (ACN 003 312 721) AND CENTRAL WEST GOLD NL (ACN 003 078 591) has been transferred to SILVER MINES LIMITED (ACN 107 452 942). The transfer was registered on 26 February, 2007.

(T03-0862)

Exploration Licence No. 6239, formerly held by MORNING STAR GOLD N.L. (ACN 003 312 721) has been transferred to SILVER MINES LIMITED (ACN 107 452 942). The transfer was registered on 26 February, 2007.

(04-656)

Exploration Licence No. 6465, formerly held by ANDROMEDA VENTURES LTD (ACN 101 667 672) has been transferred to SCORPIO RESOURCES PTY LTD (ACN 109 158 769). The transfer was registered on 23 February, 2007.

(05-214)

Exploration Licence No. 6506, formerly held by JONATHAN CHARLES DOWNES has been transferred to IRONBARK GOLD LIMITED (ACN 118 751 027). The transfer was registered on 21 February, 2007.

(05-269)

Exploration Licence No. 6512, formerly held by CENTRAL WEST GOLD NL (ACN 003 078 591) has been transferred to SILVER MINES LIMITED (ACN 107 452 942). The transfer was registered on 26 February, 2007.

(06-101)

Exploration Licence No. 6575, formerly held by MEGAN RUTH ROBERTS has been transferred to IRONBARK GOLD LIMITED (ACN 118 751 027). The transfer was registered on 22 February, 2007.

(06-96)

Exploration Licence No. 6576, formerly held by KATRINA PETA DOWNES has been transferred to IRONBARK GOLD LIMITED (ACN 118 751 027). The transfer was registered on 21 February, 2007.

IAN MACDONALD MLC,  
Minister for Mineral Resources

**COAL MINE HEALTH AND SAFETY ACT 2002**

## Appointment of Members

I, IAN MACDONALD MLC, Minister for Mineral Resources, appoint Robert Charles GIBBONS and John Barry McKENDRY as members to the Coal Competence Board pursuant to section 132 (1) (d) of the Coal Mine Health and Safety Act 2002 effective this day for a term expiring 30 June 2009.

Dated this 17th day of January 2007.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

**COAL MINE HEALTH AND SAFETY ACT 2002**

## Appointment of Members of Coal Competence Board

I, IAN MACDONALD MLC, Minister for Mineral Resources appoint Robert William REGAN and Rodney Dale MORRISON as members of the Coal Competence Board pursuant to section 132 (1) (e) of the Coal Mine Health and Safety Act 2002 commencing on the date of this appointment instrument and expiring on 30 June 2009.

Dated this 9th day of February 2007.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

**FISHERIES MANAGEMENT ACT 1994**

## Notification under Section 8 – Fishing Closure

## Macleay River

I, DOUG HOCKING, Executive Director, Biosecurity, Compliance and Mine Safety, pursuant to section 8 of the Fisheries Management Act 1994, (“the Act”) and with the delegated authority of the NSW Minister for Primary Industries and the Director-General of NSW Department of Primary Industries under sections 227 and 228 of that Act, do by this notification prohibit the taking of all species of oysters in all waters of the Macleay River with the following exception:

- (i) Oysters may be taken pursuant to the provisions of any quarantine order that applies to those waters and that may be in place at the relevant time.

This notification will be effective for a period of two years from the date of publication.

D. F. HOCKING,  
Executive Director  
Biosecurity, Compliance and Mine Safety  
NSW Department of Primary Industries

Dated this 7th day of March 2007.

Explanatory Note: This fishing closure prohibits the taking of all species of oysters for commercial, aquaculture or recreational purposes from the waters of the Macleay River. The taking of oysters and related activity for aquaculture purposes is subject to a quarantine order made under section 183 of the Fisheries Management Act 1994 and the provisions of Part 6 of that Act. Details regarding the quarantine order are available from NSW Department of Primary Industries at Port Stephens Fisheries Centre 02 4982 1232 and NSW Department of Primary Industries web site [www.dpi.nsw.gov.au](http://www.dpi.nsw.gov.au)

**FISHERIES MANAGEMENT ACT 1994**

## Order under Section 183 – Quarantine Order

## QX Disease

## Macleay River

I, DOUG HOCKING, Executive Director Biosecurity, Compliance and Mine Safety, pursuant to section 183 of the Fisheries Management Act 1994, (“the Act”) and with the delegated authority of the NSW Minister for Primary Industries and the Director-General of NSW Department of Primary Industries under sections 227 and 228 of that Act, do by this order:

1. declare all waters of the Macleay River to be a quarantine area, (“the Quarantine Area”), because of the presence or suspected presence of the declared disease marteiliosis (QX disease);
2. prohibit the taking of all species of oysters from the Quarantine Area otherwise than in accordance with this order;
3. exclude sections 185 and 186 of the Fisheries Management Act 1994 with respect to oysters taken from the Quarantine Area or any part of the Quarantine Area in accordance with this order (but only in relation to the declared disease marteiliosis (QX disease));
4. subject to paragraph 5 below, prohibit the taking of oysters or movement of cultivation equipment and infrastructure in and from the Quarantine Area except under the following conditions:
  - a. Oysters taken from the Quarantine Area may be relocated within the Quarantine Area.
  - b. Oysters may be taken from the Quarantine Area and used for human consumption provided that, where depuration is required by NSW Food Authority, the oysters are depurated in depuration plants located in or adjacent to the Quarantine Area or in accordance with a protocol approved by the Executive Director, Biosecurity, Compliance and Mine Safety.
  - c. Oysters may be taken and culled in or adjacent to the Quarantine Area, subject to conditions 4a – b, or in accordance with a protocol approved by the Executive Director, Biosecurity, Compliance and Mine Safety.
  - d. Oysters and/or oyster cultivation material and infrastructure may only be taken from the Quarantine Area for disposal or relocation to places approved by the Executive Director, Biosecurity, Compliance and Mine Safety and in accordance with protocols approved by that officer.
5. require all holders of aquaculture permits within the Quarantine Area to follow all directions of a fisheries officer made under section 183(4) (b) of the Act.

## Definitions

## In this order:

“Macleay River” includes the banks and foreshores of Macleay River and its tributaries and any jetty, wharf, boat ramp or land used for aquaculture purposes in the immediate vicinity of its waters;

This order shall be in force for a period of two years from the date of publication.

D. F. HOCKING,  
Executive Director  
Biosecurity, Compliance and Mine Safety  
NSW Department of Primary Industries

Dated this 7th day of March 2007.

Explanatory Note: The object of this order is to ensure an effective control program regarding the disease marteiliosis (QX disease) which affects Sydney rock oysters. Copies of the protocols regarding the taking and possession of oysters under this order are available from NSW Department of Primary Industries, Port Stephens Fisheries Centre, Taylors Beach Road, Taylors Beach phone 02 4982 1232.

#### PROTOCOL – MACLEAY RIVER

Relocation of Oysters, Oyster Cultivation Material and Infrastructure

I, DOUG HOCKING, Executive Director, Biosecurity, Compliance and Mine Safety, approve the following protocol for the relocation of oysters, oyster cultivation material and infrastructure as an approved protocol for the purposes of paragraph 4(d) of the s183 quarantine order made by me on 7 March 2007.

1. Oysters, oyster cultivation material and infrastructure may be relocated from the Macleay River directly to the Hawkesbury River (excluding Patonga Creek), the Georges River, the Clarence River or the Richmond River but only in accordance with the Oyster Shipment Log Book System for the movement of oysters.
2. Oysters may also be taken from the Quarantine Area for the purpose of interstate translocation. This provision does not override any requirement for approval from the receiving jurisdiction.

#### NOTE:

1. Oyster Shipment Log Books are available on application from the NSW DPI Aquaculture Administration Unit, Locked Bag 1, Nelson Bay, NSW 2315.
2. The Oyster Shipment Log Book System for the movement of oysters includes a requirement that, at least 48 hours prior to any shipment of oysters, the local District Fisheries Office be provided with the identity of the shipper, the nature of the shipment, the destination of the shipment and the Oyster Shipment Logbook shipment permit number.
3. Further details regarding the Oyster Shipment Log Book System for the movement of oysters are available from the NSW Department of Primary Industries Port Stephens Fisheries Centre, Taylors Beach Road, Taylors Beach, phone (02) 4982 1232 and at <http://www.dpi.nsw.gov.au>

Dated this 7th day of March 2007.

D. F. HOCKING,  
Executive Director  
Biosecurity, Compliance and Mine Safety  
NSW Department of Primary Industries

#### FISHERIES MANAGEMENT ACT 1994

Notification under Section 8 – Fishing Closure

Wooli River

I, DOUG HOCKING, Executive Director, Biosecurity, Compliance and Mine Safety, pursuant to section 8 of the Fisheries Management Act 1994, (“the Act”) and with the delegated authority of the NSW Minister for Primary Industries and the Director-General of NSW Department of Primary Industries under sections 227 and 228 of that Act, do by this notification prohibit the taking of all species of oysters in all waters of the Wooli River with the following exception:

- (i) Oysters may be taken pursuant to the provisions of any quarantine order that applies to those waters and that may be in place at the relevant time.

This notification will be effective for a period of two years from the date of publication.

D. F. HOCKING,  
Executive Director  
Biosecurity, Compliance and Mine Safety  
NSW Department of Primary Industries

Dated this 7th day of March 2007.

Explanatory Note: This fishing closure prohibits the taking of all species of oysters for commercial, aquaculture or recreational purposes from the waters of the Wooli River. The taking of oysters and related activity for aquaculture purposes is subject to a quarantine order made under section 183 of the Fisheries Management Act 1994 and the provisions of Part 6 of that Act. Details regarding the quarantine order are available from NSW Department of Primary Industries at Port Stephens Fisheries Centre 02 4982 1232 and NSW Department of Primary Industries web site [www.dpi.nsw.gov.au](http://www.dpi.nsw.gov.au)

#### FISHERIES MANAGEMENT ACT 1994

Order under Section 183 – Quarantine Order

QX Disease

Wooli River

I, DOUG HOCKING, Executive Director Biosecurity, Compliance and Mine Safety, pursuant to section 183 of the Fisheries Management Act 1994, (“the Act”) and with the delegated authority of the NSW Minister for Primary Industries and the Director-General of NSW Department of Primary Industries under sections 227 and 228 of that Act, do by this order:

1. declare all waters of the Wooli River to be a quarantine area, (“the Quarantine Area”), because of the presence or suspected presence of the declared disease marteiliosis (QX disease);
2. prohibit the taking of all species of oysters from the Quarantine Area otherwise than in accordance with this order;
3. exclude sections 185 and 186 of the Fisheries Management Act 1994 with respect to oysters taken from the Quarantine Area or any part of the Quarantine Area in accordance with this order (but only in relation to the declared disease marteiliosis (QX disease));

4. subject to paragraph 5 below, prohibit the taking of oysters or movement of cultivation equipment and infrastructure in and from the Quarantine Area except under the following conditions:
  - a. Oysters taken from the Quarantine Area may be relocated within the Quarantine Area.
  - b. Oysters may be taken from the Quarantine Area and used for human consumption provided that, where depuration is required by NSW Food Authority, the oysters are depurated in depuration plants located in or adjacent to the Quarantine Area or in accordance with a protocol approved by the Executive Director, Biosecurity, Compliance and Mine Safety.
  - c. Oysters may be taken and culled in or adjacent to the Quarantine Area, subject to conditions 4a – b, or in accordance with a protocol approved by the Executive Director, Biosecurity, Compliance and Mine Safety.
  - d. Oysters and/or oyster cultivation material and infrastructure may only be taken from the Quarantine Area for disposal or relocation to places approved by the Executive Director, Biosecurity, Compliance and Mine Safety and in accordance with protocols approved by that officer.
5. require all holders of aquaculture permits within the Quarantine Area to follow all directions of a fisheries officer made under section 183(4) (b) of the Act.

#### Definitions

In this order:

“Wooli River” includes the banks and foreshores of Wooli River and its tributaries and any jetty, wharf, boat ramp or land used for aquaculture purposes in the immediate vicinity of its waters;

This order shall be in force for a period of two years from the date of publication.

D. F. HOCKING,  
Executive Director  
Biosecurity, Compliance and Mine Safety  
NSW Department of Primary Industries

Dated this 7th day of March 2007.

Explanatory Note: The object of this order is to ensure an effective control program regarding the disease *martelliosis* (QX disease) which affects Sydney rock oysters. Copies of the protocols regarding the taking and possession of oysters under this order are available from NSW Department of Primary Industries, Port Stephens Fisheries Centre, Taylors Beach Road, Taylors Beach phone 02 4982 1232.

#### PROTOCOL – WOOLI RIVER

##### Relocation of Oysters, Oyster Cultivation Material and Infrastructure

I, DOUG HOCKING, Executive Director, Biosecurity, Compliance and Mine Safety, approve the following protocol for the relocation of oysters, oyster cultivation material and infrastructure as an approved protocol for the purposes of paragraph 4(d) of the s183 quarantine order made by me on 7 March 2007.

1. Oysters, oyster cultivation material and infrastructure may be relocated from the Wooli River directly to the Hawkesbury River (excluding Patonga Creek), the

Georges River, the Clarence River or the Richmond River but only in accordance with the Oyster Shipment Log Book System for the movement of oysters.

2. Oysters may also be taken from the Quarantine Area for the purpose of interstate translocation. This provision does not override any requirement for approval from the receiving jurisdiction.

#### NOTE:

1. Oyster Shipment Log Books are available on application from the NSW DPI Aquaculture Administration Unit, Locked Bag 1, Nelson Bay, NSW 2315.
2. The Oyster Shipment Log Book System for the movement of oysters includes a requirement that, at least 48 hours prior to any shipment of oysters, the local District Fisheries Office be provided with the identity of the shipper, the nature of the shipment, the destination of the shipment and the Oyster Shipment Logbook shipment permit number.
3. Further details regarding the Oyster Shipment Log Book System for the movement of oysters are available from the NSW Department of Primary Industries Port Stephens Fisheries Centre, Taylors Beach Road, Taylors Beach, phone (02) 4982 1232 and at <http://www.dpi.nsw.gov.au>

Dated this 7th day of March 2007.

D. F. HOCKING,  
Executive Director  
Biosecurity, Compliance and Mine Safety  
NSW Department of Primary Industries

#### PLANT DISEASES ACT 1924

##### Proclamation – P177

Proclamation to regulate the importation, introduction or bringing into part of New South Wales of certain things on account of the disease sugarcane smut

Her Excellency Professor MARIE BASHIR AC, CVO,  
Governor

I, Professor MARIE BASHIR AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council:

1. pursuant to section 3(2)(a) of the Plant Diseases Act 1924 revoke Proclamation P173 published in New South Wales Government Gazette No. 123 of 13 October 2006 at pages 8754-8756 and any Proclamation revived as a result of its revocation;
2. pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any Host Plant, soil or Restricted Appliance from Queensland is likely to introduce the disease sugarcane smut into New South Wales, prohibit the importation, introduction or bringing into the New South Wales Sugarcane Protected Area (‘the NSW Sugarcane Protected Area’) of any Host Plant, soil or Restricted Appliance that originates from Queensland if the conditions of entry for that item, as approved from time to time in writing by the Director, Animal and Plant Biosecurity, or the Director, Compliance Operations, have not been met;

3. pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any thing from Queensland infected or contaminated with sugarcane smut is likely to introduce the disease sugarcane smut into New South Wales, prohibit the importation, introduction or bringing into the NSW Sugarcane Protected Area of any thing from Queensland infected or contaminated with sugarcane smut if the Director, Animal and Plant Biosecurity, has not given written approval for that movement or the class of movements to which that movement belongs;

4. proclaim that in this proclamation,

**Director, Animal and Plant Biosecurity**, means the Director, Animal and Plant Biosecurity, of NSW Department of Primary Industries,

**Director, Compliance Operations**, means the Director, Compliance Operations, Agriculture and Fisheries, of NSW Department of Primary Industries,

**Host Plant** means any one of the following plants

Common name	Scientific name
blady grass	<i>Imperata cylindrica</i> (L.) Raeusch
itch grass	<i>Rottboellia cochinchinensis</i> (Lour.)
Clayton	
giant plume grass or sugarcane plume grass	<i>Saccharum giganteum</i> (Walt.) Pers.
pit pit	<i>Saccharum edule</i> Hassk.
sugarcane	(a) <i>Saccharum</i> (interspecific hybrids), or (b) <i>Saccharum officinarum</i> L.
uba cane or Japanese cane	<i>Saccharum sinense</i> Roxb.
wild cane or pit pit	<i>Saccharum spontaneum</i> L.
(no common name)	<i>Saccharum baraberi</i> Jeswiet
(no common name)	<i>Saccharum robustum</i> Brandes and Jeswiet ex Grassl

**New South Wales Sugarcane Protected Area** means the areas proclaimed under the Local Government Act 1993 and named Ballina Shire, Byron Shire, Clarence Valley, Lismore City, Richmond Valley and Tweed Shire,

**originates from**, where used in respect of Restricted Appliances, means moved from,

**Restricted Appliance** means any vehicle, machinery, equipment or apparatus of any kind that has been:

- used in sugarcane production at any time in the past 12 months; or
- in contact with soil in which Host Plants are or having been growing at any time in the past 12 months.

soil means any substrate in which Host Plants are or have been growing in the past 12 months.

Signed and sealed at Sydney this 14th day of February 2007.

By Her Excellency's Command

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!

## PLANT DISEASES ACT 1924

### Appointment of Inspectors

I, Alan Coutts, Acting Director-General of the NSW Department of Primary Industries, pursuant to section 11 (1) of the Plant Diseases Act 1924 ("the Act") appoint the persons named in Schedule as inspectors under the Act:

### SCHEDULE

Youssef FARES  
Nicole Karen MARSHALL  
Geoffrey Robert JACKSON

Dated this 4th day of January 2007.

ALAN COUTTS,  
Acting Director-General  
NSW Department of Primary Industries

## STOCK DISEASES ACT 1923

### Appointment of Inspector

Notification No: 469

I, B. D. BUFFIER, Director-General of NSW Department of Primary Industries, pursuant to section 6 (1) of the Stock Diseases Act 1923, ("the Act") appoint Timothy James Wall as an inspector for the purposes of the Act.

Dated this 28th day of February 2007.

B. D. BUFFIER,  
Director-General  
NSW Department of Primary Industries

## Roads and Traffic Authority

### ROAD TRANSPORT (GENERAL) ACT 2005

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

BALLINA 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 B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

PAUL HICKEY,  
Acting General Manager,  
Ballina Shire Council  
(by delegation from the Minister for Roads)  
5 March 2007

#### SCHEDULE

**1. Citation**

This Notice may be cited as the Ballina Shire Council B-Double Notice No. 2/2007.

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 30 September 2010, unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 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 Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
25m.	Piper Drive.	The northern boundary of No. 41 Piper Drive (Lot 1, DP 808648).	Intersection with Convair Avenue.	Vehicle must enter and leave in a forward direction from the destination property.
25m.	Piper Drive.	Intersection with Boeing Avenue.	Intersection with North Creek Road.	Vehicle must enter and leave in a forward direction from the destination property.
25m.	North Creek Road.	Intersection with Piper Drive.	Intersection with Simmons Street.	Vehicle must enter and leave in a forward direction from the destination property.

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

LINFOX AUSTRALIA PTY LTD, 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 4.6metre high vehicles may be used subject to any requirements or conditions set out in the Schedule.

NICOLE EVERINGHAM,  
Distribution Centre Manager,  
Linfox Australia Pty Ltd  
(by delegation from the Minister for Roads)  
26 February 2007

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

This Notice may be cited as 4.6metre high vehicles Notice No. 01/2007

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 31 December 2007 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 4.6m high 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**

Type	Road Name	Starting Point	Finishing Point
4.6	Port Feeder Road, Banksmeadow	McPherson Street	Entire length

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

LINFOX AUSTRALIA PTY LTD, 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 B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

NICOLE EVERINGHAM,  
Distribution Centre Management,  
Linfox Australia Pty Ltd  
(by delegation from the Minister for Roads)  
26 February 2007

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

This Notice may be cited as 25metre B-Double Notice No 01/2007

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 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**

Type	Road Name	Starting Point	Finishing Point
25	Port Feeder Road, Banksmeadow	McPherson Street	Entire length

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

WOLLONGONG CITY 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 25m B-Doubles may be used subject to any requirements or conditions set out in the Schedule.

ROD OXLEY,  
General Manager,  
Wollongong City Council  
(by delegation from the Minister for Roads)  
6 February 2007

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

This Notice may be cited as Wollongong City Council 25m B-Double Route Notice No. 1/2007

**2. Commencement**

This Notice takes effect from the date of gazettal.

**3. Effect**

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those B-Double vehicles that 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**

25m B-Double routes within the Wollongong City Council

Type	Road Name	Starting Point	Finishing Point	Conditions
25	Canterbury Road	HW1 Princes Highway, Unanderra	Independent Cement Lime Warehouse	Entry will be via Glastonbury Avenue, Unanderra Industrial Estate, HW1 Princes Highway and left turn into Canterbury Road. Exit will be left out of Canterbury Road, via HW1 Princes Highway and Northcliffe Drive.

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

I, Les Wielinga, Chief Executive of the Roads and Traffic Authority, 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 B-Double vehicles may be used.

LES WIELINGA,  
Chief Executive,  
Roads and Traffic Authority

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

This Notice may be cited as the Roads and Traffic Authority 4.6 Metre High Vehicle Notice No. 1/2007

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This notice remains in force until 30 September 2010 unless it is amended or repealed earlier

**4. Application**

This Notice applies to those 4.6 metre high 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**

Type	Road No.	Road Name	Start Point	Finish Point	Conditions
4.6	509	Sparks Road, Warnervale	Sydney to Newcastle Freeway	Burnet Road	

**ROAD TRANSPORT (GENERAL) ACT 2005**

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

WYONG 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 4.6 metre High Vehicles may be used subject to any requirements or conditions set out in the Schedule.

K. YATES,  
General Manager,  
Wyang Shire Council  
(by delegation from the Minister for Roads)

8 January 2007

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

This Notice may be cited as the Wyong Shire Council 4.6 Metre High Vehicle Route Notice No. 1/2007

**2. Commencement**

This Notice takes effect on the date of gazettal.

**3. Effect**

This Notice remains in force until 30 September 2010 unless it is amended or repealed earlier.

**4. Application**

This Notice applies to those 4.6m high 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 Name</i>	<i>Starting Point</i>	<i>Finishing Point</i>	<i>Conditions</i>
4.6	Burnet Road, Warnervale	Sparks Road	12 Burnet Road	Nil
4.6	Warren Road, Warnervale	Burnet Road	'Woolworths DC' access/exit point	Nil

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

Notice of Compulsory Acquisition and Dedication as  
Public Road of Land at Booragul in the Lake Macquarie  
City Council area

THE Roads and Traffic Authority of New South Wales 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 and further dedicates the land as public road under  
Section 10 of the Roads Act 1993.

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Traffic Authority of New South Wales

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**SCHEDULE**

ALL those pieces or parcels of land situated in the Lake  
Macquarie City Council area, Parish of Teralba and  
County of Northumberland, shown as Lot 3 Deposited Plan  
24180 and Lot 1 Deposited Plan 333712, being the whole  
of the land in Certificates of Title 3/24180 and 1/333712  
respectively.

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

(RTA Papers: 252.1265)

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

Notice of Compulsory Acquisition and Dedication as  
Public Road of Land at Ryde in the Ryde City Council area

THE Roads and Traffic Authority of New South Wales 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 and further dedicates the land as public road under  
section 10 of the Roads Act 1993.

T D Craig  
Manager, Compulsory Acquisition & Road Dedication  
Roads and Traffic Authority of New South Wales

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**SCHEDULE**

ALL that piece or parcel of land situated in the Ryde City  
Council area, Parish of Hunters Hill and County of  
Cumberland, shown as Lot 51 Deposited Plan 1107483,  
being part of the land reserved for Public Recreation  
(R77264) by notification in Government Gazette No 197  
of 3 December 1954 on page 3721.

The land is said to be in the possession of the Crown and  
Ryde Park (R77264) Reserve Trust.

(RTA Papers FPP 7M631; RO 387.12077 & 387.12076)

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

Notice of Compulsory Acquisition of Land at Kew in the  
Port Macquarie-Hastings Council area

THE Roads and Traffic Authority of New South Wales 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 Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Port Macquarie-Hastings Council area, Parish of Camden Haven and County of Macquarie, shown as:

Lot 20 Deposited Plan 1103758, being part of the land in Certificate of Title 7/775532 acquired by compulsory process for waste management by notification in Government Gazette No 38 of 1 April 2005 on page 1041 and said to be in the possession of Port Macquarie-Hastings Council;

Lot 26 Deposited Plan 1103758, being part of the land in Certificate of Title Auto Consol 15214-129 and said to be in the possession of Port Macquarie-Hastings Council;

Lot 16 Deposited Plan 1105535, being part of the land in Certificate of Title 1/1052725 and said to be in the possession of Port Macquarie-Hastings Council; and

Lots 15 and 18 Deposited Plan 1105535, being part of the land in Certificate of Title 100/879080 and said to be in the possession of Port Macquarie-Hastings Council (registered proprietor) and Forests NSW (holder of forestry right);

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

(RTA Papers: FPP 6M4301; RO 10/196.1649)

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

Notice of Compulsory Acquisition of Land  
at Kellyville in the Baulkham Hills Shire Council area

THE Roads and Traffic Authority of New South Wales 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 Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Baulkham Hills Shire Council area, Parish of Castle Hill and County of Cumberland, shown as Lots 2 and 3 Deposited Plan 1067762 being parts of the land in Certificate of Title 11/1007435.

The land is said to be in the possession of Sydney Water Corporation.

(RTA Papers: FPP 6M4796; RO 31.12328)

**ROADS ACT 1993**

Notice of Dedication of Land as Public Road at Moruya  
in the Eurobodalla Shire Council area

THE Roads and Traffic Authority of New South Wales, 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 Traffic Authority of New South Wales

**SCHEDULE**

ALL those pieces or parcels of land situated in the Eurobodalla Shire Council area, Parish of Tomaga and County of St Vincent, shown as:

Lots 4 to 7 inclusive Deposited Plan 1049526; and

Lot 9 Deposited Plan 1064921.

(RTA Papers: 1/145.1149)

## Other Notices

### ASSOCIATIONS INCORPORATION ACT 1984

#### Cancellation of Incorporation Pursuant to Section 57A

TAKE NOTICE that, following incorporation of The Oolong Aboriginal Corporation under the Aboriginal Councils and Associations Act 1976 on 6 March 2007, the incorporation of the association set out below was cancelled on 6 March 2007 pursuant to section 57A of the Associations Incorporation Act 1984.

The Oolong Aboriginal Corporation Incorporated,  
Y0106808

Dated 6 March 2007.

CHRISTINE GOWLAND,  
Manager, Financial Analysis Branch,  
Registry of Co-operatives & Associations,  
Office of Fair Trading

### DISTRICT COURT OF NEW SOUTH WALES

#### Direction

PURSUANT to section 32 of the District Court Act 1973, I direct that the District Court shall sit in its civil jurisdiction at the place and time shown as follows:

Armidale	10.00am	26 March 2007 (1 week) Sittings Cancelled
Newcastle	10.00am	16 April 2007 (2 weeks) Sittings Cancelled
Lismore	10.00am	18 February 2008 (2 weeks) In lieu of 3 March 2008 (2 weeks)
Port Macquarie	10.00am	16 April 2007 (1 week) In lieu of 16 April 2007 (2 weeks)

Dated this 5th day of March 2007.

R. O. BLANCH,  
Chief Judge

### DISTRICT COURT OF NEW SOUTH WALES

#### Direction

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

Grafton	10.00am	6 August 2007 (3 weeks) In lieu of 6 August 2007 (2 weeks)
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Dated this 5th day of March 2007.

R. O. BLANCH,  
Chief Judge

### ELECTRICITY SUPPLY ACT 1995

#### Electricity Supply (General) Regulation 2001 Order

I, Mark Duffy, Director General, Department of Energy, Utilities and Sustainability, pursuant to Clause 88 (1) of the Electricity Supply (General) Regulation 2001 declare as follows:

1. The scheme entitled "SCHEME FOR ACCREDITATION OF SERVICE PROVIDERS TO UNDERTAKE CONTESTABLE WORKS" is recognised as an accreditation scheme with effect from 12 March 2007 until 30 April 2007, and

2. The Director General, Department of Energy, Utilities and Sustainability, is recognised as an accrediting agency in relation to that scheme, with effect from 12 March 2007 until 30 April 2007.

Copies of the Accreditation Scheme documents may be obtained from the office of Department of Energy, Utilities and Sustainability, Level 17, 227 Elizabeth St, Sydney NSW 2001, or viewed at the Department's website [www.deus.nsw.gov.au](http://www.deus.nsw.gov.au).

MARK DUFFY,  
Director General

Department of Energy, Utilities and Sustainability

Dated: 8 March 2007.

### GEOGRAPHICAL NAMES ACT 1966

#### Notice of Re-Designation of Names within the Lachlan Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day amended the designation for twenty two names from their previous designation of locality to Rural Place.

The twenty two names re-designated to Rural Place are: Baleveolan, Bena, Bootoowa, Brewer Hall, Burgooney, Bygalorie, Curlew, Curriba, Four Corners, Kerriwah, Lansdale, Meryula, Middlefield, Milby, Minemoorong, Platina, Sandy Camp, The Light Bulb, Top Woodlands, Wargambega, Weja and Yaddra.

The position and extent for these features are shown in the Geographical Names Register which can be viewed at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au).

WARWICK WATKINS,  
Chairperson

Geographical Names Board,  
PO Box 143, Bathurst NSW 2795.

### GEOGRAPHICAL NAMES ACT 1966

#### Notice of Determination of Address Locality Names and Boundaries within the Lachlan Local Government Area

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it has this day determined the address locality names and boundaries in the Lachlan Local Government Area as shown on map GNB3779-1.

The following thirteen names for address localities are shown on map GNB3779-1: Albert, Bobadah, Boona Mount, Burcher, Condobolin, Corinella, Curlew Waters, Derriwong, Euabalong, Fairholme, Fifield, Kiacatoo, Lake Cargelligo, Miamley, Ootha, Tottenham, Tullamore, Tullibigeal, Ungarie and Warroo.

The position and extent for these features are shown in the Geographical Names Register which can be viewed at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au).

WARWICK WATKINS,  
Chairperson

Geographical Names Board,  
PO Box 143, Bathurst NSW 2795.

**GEOGRAPHICAL NAMES ACT 1966**

## Notice of Discontinuance of a Geographical Name

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 names below:

Discontinued Name: Moore Reserve.  
Designation: Reserve.  
L.G.A.: Baulkham Hills Shire Council.  
Parish: Field of Mars.  
County: Cumberland.  
L.P.I. Map: Parramatta River.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 4724.

Discontinued Name: Goonoowigal.  
Assigned Name: Goonoowigall.  
Designation: Historical Locality.  
L.G.A.: Inverell Shire Council.  
Parish: Inverell.  
County: Gough.  
L.P.I. Map: Inverell.  
1:100,000 Map: Inverell 9138.  
Reference: GNB 3654.

WARWICK WATKINS,  
Chairperson

Geographical Names Board,  
PO Box 143, Bathurst NSW 2795.

**GEOGRAPHICAL NAMES ACT 1966**

PURSUANT to the provisions of section 10 of the Geographical Names Act 1966, the Geographical Names Board has this day assigned the geographical names listed hereunder.

Assigned Name: Margaret Greaves Walking Track.  
Designation: Track.  
L.G.A.: Willoughby City Council.  
Parish: Willoughby.  
County: Cumberland.  
L.P.I. Map: Parramatta River.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5145.

Assigned Name: Bill Andriske Mollymook Oval.  
Designation: Reserve.  
L.G.A.: Shoalhaven City Council.  
Parish: Ulladulla.  
County: St Vincent.  
L.P.I. Map: Milton.  
1:100,000 Map: Ulladulla 8927.  
Reference: GNB 5152.

Assigned Name: Moffitts Pagodas.  
Designation: Rock.  
L.G.A.: Lithgow City Council.  
Parish: Ben Bullen.  
County: Cook.  
L.P.I. Map: Ben Bullen.  
1:100,000 Map: Wallerawang 8931.  
Reference: GNB 5159.

Assigned Name: Sutherland Shire Centenary Park.  
Designation: Reserve.  
L.G.A.: Sutherland Shire Council.  
Parish: Sutherland.  
County: Cumberland.  
L.P.I. Map: Port Hacking.  
1:100,000 Map: Port Hacking 9129.  
Reference: GNB 5158.

Assigned Name: Backhousia Reserve.  
Designation: Reserve.  
L.G.A.: Parramatta City Council.  
Parish: St John.  
County: Cumberland.  
L.P.I. Map: Prospect.  
1:100,000 Map: Penrith 9030.  
Reference: GNB 5155.

Assigned Name: Lyal Sarina Park.  
Designation: Reserve.  
L.G.A.: Blacktown City Council.  
Parish: Rooty Hill.  
County: Cumberland.  
L.P.I. Map: Prospect.  
1:100,000 Map: Penrith 9030.  
Reference: GNB 5143.

Assigned Name: Blanche Barkl Reserve.  
Designation: Reserve.  
L.G.A.: Bankstown City Council.  
Parish: Bankstown.  
County: Cumberland.  
L.P.I. Map: Botany Bay.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5154.

Assigned Name: Sidings Park.  
Designation: Reserve.  
L.G.A.: Bankstown City Council.  
Parish: Bankstown.  
County: Cumberland.  
L.P.I. Map: Botany Bay.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5154.

Assigned Name: A C "Charlie" Moore Reserve.  
Designation: Reserve.  
L.G.A.: Baulkham Hills Shire Council.  
Parish: Field of Mars.  
County: Cumberland.  
L.P.I. Map: Parramatta River.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5142.

Assigned Name: Tredinnick Park.  
Designation: Reserve.  
L.G.A.: Camden Council.  
Parish: Narellan.  
County: Cumberland.  
L.P.I. Map: Camden.  
1:100,000 Map: Wollongong 9029.  
Reference: GNB 5151.

Assigned Name: Blaxland Riverside Park.  
Designation: Reserve.  
L.G.A.: Auburn Council.  
Parish: St John.  
County: Cumberland.  
L.P.I. Map: Parramatta River.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5149.

Assigned Name: Charity Creek Cascades.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: Fielder Park.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: Lavarack Park.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: Lucinda Park.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: Princes Park.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: Tasman Park.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: Top Ryde Park.  
 Designation: Reserve.  
 L.G.A.: City of Ryde Council.  
 Parish: Hunters Hill.  
 County: Cumberland.  
 L.P.I. Map: Parramatta River.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5131.

Assigned Name: South Beach Park.  
 Designation: Reserve.  
 L.G.A.: Byron Shire Council.  
 Parish: Brunswick.  
 County: Rous.  
 L.P.I. Map: Brunswick Heads.  
 1:100,000 Map: Ballina 9640.  
 Reference: GNB 5130.

Assigned Name: Goonoowigall.  
 Designation: Historical Locality.  
 L.G.A.: Inverell Shire Council.  
 Parish: Inverell.  
 County: Gough.  
 L.P.I. Map: Inverell.  
 1:100,000 Map: Inverell 9138.  
 Reference: GNB 3654.

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

WARWICK WATKINS,  
 Chairperson

Geographical Names Board,  
 PO Box 143, Bathurst NSW 2795.

## NATIONAL PARKS AND WILDLIFE ACT 1974

### Wianamatta Regional Park

#### Draft Plan of Management

A draft plan of management for Wianamatta Regional Park has been prepared and is available free of charge from the NPWS offices at Scheyville National Park, Scheyville Road, Scheyville (phone 4572 3100) and at Level 1, 10 Valentine Avenue, Parramatta (phone 9895 7420) the plan can also be viewed at the Hawkesbury Central Library, 300 George Street, Windsor; Max Webber Library, corner Flushcombe Road and Alpha Street, Blacktown; Penrith City Library St Marys Branch, 207-209 Queen Street, St Marys; and on the NPWS website: [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au).

Submissions on the plan must be received by The Planner, Cumberland North Area, NPWS, PO Box 4070, Pitt Town NSW 2756 by 1st July 2007.

All submissions received by NPWS are a matter of public record and are available for public inspection upon request to NPWS. Your comments on this draft plan may contain information that is defined as "personal information" under the NSW Privacy and Personal Information Protection Act 1998. The submission of personal information with your comments is voluntary.

## RETENTION OF TITLE

HER Excellency the Governor, by deputation of Her Majesty the Queen, has been pleased to approve of the retention of the title "Honourable" by former Justice Kenneth Robert HANDLEY, AO, following his retirement from judicial office on 11 January 2007.

## RURAL FIRES ACT 1997

### Local Bush Fire Danger Period Variation

PURSUANT to Section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

#### Area of Variation:

Monaro Team Incorporating:  
 Bombala Council  
 Cooma-Monaro Shire Council  
 Snowy River Shire Council

The Local Bush Fire Danger period has been revoked for the period 12 March until 31 March 2007.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or firebreaks.

ROB ROGERS, AFSM,  
Acting Commissioner

### **RURAL FIRES ACT 1997**

#### **Local Bush Fire Danger Period Variation**

PURSUANT to section 82 of the Rural Fires Act 1997, as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stake holders, declares the following Local Bush Fire Danger Period Variation:

#### **Area of Variation:**

##### **Manning Team Incorporating:**

Gloucester Shire Council,  
Greater Taree City Council,  
Great Lakes Council, and  
Port Macquarie-Hastings Council

The Local Bush Fire Danger period has been revoked for the period 7 March until 31 March 2007.

During this period permits pursuant to section 87 of the Rural Fires Act 1997, as amended, will not be required for the lighting of fire for the purposes of land clearance or fire breaks.

ROB ROGERS, AFSM,  
Acting Commissioner

### **RURAL FIRES ACT 1997**

PURSUANT to section 82 of the Rural Fires Act 1997 as amended, the Commissioner of the NSW Rural Fire Service, following consultation with the local stakeholders, declares the following Local Bush Fire Danger Period Variation:

#### **Area of Variation:** Clarence Valley FCC Incorporating: Clarence Valley Council

The Local Bush Fire Danger period has been revoked for the period 10 March until 31 March 2007.

During this period permits pursuant to section 87 of the Rural Fires Act 1997 as amended will not be required for the lighting of fire for the purposes of land clearance or fire breaks.

ROB ROGERS, AFSM,  
Acting Commissioner

### **SYDNEY WATER ACT 1994**

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

Notice of Compulsory Acquisition of Land at Gerroa in the Local Government Area of Kiama

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency the Governor, that the land described in the First Schedule hereto is acquired by compulsory process under the provisions of the Land

Acquisition (Just Terms Compensation) Act 1991, for the purpose of the Sydney Water 1994.

Dated at Sydney, this 10th day of January 2007.

Signed for Sydney Water Corporation )	
by its Attorneys JEFFREY FRANCIS )	
COLENZO and KEVIN ANDREW )	Signed:
HANLEY, who hereby state at the time )	J. Colenso
of executing this instrument have no )	
notice of the revocation of the Power )	Signed:
of Attorney Registered No. 323, Book )	K. Hanley
4465, under the Authority of which this )	
instrument has been executed. )	

#### **SCHEDULE 1**

All that piece or parcel of land in the Local Government Area of Kiama, Parish of Coolangatta, County of Camden and State of New South Wales, being Lot 1, Deposited Plan 1068566, containing 772.6 square metres said to be Crown Land.

Sydney Water Reference: 455215F2.

### **SYDNEY WATER ACT 1994**

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

Notice of Compulsory Acquisition of Land and Easement at Gerroa in the Local Government Area of Kiama

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency the Governor, that all of the estate and interests including native title interests if any in the land described in the First Schedule hereto and that the interest including to the extent necessary native title interests if any in land described in the Second Schedule and Third Schedule hereto are acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of the Sydney Water Act 1994.

Dated at Sydney, this 10th day of January 2007.

Signed for Sydney Water Corporation )	
by its Attorneys JEFFREY FRANCIS )	
COLENZO and KEVIN ANDREW )	Signed:
HANLEY, who hereby state at the time )	J. Colenso
of executing this instrument have no )	
notice of the revocation of the Power )	Signed:
of Attorney Registered No. 323, Book )	K. Hanley
4465, under the Authority of which this )	
instrument has been executed. )	

#### **SCHEDULE 1**

All that piece or parcel of land in the Local Government Area of Kiama, Parish of Coolangatta, County of Camden and State of New South Wales, being Lot 1, Deposited Plan 1065350, containing 92.0 square metres said to be Crown Land.

#### **SCHEDULE 2**

Easement for Access Purposes more fully described in Memorandum 7158333L over all those pieces or parcels of land in the Local Government Area of Kiama, Parish of Coolangatta, County of Camden and State of New South

Wales, being part of Lot 1 and Lot 2 in Deposited Plan 190281, having areas of 124.7 square metres and 250.3 square metres respectively and shown on Deposited Plan 1065350 as “(A) PROPOSED EASEMENT FOR ACCESS VARIABLE WIDTH”.

### SCHEDULE 3

Easement for Access, Electricity Purposes, Sewerage Purposes, Telecommunications Purposes and Water Supply Purposes more fully described in Memorandum 7158335G over all that piece or parcel of land in the Local Government Area of Kiama, Parish of Coolangatta, County of Camden and State of New South Wales, being part of Lot 2 in Deposited Plan 190281, having an area of 26.3 square metres and shown on Deposited Plan 1065350 as “(B) PROPOSED EASEMENT FOR ACCESS AND SERVICES 3 WIDE”.

Sydney Water Reference: 455223FA.

### SYDNEY WATER ACT 1994

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

Notice of Compulsory Acquisition of Land and Easement at Gerringong in the Local Government Area of Kiama

SYDNEY WATER CORPORATION declares, with the approval of Her Excellency the Governor, that the interest including to the extent necessary native title interests if any in land described in the First Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of the Sydney Water Act 1994.

Dated at Sydney, this 10th day of January 2007.

Signed for Sydney Water Corporation )	
by its Attorneys JEFFREY FRANCIS )	
COLENZO and KEVIN ANDREW )	Signed:
HANLEY, who hereby state at the time )	J. Colenso
of executing this instrument have no )	
notice of the revocation of the Power )	Signed:
of Attorney Registered No. 323, Book )	K. Hanley
4465, under the Authority of which this )	
instrument has been executed. )	

### SCHEDULE 1

An Easement for Sewerage Purposes more fully described in Memorandum 7158328D lodged at the Department of Lands (Division of Land and Property Information NSW), Sydney over all that piece or parcel of land having an area of 318.2 square metres in the Local Government Area of Kiama, Parish of Broughton, County of Camden and State of New South Wales, being the land shown on Deposited Plan 1065338 as “(B) PROPOSED EASEMENT FOR SEWERAGE PURPOSES 3 WIDE & VAR.”, being part of Lot 7003, DP 1069649.

Sydney Water Reference: 455223FA.

### WILDERNESS ACT 1987

#### Declaration of Wilderness Areas

I, ROBERT JOHN DEBUS, M.P., Minister for the Environment in the State of New South Wales, declare the lands described in the Schedule hereunder, within Wollemi National Park, to be part of the Wollemi Wilderness Area under the provisions of section 8(1A) of the Wilderness Act 1987.

BOB DEBUS, M.P.,  
Minister for the Environment

### SCHEDULE

#### *Land District and L.G.A. – Muswellbrook*

County Hunter, Parish Nullo, 113.31 hectares, being Lots 1, 2, 3, 4, 5, 6 and 9, DP 753802.

NPWS/04/06278 and F/3952.

**TOTALIZATOR ACT 1997****TAB LIMITED TOTALIZATOR RULES**

In accordance with the provision of section 54(1) of the *Totalizator Act 1997*, the Minister for Gaming and Racing has approved of amendments to the Totalizator Rules. The amendments, to commence on date of gazettal, are as follows:

**Amendment of Rule 2.4.2**

Delete current Rule **2.4.2** and replace with the following:

2.4.2 any greater amounts invested on a totalizator must be a multiple of the relevant single unit of investment for that totalizator type:

totalizator type	unit of investment	investment multiples
Racing	\$0.50	\$0.50
FootyTAB - AFL		
- Double	\$0.50	\$0.50
- Xtra Double	\$0.50	\$0.50
- Half/Full Double	\$0.50	\$0.50
- Half/Full Xtra Double	\$0.50	\$0.50
- Quad	\$0.50	\$0.50
- Quarter Quad	\$0.50	\$0.50
- Win	\$0.50	\$1.00
- Pick The Margins	\$0.50	\$1.00
- Pick the Score	\$0.50	\$1.00
- Pick the Winners	\$0.50	\$1.00
- Tip7	\$0.50	\$5.00
- Tip8	\$0.50	\$5.00
Sports Betting Events other than FootyTab - AFL	\$0.50	\$1.00

**17 FOOTYTAB****17.2 Definitions for footyTAB**

After “**away team**” insert the following new definition:

“**Double and Xtra double**” consists of a schedule of two matches in which fifteen possible margins between the number of points scored by the two teams in each match are offered;

Replace the definition for “**game**” with the following:

“**game**” means a match, or a schedule of matches nominated by TAB for the purpose of investments and which is known as either “Pick The Winners”, “Pick The Margins”, “Pick The Score”, “Double”, “Xtra Double”, “Half/Full Double”, “Half/Full Xtra Double”, “Quad”, “Quarter Quad”, “Tip 8”, “Tip 7” or “Win”;

After **"game"** insert the following new definition:

**"Half/Full double and Half/Full Xtra Double"** consist of a schedule of two halves of a match in which fifteen possible margins between the number of points scored by the two teams are offered for each of the halves of that match;

After **"home team"** insert the following new definitions:

**"leading team"** means the team that has a progressive score in excess of the opposing team;

**"losing team"** means in respect of Pick the Score, the team acquiring the lower number of points scored in each match.

Replace the definition for **"pick the margins"** with the following:

**"Pick The Margins"** consists of a schedule of matches in which five possible margins between the number of points scored by the two teams in each match are offered;

Delete the definition for **"pick the margins soccerTAB"**.

Replace the definition for **"pick the score footyTAB"** with the following:

**"Pick The Score"** consists of a match in which final score options are offered;

Delete the definition for **"pick the team footyTAB"**.

Replace the definition for **"pick the winners footyTAB"** with the following:

**"Pick The Winners"** consists of a schedule of matches in which one team in each match is allotted a points start;

After **"points start"** insert the following new definitions:

**"Quad"** consists of a schedule of four matches in which fifteen possible margins between the number of points scored by the two teams in each match are offered;

**"Quarter Quad"** consists of a schedule of four quarters of a match in which fifteen possible margins between the number of points scored by the two teams are offered for each of the quarters of that match;

Replace the definition for **"score range"** with the following:

**"score range"** means a defined range of points as shown in Appendix 4 from which the investor may make a selection for Pick the Margins, Win, Double, Xtra Double, Half/Full Double, Half/Full Xtra Double, Quad and Quarter Quad games;

After **"score range"** insert the following new definitions:

**"Tip 7"** consists of a schedule of seven matches in which a home team and away team selection in each match is offered;

**"Tip 8"** consists of a schedule of eight matches in which a home team and away team selection in each match is offered;

**"Win"** consists of a match in which ten possible margins between the number of points scored by the two teams for the match are offered;

Replace the definition for **"winning margin"** with the following:

**"winning margin"** means the difference between the progressive scores of the two teams in a match at quarter time, half time, three quarter time, or the final scores, as the case may be;

Replace the definition for **"winning team"** with the following:

**"winning team"** - means:

- (a) in respect of Pick The Winners, the team acquiring the higher number of points after the addition of the points start to the number of points scored in each match; or
- (b) in respect of Pick The Margins, the team, or teams in the case of a drawn result, with the winning margin in each match; or
- (c) in respect of Pick The Score, the team acquiring the higher number of points scored in each match; or
- (d) in respect of Win, Double, Xtra Double and Quad the team, or teams in the case of a drawn result, with the winning margin in each match; or
- (e) in respect of Half/Full Double and Half/Full Xtra Double, the team, or teams in the case of a drawn result, with the winning margin at half time in the match and the winning margin at the conclusion of the match; or
- (f) in respect of Quarter Quad, the team, or teams in the case of a drawn result, with the winning margin at each respective quarter of the match and the winning margin at the conclusion of the match; or
- (g) in respect of Tip 7 or Tip 8, the team, or teams in the case of a drawn result, which is declared to be the winner of the match.

### **Amendment of Rule 17.3**

Delete current Rule **17.3.1** and replace with the following:

17.3.1 The object of the game is to select the winning teams in each of the matches which are included in that game or in the case of "Pick The Score ", to select the final score for the home team and away team respectively.

Delete current Rule **17.3.2** and replace with the following:

17.3.2 To invest on the game, the investor is required to forecast the result of each of the matches in that game, marking each forecast on an

entry form so that the minimum number of forecasts made by an investor corresponds with the number of matches in the game or in the case of "Pick the Score ", a minimum of one final score.

Delete the current Rule **17.3.5** and replace with the following:

- 17.3.5 (a) Where a match in a Pick The Winners, Pick The Margins or Pick The Score is abandoned or postponed to another date, the result of the game will be declared and the dividend calculated on those matches completed; provided however that if a match is subsequently completed prior to midnight on the date on which the last match for that round was originally scheduled, then the result of the game may be declared on that day.
- (b) A Pick The Winners, Pick The Margins, or Pick the Score game will be terminated and refunds will be made to all investors where:
- (i) all the matches in the game are abandoned or postponed to another date; or
  - (ii) in respect of Pick The Winners or Pick The Margins, less than three matches in the game are completed prior to midnight on the date on which the last match for that round was originally scheduled.

Delete current Rules **17.3.6 through to 17.3.14** and replace in the following terms:

- 17.3.6 Where any match in a Quad, Tip 8 or Tip 7 game is cancelled, postponed or abandoned, regardless of whether the match is replayed, all selections on that match shall be deemed to be selections on the winning team, and the Quad, Tip 8 or Tip 7 pools shall be divided in accordance with clauses 17.3.25, 17.3.27 and 17.3.28 respectively.
- 17.3.7 Where all matches in a Quad, Tip 8 or Tip 7 game are cancelled, postponed or abandoned, regardless of whether the matches are replayed, all investments on the game shall be refunded. However the investments refunded will not include any money carried from a previous Quad, Tip 8 or Tip 7 game and any such money shall be added to and form part of a subsequent Quad, Tip 8 or Tip 7 game pool.
- 17.3.8 Where the first match in a Double or Xtra Double game is cancelled, postponed or abandoned, regardless of whether the match is replayed, a dividend shall be determined on the result of the second match in the game whereby the dividend pool will be divided among investors in the following order of priority:
- (a) investors selecting any selection in the first match of that game and the winning team in the second match of that game;

- (b) investors selecting any selection in the first match of that game and the team which is declared the winner together with the score range or ranges nearest to the winning team in the second match of that game.

17.3.9 Where the second match in a Double or Xtra Double game is cancelled, postponed or abandoned, regardless of whether the match is replayed, a dividend shall be determined on the result of the first match in the game whereby the dividend pool will be divided among investors in the following order of priority:

- (a) investors selecting any selection in the second match of that game and the winning team in the first match of that game;
- (b) investors selecting any selection in the second match of that game and the team which is declared the winner together with the score range or ranges nearest to the winning team in the first match of that game.

17.3.10 Where both matches of a Double or Xtra Double game are cancelled, postponed or abandoned, regardless of whether any match is replayed, all investments on that Double or Xtra Double game shall be refunded to the investors.

17.3.11 Where the match of a Win game is cancelled, postponed or abandoned, regardless of whether the match is replayed, all investments on that Win game shall be refunded to the investors.

17.3.12 Where the match of a Quarter Quad, Half/Full Double or Half/Full Xtra Double game is cancelled, postponed or abandoned, regardless of whether the match is replayed, all investments on that Quarter Quad, Half/Full Double or Half/Full Xtra Double game shall be refunded to the investors.

17.3.13 In the event of one of the teams in a match forfeiting the match, the opposing team will be deemed the winning team encompassing all of the winning margins offered for that team. In the case of "Pick The Score" investors will be eligible for a refund in accordance with these rules.

17.3.14 Subject to this clause 17, the relevant dividend pool for the game is to be divided among those investors selecting the winning team in all matches, halves or quarters in the game, as the case may be, or in the case of "Pick The Score", the final scores for both the home team and the away team.

**Insert New Rules 17.3.15 to 17.3.32**

17.3.15 For the purposes of section 17, a draw is not a score range for the purpose of conducting countbacks for Double, Xtra Double, Half/Full Double, Half/Full Xtra Double, Quad and Quarter Quad.

17.3.16 Where as the result of a draw in the match in a Win game, investors on two selections become entitled to a dividend:

- (a) the dividend pool shall be divided into two equal parts; and
- (b) each part will be treated separately; and
- (c) dividends shall be calculated by dividing each part amongst the investors on each backed selection.

17.3.17 Where in a match a draw occurs, both competitors shall be deemed as winners for the purposes of determining which selections are the winning team. Subject to clause 17.3.18, where as a result of a draw in any match in a Tip 8 or Tip 7 game investors on two or more combinations become entitled to a dividend:

- (a) the dividend pool shall be divided into as many equal parts as there are backed combinations; and
- (b) each part will be treated separately; and
- (c) dividends shall be calculated by dividing each part amongst the investors on each backed combination.

17.3.18 Where draws occur in more than four matches resulting in there being more than sixteen potential winning combinations in a Tip 8 or Tip 7 game, for the purpose of declaration of dividends the dividend pool shall be divided equally amongst the investors on each backed combination.

17.3.19 In the event no investor selects the winning team in all matches in "Pick The Winners", the dividend pool will be divided among investors who select the winning team in the most number of matches in the game.

17.3.20 In the event no investor selects the winning team in all matches in "Pick The Margins", the relevant dividend pool will continue to carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines a schedule of matches to be the last of the season whereby payout may be divided among those investors selecting the most number of winning matches in the game.

17.3.21 In the event no investor selects the final score, not being a drawn match, in respect of "Pick The Score", the dividend pool will be divided among investors in the following order of priority:-

- (a) Investors selecting the winning team's score and the losing team's score plus or minus one point.
- (b) Investors selecting the winning team's score plus or minus one point and the losing team's score.

- (c) Investors selecting the winning team's score plus or minus one point and the losing team's score plus or minus one point.
- (d) Investors selecting the winning team's score and the losing team's score plus or minus two points.
- (e) Investors selecting the winning team's score plus or minus two points and the losing team's score.
- (f) Investors selecting the winning team's score plus or minus one point and the losing team's score plus or minus two points.
- (g) Investors selecting the winning team's score plus or minus two points and the losing team's score plus or minus one point.
- (h) Investors selecting the winning team's score plus or minus two points and the losing team's score plus or minus two points.
- (i) Investors selecting the winning team's score and the losing team's score plus or minus three points.
- (j) Investors selecting the winning team's score plus or minus three points and the losing team's score.
- (k) Investors selecting the winning team's score plus or minus one point and the losing team's score plus or minus three points.
- (l) Investors selecting the winning team's score plus or minus two points and the losing team's score plus or minus three points.
- (m) Investors selecting the winning team's score plus or minus three points and the losing team's score plus or minus one point.
- (n) Investors selecting the winning team's score plus or minus three points and the losing team's score plus or minus two points.
- (o) Investors selecting the winning team's score plus or minus three points and the losing team's score plus or minus three points.
- (p) Investors selecting the winning team's score and any score for the losing team.
- (q) Investors selecting any score for the winning team and the losing team's score.
- (r) Investors selecting any score for either team.

- 17.3.22 In the event no investor selects the final score of a drawn match in respect of "Pick The Score", the dividend pool will be divided among investors in the following order of priority:
- (a) Investors selecting a drawn result being the home team's score plus or minus one point and the away team's score plus or minus one point.
  - (b) Investors selecting a drawn result being the home team's score plus or minus two points and the away team's score plus or minus two points.
  - (c) Investors selecting a drawn result being the home team's score plus or minus three points and the away team's score plus or minus three points.
  - (d) Investors selecting the home team's score and the away team's score plus or minus one point.
  - (e) Investors selecting the home team's score plus or minus one point and the away team's score.
  - (f) Investors selecting the home team's score plus or minus one point and the away team's score plus or minus one point, not being a drawn result selection.
  - (g) Investors selecting the home team's score and the away team's score plus or minus two points.
  - (h) Investors selecting the home team's score plus or minus two points and the away team's score.
  - (i) Investors selecting the home team's score plus or minus one point and the away team's score plus or minus two points.
  - (j) Investors selecting the home team's score plus or minus two points and the away team's score plus or minus one point.
  - (k) Investors selecting the home team's score plus or minus two points and the away team's score plus or minus two points, not being a drawn result selection.
  - (l) Investors selecting the home team's score and the away team's score plus or minus three points.
  - (m) Investors selecting the home team's score plus or minus three points and the away team's score.
  - (n) Investors selecting the home team's score plus or minus one point and the away team's score plus or minus three points.
  - (o) Investors selecting the home team's score plus or minus two points and the away team's score plus or minus three points.
  - (p) Investors selecting the home team's score plus or minus three points and the away team's score plus or minus one point.

- (q) Investors selecting the home team's score plus or minus three points and the away team's score plus or minus two points.
  - (r) Investors selecting the home team's score plus or minus three points and the away team's score plus or minus three points, not being a drawn result selection.
  - (s) Investors selecting the home team's score and any score for the away team.
  - (t) Investors selecting any score for the home team and the away team's score.
  - (u) Investors selecting any score for either team.
- 17.3.23 Subsection (3) of the minimum dividend provisions set out in Appendix 2 does not apply in respect to dividends under these rules for sports betting events.
- 17.3.24 In the event no investor selects the winner in a Win game, the dividend pool will be refunded to investors.
- 17.3.25 In the event no investor selects the winning team in all matches in a Quad game, the dividend pool will carry forward to the next round of betting until:
- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
  - (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be dividend among investors in the following order of priority:
    - (i) investors selecting the winning teams in any three matches in the game and the team which is declared the winner of the other match in the game irrespective of score range;
    - (ii) investors selecting the winning teams in any two matches in the game and the teams which are declared the winners of the other two matches in the game irrespective of score range;
    - (iii) investors selecting the winning team in any match of the game and the teams which are declared the winners of the other three matches in the game irrespective of score range;
    - (iv) investors selecting the teams which are declared the winners in each of the four matches in the game, irrespective of score range;
- and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors.

- 17.3.26 In the event no investor selects the winning team in all four quarters of a Quarter Quad game, the dividend pool will carry forward to the next round of betting until:
- (a) the dividend pool can be divided among those investors selecting the winning team in all four quarters of the match in a game; or
  - (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be dividend among investors in the following order of priority:
    - (i) investors selecting the winning team at the end of each of the first three quarters of the match, and the team that is declared the winner at the end of the fourth quarter in the match, irrespective of score range;
    - (ii) investors selecting the winning team at the end of each of the first three quarters of the match, and any selection in the fourth quarter in the match;
    - (iii) investors selecting the winning team at the end of each of the first two quarters of the match, the team that is leading at the end of the third quarter of the match, irrespective of score range, and the team that is declared the winner at the end of the fourth quarter in the match, irrespective of score range;
    - (iv) investors selecting the winning team at the end of the first quarter of the match, the teams that are leading at the end of the second and third quarters of the match, irrespective of score range, and the team that is declared the winner at the end of the fourth quarter in the match, irrespective of score range

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors.

- 17.3.27 In the event no investor selects the winning team in all matches in a Tip 8 game, the dividend pool will carry forward to the next round of betting until:
- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
  - (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be dividend among investors in the following order of priority:
    - (i) investors selecting the winning team in any seven matches;
    - (ii) investors selecting the winning team in any six matches;

- (iii) investors selecting the winning team in any five matches;
- (iv) investors selecting the winning team in any four matches;
- (v) investors selecting the winning team in any three matches;
- (vi) investors selecting the winning team in any two matches;
- (vii) investors selecting the winning team in any match;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

17.3.28 In the event no investor selects the winning team in all matches in a Tip 7 game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be divided among investors in the following order of priority:
  - (i) investors selecting the winning team in any six matches;
  - (ii) investors selecting the winning team in any five matches;
  - (iii) investors selecting the winning team in any four matches;
  - (iv) investors selecting the winning team in any three matches;
  - (v) investors selecting the winning team in any two matches;
  - (vi) investors selecting the winning team in any match;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

17.3.29 In the event no investor selects the winning team in all matches in a Double or Xtra Double game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in all matches in the game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will

be dividend among investors in the following order of priority:

- (i) investors selecting the team which is declared the winner and the score range or ranges closest to the winning team in the match that TAB specifies to be the first match of the game, and the winning team in the match that TAB specifies to be the second match of the game;
- (ii) investors selecting the team which is declared the winner and the score range or ranges closest to the winning team in the match that TAB specifies to be the second match of the game, and the winning team in the match that TAB specifies to be the first match of the game

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

17.3.30 In the event no investor selects the winning team in both halves of a Half/Full Double or Half/Full Xtra Double game, the dividend pool will carry forward to the next round of betting until:

- (a) the dividend pool can be divided among those investors selecting the winning team in both halves of the match in a game; or
- (b) TAB determines the dividend pool shall not carry forward to the next round of betting whereby the dividend pool will be dividend among investors in the following order of priority:
  - (i) investors selecting the team that is leading and the score range or ranges closest to the winning team in the first half of the match and the winning team in the second half of the match;
  - (ii) investors selecting the team that is leading and the score range or ranges closest to the winning team in the second half of the match and the winning team in the first half of the match;

and if none of these alternative combinations has been selected, the dividend pool shall be refunded to the investors. Any previously carried forward jackpot will carry forward to the next round of betting.

17.3.31 (a) In the event of any match extending into extra time in accordance with the rules governing the particular contest, TAB will take into account any points scored during that period for the purposes of determining the result of the match.

- (b) TAB will not take into account any points scored during a penalty shoot out for the purposes of determining the result of the match.

17.3.32 In the event of any match being replayed for any reason clause 3.3.2(b) applies.

**Insert New Appendix 4 after Appendix 3**

**APPENDIX 4 – SELECTION NUMBERS AND SCORE RANGES FOR SPORTS TOTALIZATOR**

**(1) NRL PICK THE MARGINS**

SELECTIONS	HOME TEAM TO WIN/LEAD BY	SELECTIONS	AWAY TEAM TO WIN BY
1	Score Range 1 – 12	4	Score Range 1 – 12
2	Score Range 13 +	5	Score Range 13+
3	DRAWN GAME/TIED SCORES		

**(2) AFL WIN**

SELECTIONS	HOME TEAM TO WIN/LEAD BY	SELECTIONS	AWAY TEAM TO WIN BY
1	Score Range 0 – 12	6	Score Range 0 – 12
2	Score Range 13 – 24	7	Score Range 13 – 24
3	Score Range 25 – 42	8	Score Range 25 – 42
4	Score Range 43 – 60	9	Score Range 43 – 60
5	Score Range 61+	10	Score Range 61+

**(3) AFL DOUBLE, AFL XTRA DOUBLE, AFL HALF/FULL DOUBLE, AFL HALF/FULL XTRA DOUBLE, AFL QUAD AND AFL QUARTER QUAD**

SELECTIONS	HOME TEAM TO WIN/LEAD BY	SELECTIONS	AWAY TEAM TO WIN BY
1	Score Range 0 – 12	9	Score Range 0 – 12
2	Score Range 13 – 24	10	Score Range 13 – 24
3	Score Range 25 – 36	11	Score Range 25 – 36
4	Score Range 37 – 48	12	Score Range 37 – 48
5	Score Range 49 – 60	13	Score Range 49 – 60
6	Score Range 61 – 72	14	Score Range 61 – 72
7	Score Range 73+	15	Score Range 73+
8	DRAWN GAME/TIED SCORES		

# TENDERS

## Department of Commerce

### SUPPLIES AND SERVICES FOR THE PUBLIC SERVICE

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

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# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### ARMIDALE DUMARESQ COUNCIL

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

ARMIDALE DUMARESQ COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of a sewer pumping station. Dated at Armidale, this second day of March 2007. SHANE BURNS, General Manager, PO Box 75A, Armidale NSW 2350.

#### SCHEDULE

Lot 1106, DP 755808.

[3052]

### BOURKE SHIRE COUNCIL

Pesticide Use Notification Plan

BOURKE SHIRE COUNCIL would like to advise the public that it has developed a Pesticides Use Notification Plan. This plan has been on public exhibition for the required 28 days. The plan was approved at Council's normal monthly meeting held on the 23 October 2006, resolution number 481/2006.

The plan has been prepared as required under the Pesticides Regulations 1995, as amended. The plan explains how Council shall notify members of the community about the use of pesticides in public places that it owns or controls.

A copy of the plan may viewed or obtained from Council's website [www.bourke.nsw.gov.au](http://www.bourke.nsw.gov.au) or viewed free of charge at Council's Offices, 29 Mitchell Street, Bourke, during normal business hours. KEN CROSKELL, General Manager, Bourke Shire Council, PO Box 21, Bourke NSW 2840. [3053]

### CABONNE COUNCIL

Erratum

THE dedication of public road published on 23 February 2007, incorrectly noted part 1 of the Schedule as "all that piece or parcel of land known as Lot 35 in DP 1092964 in the Shire of Cabonne, Parish of Clarendon, County of Bathurst, and as described in Folio Identifier 35/1092964."

This notice declares that the land to be dedicated as public road is all that piece or parcel of land known as Lot 8 in DP 1092964 in the Shire of Cabonne, Parish of Clarendon, County of Bathurst, and as described in Folio Identifier 8/1092964.

G. L. P. FLEMING, General Manager, Cabonne Council, PO Box 17, Molong NSW 2866. [3054]

### CABONNE COUNCIL

Roads Act 1993, Section 10

NOTICE is hereby given that Cabonne Council dedicates the lands described in the Schedule below as public road under section 10 of the Roads Act 1993. G. L. P. FLEMING, General Manager, Cabonne Council, PO Box 17, Molong NSW 2866.

#### SCHEDULE

Under Deposited Plan 229163 a Plan of Road 100 links wide within Portions 36, 1 and 32, Parish Cudal and Portion 22, Parish of Murga.

It is intended to dedicate the strips of land 100 links wide shown thereon by 'abcd' of 2ac 0r 3 1/2p., 'cdef' of 4ac 2r 20.3p., 'ghjk' of 1r 37p and 'lmno' of 2r 15 1/2p as public road. [3055]

### GREATER HUME SHIRE COUNCIL

Local Government Act

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

GREATER HUME SHIRE COUNCIL declares, with the approval of Her Excellency the Governor, that the land and right of carriageway described in the schedule below, excluding any mines or deposits of minerals in the land, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 for the purpose of a Rural Fire Brigade Station and associated access.

Dated at Culcairn this 19th day of July 2006.

S. PINNICK,  
Acting General Manager,  
Greater Hume Shire Council,  
PO Box 99,  
Holbrook NSW 2644

#### SCHEDULE

Lot 2, DP 1072504 and Right of carriageway Marked 'R'.

As shown on DP 1072504.

[3056]

### HOLROYD CITY COUNCIL

Roads (General) Regulation 2000

Naming of Roads

PURSUANT to Clause 9 of the Roads (General) Regulation 2000, notice is hereby given of the naming of the following six (6) new roads within Nelsons Ridge Estate, Pemulwuy:

Road Names:

- |                 |                   |
|-----------------|-------------------|
| • Dhinburri Way | • Bunnai Road     |
| • Burriang Way  | • Wari Street     |
| • Nea Drive     | • Griffins Avenue |

Dated at Merrylands this 5th day of March 2007. M. ISMAY, Acting General Manager, Holroyd City Council, Memorial Avenue, Merrylands NSW 2160. [3057]

**PENRITH CITY COUNCIL**

Roads Act 1993 – Section 16

Dedication of Land by Council as a Public Road

NOTICE is hereby given that Penrith City Council in pursuance of section 16 of the Roads Act 1993, dedicates the land described in the Schedule as public road. Dated at Penrith, 9 March 2007. ALAN TRAVERS, General Manager, Penrith City Council, PO Box 60, Penrith NSW 2750.

**SCHEDULE**

That part of the land identified as Station Lane, Penrith, that is part of the land contained in Plan of Part of Woodriffs Estate (File Plan 976320), Parishes of Castlereagh and Mulgoa, County of Cumberland and LGA of Penrith. Station Lane, Penrith, is located west off Station Road, Penrith and runs parallel to it, commences from Union Lane, Penrith, dissects Union Road, Penrith and terminates at the south-western end of Lot 2B, DP 161921 and Lot 13, SP 13673 as shown shaded in heavy black on the accompanying plan.



[3058]

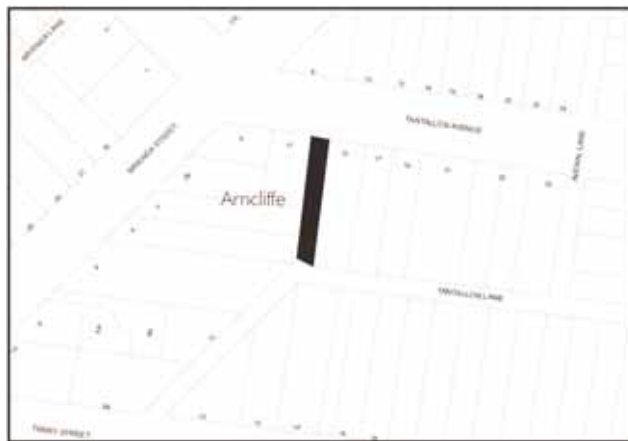
**ROCKDALE CITY COUNCIL**

Road Dedication – Section 16, Roads Act 1993

PURSUANT to section 16 of the Roads Act 1993, Rockdale City Council hereby dedicates the following land as public road. CHRIS WATSON, General Manager, Rockdale City Council, PO Box 21, Rockdale NSW 2216.

**SCHEDULE**

That part of the land (Tantallon Lane) at Arncliffe, Parish St George, County Cumberland, between Lot B, DP 306071 and Lot 11, section D, DP 2271.



[3059]

**SHOALHAVEN CITY COUNCIL**

Local Government Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

SHOALHAVEN CITY COUNCIL declares, with the approval of Her Excellency the Governor, that the land described in the Schedule below, excluding mines and minerals in the land are acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purpose of bringing the Callala Waste Transfer Station into public ownership. Dated at Nowra, this 2nd day of March 2007. R. PIGG, General Manager, Shoalhaven City Council, PO Box 42, Nowra NSW 2541.

**SCHEDULE**

Lot 1, DP 1053836.

[3060]

**SUTHERLAND SHIRE COUNCIL**

Roads Act 1993

Roads (General) Regulation 2000

Naming of Roads at Miranda

NOTICE is hereby given that Sutherland Shire Council, has pursuant to section 162 of the Roads Act 1993 and Part 2 of The Roads (General) Regulation 2000, notified the proponents by way of advertisement and written correspondence, for a period not less than one (1) month, of the intention to name the following roads:

Rename part of Garnet Road from the corner of Port Hacking Road to the open stormwater channel adjacent to No. 1 Garnet Road, Miranda, to Bowral Avenue, Miranda.

Having given due consideration to all submissions, the General Manager under delegated authority approved the above mentioned road name for gazettal. J. W. RAYNER, General Manager, Sutherland Shire Council, PO Box 17, Sutherland NSW 1499.

[3061]

**CITY OF SYDNEY****Pesticides Use Notification Plan**

THE City of Sydney has prepared a Pesticide Use Notification Plan, in accordance with provisions of the Pesticide Regulation 1995. The Plan provides information on the types of public places under the City's care and control, where pesticides will be used, how the community will be notified, and what information will be provided about pesticide application.

The Pesticide Use Notification Plan and supplemental information on pesticide use are available to view and download on the City website [www.cityofsydney.nsw.gov.au/pesticides](http://www.cityofsydney.nsw.gov.au/pesticides) and in hard copy at the following Neighbourhood Service Centres:

CBD Level 2, Town Hall House, 456 Kent Street, Sydney.

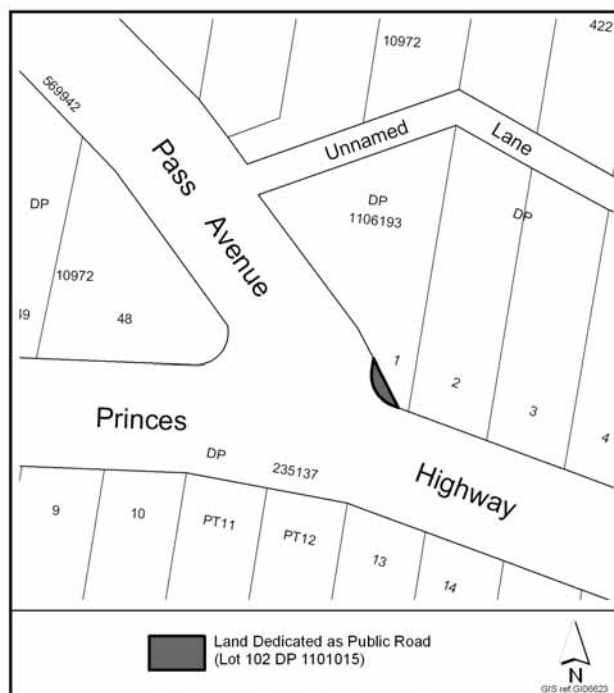
Redfern, Tower 2, 1 Lawson Square, Redfern.

Erskineville – Erskineville Town Hall, 104 Erskineville Road, Erskineville.

Glebe – Glebe Town Hall, 160 Street Johns Road, Glebe.

Kings Cross, 50-52 Darlinghurst Road, Kings Cross.

[3062]



[3064]

**WILLOUGHBY CITY COUNCIL****Pesticide Regulation 1995****Adoption of Pesticide Notification Plan**

IN accordance with NSW Department of Environment and Conservation guidelines, Willoughby City Council has developed a pesticide use notification plan, which following public exhibition, has been adopted by Council on 19 February 2007.

The plan is applicable to pesticide use in areas of public open space and some indoor facilities under the care, control or management of Willoughby City Council.

The Pesticide Use Notification Plan can be viewed 8:30 am – 5 pm at Council's Customer Service located at 31 Victor Street, Chatswood and can also be viewed on Council's website [www.willoughby.nsw.gov.au](http://www.willoughby.nsw.gov.au).

[3063]

**WOLLONGONG CITY COUNCIL****Road Dedication – Section 10, Roads Act 1993**

PURSUANT to section 10 of the Roads Act 1993, Wollongong City Council hereby dedicates the following Council land as public road. R. J. OXLEY, Chief Executive Officer and General Manager, Wollongong City Council, Locked Bag 8821, Wollongong NSW 2500.

**SCHEDULE**

The land situated in the Wollongong City Council area, Parish of Southend and County of Cumberland known as Lot 102, DP 1101015 as shown shaded on the accompanying plan.

**ESTATE NOTICES**

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of WILLIAM CHARLES NICHOLLS, late of Ashfield, in the State of New South Wales, retired, who died on 20 September 2006, must send particulars of the claim to the executor, Diana Leslie Thorburn, c.o. Mervyn Finlay, Thorburn & Marshall, Solicitors, Level 2, 225 Macquarie Street, Sydney NSW 2000, within one (1) calendar month from publication of this notice. After that time the assets of the estate and the property may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 30 January 2007. MERVYN FINLAY, THORBURN & MARSHALL, Solicitors, Level 2, 225 Macquarie Street, Sydney NSW 2000 (DX 796, Sydney), tel.: (02) 9223 6544. Reference: DLT:212206.

[3065]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of KINGSLEY GORDON PARSONS, late of 6/10-16 Scott Street, Mortdale NSW 2223, in the State of New South Wales, who died on 12 December 2006, must send particulars of his claim to the executors, Jean Emily Parsons and Suzanne Robyn Allen, c.o. Colin J. Duff, Solicitor, 7 Morts Road, Mortdale NSW 2223, within one (1) calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the executor has notice. Probate was granted in New South Wales on 16 February 2007. COLIN J. DUFF, Solicitor, 7 Morts Road, Mortdale NSW 2223 (DX 11307, Hurstville), tel.: (02) 9570 2022.

[3066]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of DAPHNE MARIE RAE, late of Mosman, in the State of New South Wales, who died on 28 November 2005, must send particulars of his claim to the executor, James Duncan Rae, c.o. A E Whatmore, G C M Gee & Co, Solicitors, 5/46 Burns Bay Road, Lane Cove NSW 2066, within one (1) calendar month from publication of this notice. After that time the executor may distribute the assets of the estate having regard only to the claims of which at the time of distribution he has notice. Probate was granted in New South Wales on 21 February 2006. A E WHATMORE, G C M GEE & CO, Solicitors, 5/46 Burns Bay Road, Lane Cove NSW 2066 (DX 23306, Lane Cove), Tel.: (02) 9427 0400. [3067]

NOTICE of intended distribution of estate – Any person having any claim upon the estate of CELIA PEARL KAPLIN, late of Unit 4, 2 Peel Street, Dover Heights, who died on 19 July 2006, must send particulars of his claim to the executors, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde, within one 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 22 February 2007. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde. [3068]

NOTICE of intended distribution of estate – Any person having any claim upon the estate of JANETTE PATRICIA GOODRICK, late of 1/74 Wycombe Road, Neutral Bay, in the State of New South Wales, Wedding Co-Ordinator, who died on 14 October 2006, must send particulars of his/her claim to the executrix, Zoe Baibi c.o. Piper Alderman, Solicitors, Level 23 Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000, within one calendar month from publication of this notice. After that time the assets of the estate may be conveyed and distributed having regard only to the claims of which at the time of conveyance or distribution the Executrix has notice. Probate was granted in New South Wales on 8 February 2007. PIPER ALDERMAN, Solicitors, Level 23 Governor Macquarie Tower, 1 Farrer Place, Sydney NSW 2000. [3069]

## OTHER NOTICES

### CHARITABLE TRUSTS ACT 1993

#### Notice Under Section 15

#### Proposed Cy-Pres Scheme Relating to

#### The Estate of the Late John Francis Clarke

SECTION 9(1) of the Charitable Trusts Act 1993 permits the application of property cy-pres where the spirit of the original trust can no longer be implemented.

On 3 April 2003 John Francis Clarke executed a will directing payment to ‘the following pecuniary legacies... Corpus Christi School Building Fund \$5,000.00 ...’. Mr Clarke died on 11 August 2003 and probate was granted on 29 July 2004.

Searches of the ABN Register, and enquiries of the Corpus Christi School at St Ives and the Catholic Diocese of Broken Bay, which covers the Corpus Christi School at St Ives, reveal that the Corpus Christi School Building Fund has ceased to exist. The Catholic Diocese has informed the Executor of Mr Clarke’s Estate that it formerly administered many building funds, including the Corpus Christi School Building Fund, but has replaced them all with one building fund called The Broken Bay Diocesan School Building Fund. The Diocese has recommended that The Broken Bay Diocesan School Building Fund should be the replacement fund for the now non-existent Corpus Christi School Building Fund.

The Solicitor General is of the view that the gift was bequeathed with a general charitable intention and is for a valid charitable purpose, namely religion. The Solicitor General has determined that this is an appropriate matter in which the Attorney General should approve a cy-pres scheme under section 12(1)(a) of the Charitable Trusts Act 1993. The proposed scheme enables the bequest in the late John Francis Clarke’s will to the Corpus Christi School Building Fund be applied to another body, being The Broken Bay Diocesan School Building Fund.

Take note that within one month after the publication of this notice any person may make representations or suggestions to the Attorney General in respect of the proposed scheme.

A copy of the proposed scheme may be inspected, by appointment, during business hours at Level 9, Goodsell Building, 8-12 Chifley Square, Sydney. Please telephone (02) 9228-7799 for an appointment.

LAURIE GLANFIELD,  
Director General,  
Attorney General’s Department

2 March 2007.

[3070]

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