



# *Government Gazette*

OF THE STATE OF

NEW SOUTH WALES

**Week No. 41/2006**

**Friday, 13 October 2006**

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

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## DEADLINES

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### GOVERNMENT GAZETTE DEADLINES

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# *Government Gazette*

OF THE STATE OF  
NEW SOUTH WALES

**Number 123**  
**Friday, 13 October 2006**

Published under authority by Government Advertising

## LEGISLATION

### Assents to Acts

#### ACTS OF PARLIAMENT ASSENTED TO

Legislative Assembly Office, Sydney 5 October 2006

IT is hereby notified, for general information, that Her Excellency the Governor has, in the name and on behalf of Her Majesty, this day assented to the undermentioned Acts passed by the Legislative Assembly and Legislative Council of New South Wales in Parliament assembled, viz.:

Act No 66 2006 – An Act to amend the Education Act 1990 with respect to the provision of financial assistance to non-government schools. [Education Amendment (Financial Assistance to Non-Government Schools) Bill].

Act No 67 2006 – An Act to amend the Children and Young Persons (Care and Protection) Act 1998 to make provision with respect to parent responsibility contracts; to amend consequentially the Children's Court Rule 2000; and for other purposes. [Children and Young Persons (Care and Protection Amendment (Parent Responsibility Contracts) Bill].

Act No 68 2006 – An Act to amend the Parliamentary Electorates and Elections Act 1912 with respect to the office and functions of the Electoral Commissioner and other officials, redistributions of electoral districts, the preparation, maintenance and cost of rolls of electors, the conduct of elections, the appointment of accredited election service providers for elections and elections under other legislation; to amend other legislation with respect to the conduct of those elections and polls; and for other purposes. [Parliamentary Electorates and Elections Amendment Bill].

Russell D. Grove PSM

Clerk of the Legislative Assembly

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## Proclamations

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New South Wales

### Proclamation

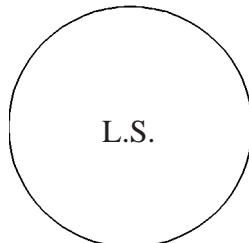
under the

Summary Offences Amendment (Display of Spray Paint Cans)  
Act 2006 No 36

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 *Summary Offences Amendment (Display of Spray Paint Cans) Act 2006*, do, by this my Proclamation, appoint 1 November 2006 as the day on which that Act commences. Signed and sealed at Sydney, this 11th day of October 2006.

By Her Excellency's Command,



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

GOD SAVE THE QUEEN!



New South Wales

## Proclamation

under the

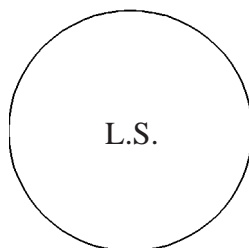
Workers Compensation Legislation Amendment (Miscellaneous Provisions) Act 2005 No 113

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 (1) of the *Workers Compensation Legislation Amendment (Miscellaneous Provisions) Act 2005*, do, by this my Proclamation, appoint 13 October 2006 as the day on which Schedule 2.2 [8] to that Act commences.

Signed and sealed at Sydney, this 11th day of October 2006.

By Her Excellency's Command,



JOHN DELLA BOSCA, M.L.C.,  
Minister for Commerce

GOD SAVE THE QUEEN!

### Explanatory note

The object of this Proclamation is to commence Schedule 2.2 [8] to the *Workers Compensation Legislation Amendment (Miscellaneous Provisions) Act 2005* (which inserts section 175C into the *Workers Compensation Act 1987*). Section 175C provides that WorkCover may make private rulings, for workers compensation insurance premiums purposes, as to whether any person is a worker, or any class of persons are workers, employed by an applicant for the ruling.

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## Regulations

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New South Wales

# Nurses and Midwives Amendment (Fees) Regulation 2006

under the

Nurses and Midwives Act 1991

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Nurses and Midwives Act 1991*.

JOHN HATZISTERGOS, M.L.C.,  
Minister for Health

### Explanatory note

The object of this Regulation is to amend the *Nurses and Midwives Regulation 2003* so as to increase certain fees payable under the *Nurses and Midwives Act 1991* in respect of the registration and enrolment of nurses and midwives.

This Regulation is made under the *Nurses and Midwives Act 1991*, including section 78 (the general regulation-making power) and sections 18 (1) (a)–(e), 19 (1) (a)–(d), 24 (1), 27 (1), 28 and 33 (1) and (4).

Clause 1          Nurses and Midwives Amendment (Fees) Regulation 2006

---

## **Nurses and Midwives Amendment (Fees) Regulation 2006**

under the

Nurses and Midwives Act 1991

### **1    Name of Regulation**

This Regulation is the *Nurses and Midwives Amendment (Fees) Regulation 2006*.

### **2    Commencement**

This Regulation commences on 1 January 2007.

### **3    Amendment of Nurses and Midwives Regulation 2003**

The *Nurses and Midwives Regulation 2003* is amended as set out in Schedule 1.

Nurses and Midwives Amendment (Fees) Regulation 2006

Amendments

Schedule 1

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## **Schedule 1      Amendments**

(Clause 3)

### **[1]      Schedule 2 Fees**

Omit “\$60” wherever occurring in the matter relating to sections 18 (1) (a), (b), (c), (d) or (e), 19 (1) (a), (b), (c) or (d), 24 (1), 27 (1), 28 and 33 (4).

Insert instead “\$80”.

### **[2]      Schedule 2**

Omit “\$50” from the matter relating to section 33 (1). Insert instead “\$70”.





New South Wales

# Summary Offences Amendment (Display of Spray Paint Cans) Regulation 2006

under the

Summary Offences Act 1988

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Summary Offences Act 1988*.

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

## Explanatory note

The object of this Regulation is to amend the *Summary Offences Regulation 2005* so as:

- (a) to prescribe display on shelves that are 2.1 metres or more above floor level as a means by which spray paint cans may lawfully be displayed for the purposes of section 10D of the *Summary Offences Act 1988*, and
- (b) to disapply that section in relation to spray paint cans containing paint that is transparent and colourless.

Section 10D is inserted into the *Summary Offences Act 1988* by the *Summary Offences Amendment (Display of Spray Paint Cans) Act 2006*.

This Regulation is made under the *Summary Offences Act 1988*, including section 35 (the general power to make regulations) and section 10D.

Clause 1                      Summary Offences Amendment (Display of Spray Paint Cans) Regulation 2006

---

## **Summary Offences Amendment (Display of Spray Paint Cans) Regulation 2006**

under the

Summary Offences Act 1988

### **1    Name of Regulation**

This Regulation is the *Summary Offences Amendment (Display of Spray Paint Cans) Regulation 2006*.

### **2    Commencement**

This Regulation commences on 1 November 2006.

### **3    Amendment of Summary Offences Regulation 2005**

The *Summary Offences Regulation 2005* is amended by inserting the following clause after clause 13:

#### **13A    Display by retailers of spray paint cans**

- (1) For the purposes of section 10D (2) (c) of the Act, a spray paint can is properly secured if it is displayed on a shelf that is 2.1 metres or more above floor level.
- (2) Section 10D of the Act does not apply to or in relation to a spray paint can that contains paint that, when applied to a surface, is both transparent and colourless.

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## Other Legislation

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New South Wales

### Notice adjusting description of lands

under the

National Park Estate (Southern Region Reservations) Act 2000

I, the Director-General of the Department of Environment and Conservation, with the approval of the Minister administering the *National Parks and Wildlife Act 1974*, the Minister administering the *Forestry Act 1916*, the Minister administering the *Crown Lands Act 1989* and the Minister administering the provisions of the *Roads Act 1993* relating to classified roads, and pursuant to section 10 of the *National Park Estate (Southern Region Reservations) Act 2000 (the Act)*, adjust the description of lands in Schedules 1 and 2 to the Act by amending those Schedules as set out in Schedule 1 to this notice.

In accordance with section 10 (5) of the Act, I certify that the adjustments effected by this notice will not result in any significant reduction in the size or value of national park estate land or State forest land.

In accordance with section 10 (9) of the Act, I declare that:

- (a) Lots 15 and 16 DP 1097860 are part of Sussex Inlet Road and, accordingly, are vested in the roads authority for that public road under the *Roads Act 1993*, and
- (b) Lots 10, 12–14, 17–19 DP 1097860 are part of the Princes Highway and, accordingly, are vested in the roads authority for that public road under the *Roads Act 1993*, and
- (c) Lot 8 DP 1097860 ceases to be part of the Princes Highway and, accordingly, is divested from the relevant roads authority and becomes part of Conjola National Park subject to the relevant provisions of the Act applicable to Schedule 1 to the Act.

Director-General of the Department of Environment and Conservation  
Dated this 30th day of September 2006.

Notice adjusting description of lands

Schedule 1      Amendments

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## Schedule 1      Amendments

**[1]      Schedule 1 State forest reserved as national park or state recreation area or dedicated as nature reserve**

Insert “However, that area does not include Lot 15 DP 1097860.” at the end of the first paragraph in clause 10.

**[2]      Schedule 2 Crown lands reserved as national park or state recreation area or dedicated as nature reserve**

Omit the second paragraph in clause 25. Insert instead:

An area of about 566 hectares, being the land designated as 642-02 on the diagram catalogued Misc R 00082 (Third Edition) in the Department of Environment and Conservation and Lots 8 and 9 DP 1097860. However, that area does not include Lots 10, 12–14, 16–19 DP 1097860.

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**OFFICIAL NOTICES**

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**Appointments**

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**FISHERIES MANAGEMENT (GENERAL)  
REGULATION 2002**

Advisory Council on Recreational Fishing  
Appointment of Chairperson

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to Clause 361 of the Fisheries Management (General) Regulation 2002, hereby appoint Mr Brian SCHUMACHER as the Chairperson of the Advisory Council on Recreational Fishing (ACoRF).

I also appoint Mr Brian Schumacher as Chairperson of the following subcommittees of ACoRF:

The Recreational Fishing Saltwater Trust Expenditure Committee (RFSTEC), and

The Recreational Fishing Freshwater Trust Expenditure Committee (RFFTEC).

These appointments are for a term of three (3) years expiring on 31 August 2009.

Dated this 11th day of September 2006.

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

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**FISHERIES MANAGEMENT ACT 1994**

Chairperson of the Share Management Appeal Panel

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, pursuant to section 83(1)(a) of the Fisheries Management Act 1994, do hereby appoint Mr John HERTZBERG as Chairperson of the Share Management Appeal Panel from the date hereof until 30 June 2007.

Dated this 22nd day of August 2006.

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

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**NSW WINE INDUSTRY RESEARCH AND  
DEVELOPMENT ADVISORY COUNCIL**

Revocation of Member

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, hereby revoke the appointment of Mr Neil PERRY as a member of the NSW Wine Industry Research and Development Advisory Council, gazetted on 18 August 2006, number 103, page number 6327.

Dated this 14th day of September 2006.

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

---

**NSW WINE INDUSTRY RESEARCH AND  
DEVELOPMENT ADVISORY COUNCIL**

Appointment of Member

I, IAN MACDONALD, M.L.C., Minister for Primary Industries, hereby appoint the following person as a member of the NSW Wine Industry Research and Development Advisory Council for a term commencing from the date hereof for a period of three (3) years:

Mr David LOWE.

Dated this 14th day of September 2006.

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

---

**STOCK DISEASES ACT 1923**

Appointment of Inspector

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 Ian William LUGTON as an inspector under the Act.

Dated this 5th day of October 2006.

B. D. BUFFIER,  
Director-General,  
NSW Department of Primary Industries

---

**STOCK DISEASES ACT 1923**

Revocation of Appointment and Reappointment

I, B. D. BUFFIER, Director-General of NSW Department of Primary Industries:

- (a) pursuant to section 6(3)(a) of the Stock Diseases Act 1923 ('the Act'), hereby revoke the appointment, published in *New South Wales Government Gazette* No. 12 of 22 January 1988, at page 327, of Paul Gerard FREEMAN as an inspector under the Act; and
- (b) pursuant to section 6(1) of the Act, reappoint Paul Gerard FREEMAN as an inspector under the Act.

Dated this 5th day of October 2006.

B. D. BUFFIER,  
Director-General,  
NSW Department of Primary Industries

---

## Department of Lands

### FAR WEST REGIONAL OFFICE

45 Wingewarra Street (PO Box 1840), Dubbo NSW 2830

Phone: (02) 6883 3000

Fax: (02) 6883 3099

#### ALTERATION OF PURPOSE 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 Leases have been altered as shown.

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

*Administrative District – Bourke; Shire – Bourke;  
Parish – Kilfera; County – Irrara.*

The purpose of Western Lands Lease 8326, being the land contained within Folio Identifier 3842/766285 has been altered from “Grazing” to “Grazing, Tourism and Film Making” effective from 5 October 2006.

Annual rental and lease conditions remain unaltered as a consequence of the change of purpose except for the addition of those special conditions published in the *New South Wales Government Gazette* of 19 March 2004, Folios 1446-1447 and the inclusion of the special conditions following.

#### SPECIAL CONDITIONS ATTACHED TO WESTERN LANDS LEASE 8326

1. (a) Before using the lease area for tourism the lessee shall take steps in the manner provided for in paragraph (c) to identify any Aboriginal sites or relics located on that part of the lease area to be used for tourism.
- (b) Where the existence and location of any Aboriginal site or relic is identified as a result of action taken under this condition or the existence of location of such a site or relic is otherwise within the knowledge of the lessee, the lessee shall ensure by taking such precautions as may be necessary that the site or relic is not interfered with, damaged, destroyed or defaced.
- (c) The lessee shall consult with the Local Aboriginal Land Council with a view to identifying and locating any Aboriginal site or relics on the lease area.
- (d) The lessee shall be familiar with the provisions of the National Parks and Wildlife Act 1974 relating to the protection of, interference with or the damaging or destruction of Aboriginal sites or relics.
- (e) If an Aboriginal site is discovered the lessee should contact the Manager, Cultural Heritage Unit, National Parks and Wildlife Service, Western Directorate, Dubbo.
2. The lessee shall not in using the subject land for tourism, observe, or allow any other person to observe, activities or cultural works of Aboriginal peoples or Torres Strait Islanders.
3. (a) The lessee shall not use any vehicle for the purpose of tourism (and shall take all reasonable steps to prevent any other person from using any vehicle for the purpose of farm tourism) on any part of the lease identified under the provisions of the Soil Conservation Act 1938 as protected land or as being environmentally sensitive.
- (b) The lessee shall ensure that any access tracks must be arranged in such a manner as to minimise the disturbance of any land surface.
4. The lessee shall not destroy populations of any endangered or threatened species, damage the critical habitat of endangered species, populations and ecological communities or damage the habitat of any threatened species, populations or ecological communities scheduled in the Threatened Species Conservation Act 1995 on any part of the lease whilst using the land for the purpose of farm tourism and shall prevent any other person from doing the same.
5. The lessee shall ensure that any European heritage sites, artefacts, buildings or other areas of significance will not be damaged, destroyed or defaced by either the lessee or other persons present on the leased land.
6. The lessee shall ensure that any fuel management and/or fire trail access should be undertaken in accordance with fire mitigation measures to the satisfaction of the Bush Fire Authority.
7. The lessee shall undertake any appropriate measures, at his/her own expense as ordered by the Commissioner to rehabilitate any degraded or disturbed areas.
8. The lessee shall ensure that all traffic is contained to the designated tracks in order to reduce the impact on soil and vegetation including potential wind and water erosion on those tracks.
9. 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.
10. The lessee shall undertake any appropriate measures, at his/her own expense to ensure that the building(s) being used for tourism purposes complies with the minimum provision of the Building Code of Australia in respect to essential fire safety measures.

**GRAFTON OFFICE**  
**76 Victoria Street (Locked Bag 10), Grafton NSW 2460**  
**Phone: (02) 6640 3400      Fax: (02) 6642 5375**

**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: Bellingen  
 Local Government Area:  
 Nambucca Shire Council  
 Locality: Nambucca Heads  
 Lot 7047 D.P. No.1103364  
 Parish: Nambucca  
 County: Raleigh  
 File Reference: GF86R44/1

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

*COLUMN 2*

Reserve No. 1012189 for the  
 Public Purpose of Access  
 and Public Requirements,  
 Rural Services, Tourism  
 Purposes and Environmental  
 and Heritage Conservation.

**NOTIFICATION OF CLOSING OF ROAD**

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

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

Description

*Land District – Lismore; L.G.A. – Lismore City Council.*

Roads Closed: Lot 1, DP 1072380 at Rosebank, Parish Clunes, County Rous.

File No.: GF02 H 342.

**SCHEDULE**

On closing, the land within Lot 1, DP 1072380 becomes vested in Lismore City Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: LW:RD:P11977

Description

*Land District – Lismore; L.G.A. – Ballina.*

Roads Closed: Lot 1, DP 1095427 at East Ballina, Parish Ballina, County Rous.

File No.: GF04 H 150.

**SCHEDULE**

On closing, the land within Lot 1, DP 1095427 becomes vested in Ballina Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: Shelley Beach Road – Doc 799289.

Description

*Land District – Murwillumbah; L.G.A. – Tweed.*

Roads Closed: Lot 1, DP 1101173 at Banora Point, Parish Terranora, County Rous.

File No.: GF05 H 604.

**SCHEDULE**

On closing, the land within Lot 1, DP 1101173 becomes vested in Tweed Shire Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: GR3/12/7;R3861.

Description

*Land District – Lismore; L.G.A. – Lismore.*

Roads Closed: Lots 1 and 2, DP 1101716 at Tumble Creek, Parish Dunoon, County Rous.

File No.: GF03 H 168.

**SCHEDULE**

On closing, the land within Lot 1 and 2, DP 1101716 becomes vested in Lismore City Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: LW:TMI:P12766.

Description

*Land District – Grafton; L.G.A. – Clarence Valley.*

Roads Closed: Lots 12, 13 and 14, DP 1070578 at Stockyard Creek, Parish Cop manhurst, County Clarence.

File No.: GF05 H 115.

**SCHEDULE**

On closing, the land within Lots 12, 13 and 14, DP 1070578 become vested in Clarence Valley Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: Stockyard Creek.

Description

*Land District – Grafton; L.G.A. – Clarence Valley.*

Roads Closed: Lot 8, DP 1008875 at Ewingar, Parish Ewingar, County Drake.

File No.: GF03 H 166.

**SCHEDULE**

On closing, the land within Lot 8, DP 1008875 becomes vested in Clarence Valley Council as operational land for the purposes of the Local Government Act 1993.

Councils Reference: 728.

Description

*Land District – Bellingen; L.G.A. – Nambucca.*

Roads Closed: Lot 7047, DP 1103364 at Nambucca Heads, Parish Nambucca, County Raleigh.

File No.: GF05 H 603.



## SCHEDULE

Note: On closing, the land within Lot 7047, DP 1103364 remains vested in the Crown and added to Reserve R1012189 for the public purpose of access and public requirements, rural services, tourism purposes and environmental and heritage conservation, Notified this day.

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## MOREE OFFICE

**Frome Street (PO Box 388), Moree NSW 2400**

**Phone: (02) 6752 5055      Fax: (02) 6752 1707**

## NOTIFICATION OF CLOSING OF A ROAD

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

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

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Description

*Land District – Moree; Council – Moree Plains  
Parishes – Yarouah and Hamilton; County – Benarba*

Lots 1 and 2 in D.P. 1097877, Parishes Yarouah and Hamilton, County Benarba. File Reference: ME02 H 43

Note: Upon closure the land remains vested in the Crown as Crown land.

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**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**

**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 Assisting the Minister for  
Natural Resources (Lands)

**SCHEDULE**

<b>COLUMN 1</b>	<b>COLUMN 2</b>
Land District: Metropolitan. Local Government Area: Manly. Parish: Manly Cove. County: Cumberland. Reserve No.: 42303. Purpose: State hospital site. Date of Notification: 31 December 1907. File No.: 04/1274.	The part within Lot 2764, DP 752038

**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**

<b>COLUMN 1</b>	<b>COLUMN 2</b>
Land District: Metropolitan. Local Government Area: Manly and Warringah. Parishes: Manly Cove. County: Cumberland. Locality: being the Crown land depicted on the plan of R1012330 held by the Department of Lands. Area: About 7690 hectares. File No.: MN06 R 34.	Reserve No. 1012330 for the public purpose of access and public requirements, rural services, tourism purposes and environmental and heritage conservation

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

**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**

<b>COLUMN 1</b>	<b>COLUMN 2</b>	<b>COLUMN 3</b>
Geoffrey BROTHERS (new member), Gordon George DRUMMOND (new member).	Field of Mars Presbyterian Cemetery Trust.	Dedication No.: 500800. Public Purpose: Cemetery. Notified: 29 April 1884. File No.: MN84 R 82/2.

**Term of Office**

For a term commencing the date of this notice and expiring 14 October 2008.

**PLAN OF MANAGEMENT FOR CROWN  
RESERVES AT TAMARAMA BEACH UNDER PART  
5 DIVISION 6 OF THE CROWN LANDS ACT 1989  
AND CROWN LANDS REGULATION 2000**

A draft plan of management has been prepared for Crown reserves at Tamarama Beach, described hereunder which are under the trust management of Waverley Council.

Inspection of the draft plan can be made at Waverley Council's Administration Centre, Bondi Road, Bondi Junction; Waverley Library, Denison Street, Bondi Junction and Tamarama Park Kiosk during normal business hours as well as Council's website [www.waverley.nsw.gov.au](http://www.waverley.nsw.gov.au).

Representations are invited from the public on the draft plan. The plan will be on exhibition for a period of 28 days commencing Monday, 16 October 2006. Submissions will be received up until Sunday, 12 November 2006 and should be sent to Council's Landscape Architect, Rosie Gapella, 31-33 Spring Street, Bondi Junction NSW 2022, or email [rosannag@waverley.nsw.gov.au](mailto:rosannag@waverley.nsw.gov.au).

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

**Description of Reserves**

*Land District – Metropolitan; L.G.A. – Waverley;  
Parish – Alexandria; County – Cumberland.*

Crown Reserve 500481 dedicated as public park on 24 September 1920, comprising Lots 7100 and 7101, DP 1060141 and Lot 7124, DP 1058517.

Crown Reserve 41603 reserved for public recreation on 17 April 1907, comprising Lot 7046, DP 1052115.

Location: Tamarama Beach.

File No.: MN04 R 8.

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

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

PURSUANT to section 117, Crown Lands Act 1989, the person specified in Column 1 of the Schedule hereunder is appointed as administrator for the term also specified thereunder, 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>
Donald HOUSTON	Bulahdelah War Memorial Reserve Trust	Reserve No: 610008 Public Purpose: War Memorial Notified: 27 October 1944 File: TE80 R 58

For a term commencing  
14 October 2006 and  
expiring 13 April 2007.

**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

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Diana WOODWARD (new member) Tina Mireille CLARK (new member) Ken Thomas SALMOND (new member) Gabriella BRIE (new member)	Kempsey Showground Trust	Reserve No: 610019 Public Purpose: Showground Notified: 7 October 1884 File: TE80 R 216

For a term commencing  
from the date of this notice  
and expiring 14 April 2010

**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

<i>COLUMN 1</i>	<i>COLUMN 2</i>	<i>COLUMN 3</i>
Alan GRIFFIN (re-appointment) Beatrice Estelle BATTLE (new member) Robert Eric FRASER (re-appointment) David Brian THOMAS (new member) Kenneth McCARTHY (new member) Barry William LEE (new member) Geoffery Bruce SNAPE (new member)	Gladstone Recreation & Racecourse Reserve Trust	Reserve No: 610030 Public Purpose: Racecourse and Public Recreation Notified: 22 January 1886 File: TE80 R 200

For a term commencing  
11 October 2006 and  
expiring 10 October 2011

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## Department of Natural Resources

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### WATER ACT 1912

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

#### *Macquarie River Valley*

An applications for a licence under section 13 for works within a proclaimed (declared) local area as generally described hereunder have been received from:

Douglas John WITHERDIN, Dearne Joy WITHERDIN, Roman John ZASIADCZYK and Anne Narelle PEARCE for a pump on Ploughman's Creek, Lot 27, DP 263613, Parish of Boreenore, County of Wellington, for water supply for stock and domestic purposes (new licence) (Reference: 80SL96251).

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

Terrence Rex DOLBEL and Charlotte Kathleen DOLBEL for a pump on the Gilmandyke Creek, Lots 180 and 181, DP 753047, Parish of Mount Lawson, County of Georgiana, for irrigation of 5.5 hectares (lucerne) (partly replacing existing entitlement by permanent transfer) (Reference: 80SL96252).

#### *Castlereagh River Valley*

Maxwell Norman CHANDLER for 2 pumps on the Castlereagh River, Lot 241, DP 601880, Parish of Yalcogrin, County of Gowen, for irrigation of 83.5 hectares (lucerne) (replacing existing licence due to additional pump) (Reference: 80SL96250).

GA2:310220.

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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## Department of Planning

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New South Wales

### **Baulkham Hills Local Environmental Plan 2005 (Amendment No 1)**

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*. (P03/00536/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Baulkham Hills Local Environmental Plan 2005 (Amendment No 1)

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## **Baulkham Hills Local Environmental Plan 2005 (Amendment No 1)**

under the

Environmental Planning and Assessment Act 1979

### **1    Name of plan**

This plan is *Baulkham Hills Local Environmental Plan 2005 (Amendment No 1)*.

### **2    Aims of plan**

This plan aims to replace the definition of ***bulky goods retailing*** in *Baulkham Hills Local Environmental Plan 2005* with a definition of ***bulky goods premises***.

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

This plan applies to all land in the local government area of Baulkham Hills under *Baulkham Hills Local Environmental Plan 2005*.

### **4    Amendment of Baulkham Hills Local Environmental Plan 2005**

*Baulkham Hills Local Environmental Plan 2005* is amended as set out in Schedule 1.

Baulkham Hills Local Environmental Plan 2005 (Amendment No 1)

Amendments

Schedule 1

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 5 Definitions

Omit the definition of *bulky goods retailing* from clause 5 (1). Insert instead:

*bulky goods premises* means a building or place used primarily for the sale by retail, wholesale or auction of (or for the hire or display of) goods that are of such size or weight as to require:

- (a) a large area for handling, display or storage, or
- (b) direct vehicular access to the site of the building or place by members of the public for the purpose of loading or unloading such goods into or from their vehicles after purchase or hire,

but does not include a building or place used for the sale of foodstuffs or clothing unless their sale is ancillary to the sale or hire of such goods.

### [2] Clause 13 Zone objectives and zoning controls

Omit “bulky goods retailing” wherever occurring in the Table to the clause.

Insert instead “bulky goods premises”.

### [3] Clause 53 Development that is prohibited along classified roads

Omit “bulky goods retailing” from clause 53 (c).

Insert instead “bulky goods premises”.

### [4] Schedule 3 Development prohibited in certain zones

Omit “bulky goods retailing”. Insert instead “bulky goods premises”.



New South Wales

## **Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)**

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*. (SRW0000261/PC)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1                      Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)

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## **Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)*.

### **2 Aims of plan**

This plan aims:

- (a) to rezone certain land at Ingleburn to Zone 10 (b)—District Comprehensive Centre Zone under *Campbelltown (Urban Area) Local Environmental Plan 2002 (the 2002 plan)*, and to include a provision in the 2002 plan regarding development for the purpose of residential flat buildings on a part of that rezoned land, and
- (b) to rezone certain land in the vicinity of Kellicar Road, Gilchrist Drive and Menangle Road, Campbelltown, to partly Zone 2 (b)—Residential B Zone, partly Zone 5 (c)—Special Uses Sub-Arterial Roads Zone and partly Zone 10 (a)—Regional Comprehensive Centre Zone under the 2002 plan, and
- (c) to reclassify certain land at Parkhill Avenue, Leumeah, from community to operational land within the meaning of the *Local Government Act 1993*, and to rezone part of that reclassified land to Zone 2 (b)—Residential B Zone under the 2002 plan.

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

- (1) In respect of the aims set out in clause 2 (a), this plan applies to certain land at Ingleburn, as shown coloured light blue and lettered “10 (b)” on Sheet 1 of the map marked “Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)” deposited in the office of Campbelltown City Council.
- (2) In respect of the aim set out in clause 2 (b), this plan applies to certain land in the vicinity of Kellicar Road, Gilchrist Drive and Menangle Road, Campbelltown, as shown coloured pink or mid grey, or light blue and lettered “10 (a)”, on Sheet 2 of that map.



Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)

Clause 4

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- (3) In respect of the reclassification of land referred to in clause 2 (c), this plan applies to Lot A, DP 333789 and Lot 502, DP 621692, Parkhill Avenue, Leumeah, as shown edged heavy black on Sheet 4 of that map.
  - (4) In respect of the rezoning of land referred to in clause 2 (c), this plan applies to part of Lot 502, DP 621692, Parkhill Avenue, Leumeah, as shown coloured pink on Sheet 3 of that map.

**4 Amendment of Campbelltown (Urban Area) Local Environmental Plan 2002**

*Campbelltown (Urban Area) Local Environmental Plan 2002* is amended as set out in Schedule 1.

**5 Amendment of Campbelltown Local Environmental Plan 1995—Classification of Public Land**

*Campbelltown Local Environmental Plan 1995—Classification of Public Land* is amended as set out in Schedule 2.

Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)

Schedule 1      Amendment of Campbelltown (Urban Area) Local Environmental Plan 2002

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## **Schedule 1      Amendment of Campbelltown (Urban Area) Local Environmental Plan 2002**

(Clause 4)

**[1]    Clause 10 Zone 3 (a)—General Business Zone**

Omit “Ingleburn and” from clause 10 (2) (a).

**[2]    Clause 65**

Insert after clause 64:

**65    Residential flat buildings on certain land in Ingleburn Town Centre within Zone 10 (b)**

- (1)    This clause applies to so much of the land at Ingleburn within Zone 10 (b) as is shown coloured light blue, lettered “10 (b)” and hatched on Sheet 1 of the map marked “Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)”.
- (2)    Despite any other provision of this plan, all development on the land to which this clause applies is prohibited except development for the purpose of residential flat buildings.

**[3]    Schedule 3 Dictionary**

Insert in appropriate order in the definition of *the map*:

Campbelltown (Urban Area) Local Environmental Plan 2002  
(Amendment No 8)—Sheets 1–3

Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)

Amendment of Campbelltown Local Environmental Plan 1995—  
Classification of Public Land

Schedule 2

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## **Schedule 2      Amendment of Campbelltown Local Environmental Plan 1995—Classification of Public Land**

(Clause 5)

### **Schedule Classification and reclassification of public land as operational**

Insert in alphabetical order of locality in Part 2 of the Schedule:

#### **Leumeah**

Parkhill Avenue

Lot A, DP 333789 and Lot 502, DP 621692, as shown edged heavy black on Sheet 4 of the map marked “Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)”—*Campbelltown (Urban Area) Local Environmental Plan 2002 (Amendment No 8)*.



New South Wales

## **Fairfield Local Environmental Plan 1994 (Amendment No 85)**

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*. (P97/00316/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1          Fairfield Local Environmental Plan 1994 (Amendment No 85)

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## **Fairfield Local Environmental Plan 1994 (Amendment No 85)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Fairfield Local Environmental Plan 1994 (Amendment No 85)*.

### **2 Aims of plan**

The aims of this plan are:

- (a) to rezone the land to which this plan applies from Zone 6 (a) Existing and Proposed Recreation to Zone 2 (a) Residential A under *Fairfield Local Environmental Plan 1994*, and
- (b) to reclassify the land to which this plan applies (being public land) from community land to operational land within the meaning of the *Local Government Act 1993*.

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

This plan applies to land known as 54 Mount Street, Bonnyrigg Heights, being Lot 547, DP 739760, as shown edged heavy black and distinctively coloured on the map marked “Fairfield Local Environmental Plan 1994 Amendment No 85—MAP No 1 of 2 Zoning Map” deposited in the office of the Fairfield City Council.

### **4 Amendment of Fairfield Local Environmental Plan 1994**

*Fairfield Local Environmental Plan 1994* is amended as set out in Schedule 1.

Fairfield Local Environmental Plan 1994 (Amendment No 85)

Amendments

Schedule 1

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## Schedule 1      Amendments

(Clause 4)

### [1]      **Schedule 3 Classification or reclassification of public land**

Insert at the end of Part 2 of the Schedule:

Lot 547, DP 739760, 54 Mount Street, Bonnyrigg Heights as shown edged heavy black on the map marked “Fairfield Local Environmental Plan 1994 Amendment No 85—MAP No 2 of 2 Fairfield Land Classification Map—Amendment No 23” is classified as operational land.

### [2]      **Dictionary**

Insert in appropriate order in the definition of *Map*:

Fairfield Local Environmental Plan 1994 (Amendment No 85)



New South Wales

## Hastings Local Environmental Plan 2001 (Amendment No 47)

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*. (G91/00184/PC; 032.2005.00000001.001; 032.2004.00000023.001)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1 Hastings Local Environmental Plan 2001 (Amendment No 47)

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## **Hastings Local Environmental Plan 2001 (Amendment No 47)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Hastings Local Environmental Plan 2001 (Amendment No 47)*.

### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies from Zone 1 (a1) Rural to Zone 2 (a1) Residential under *Hastings Local Environmental Plan 2001*.

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

This plan applies to Lot 124, DP 1034771, Seafront Circuit, Bonny Hills and parts of Lots 1 and 2, DP 811601 and part of Lot 3, DP 634929, Ocean Drive, Bonny Hills, as shown coloured light scarlet, edged heavy black and lettered "2 (a1)" on the map marked "Hastings Local Environmental Plan 2001 (Amendment No 47)" deposited in the office of Port Macquarie-Hastings Council.

### **4 Amendment of Hastings Local Environmental Plan 2001**

*Hastings Local Environmental Plan 2001* is amended by inserting in appropriate order in Part 2 of Schedule 6 the following words:

Hastings Local Environmental Plan 2001 (Amendment No 47)





New South Wales

## **Lismore Local Environmental Plan 2000 (Amendment No 26)**

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*. (GRA6323447/PC)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Lismore Local Environmental Plan 2000 (Amendment No 26)

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## **Lismore Local Environmental Plan 2000 (Amendment No 26)**

under the

Environmental Planning and Assessment Act 1979

### **1    Name of plan**

This plan is *Lismore Local Environmental Plan 2000 (Amendment No 26)*.

### **2    Aim of plan**

This plan aims to amend clause 22 (Development on flood affected land) of the *Lismore Local Environmental Plan 2000* to enable certain building works to be carried out on particular floodways.

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

This plan applies to all land shown as floodway on Map 1 of the *Lismore Floodplain Management Plan* dated October 2002 and deposited in the office of the Council of the City of Lismore.

### **4    Amendment of Lismore Local Environmental Plan 2000**

*Lismore Local Environmental Plan 2000* is amended as set out in Schedule 1.

Lismore Local Environmental Plan 2000 (Amendment No 26)

Amendments

Schedule 1

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## Schedule 1      Amendments

(Clause 4)

### [1]    Clause 22 Development on flood affected land

Insert after clause 22 (2):

- (2A)    Despite the provisions of Part 3, the consent authority must not grant consent to an alteration to an existing building on land shown as floodway on Map 1 of the *Lismore Floodplain Management Plan* unless all of the following are satisfied:
- (a)    the alteration will not result in the creation of any new dwelling,
  - (b)    there is no expansion of the building footprint,
  - (c)    all building work that is not internal is above the flood standard,
  - (d)    any new materials at or below the flood standard in internal work are flood compatible,
  - (e)    a certificate is provided from a suitably qualified engineer that states that the building (including its foundations) when modified will be able to withstand the impacts of the floodwaters and debris in the floodway for floods up to the 1 in 500 year average recurrence interval (ARI) flood.

### [2]    Clause 22 (5)

Insert in alphabetical order:

***average recurrence interval (ARI)*** means the average period between the recurrence of a storm event of a given rainfall intensity. The ARI represents a statistical probability.



New South Wales

## **Maitland Local Environmental Plan 1993 (Amendment No 79)**

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*. (NEW0000683/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Maitland Local Environmental Plan 1993 (Amendment No 79)

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## **Maitland Local Environmental Plan 1993 (Amendment No 79)**

under the

Environmental Planning and Assessment Act 1979

### **1    Name of plan**

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 79)*.

### **2    Aims of plan**

This plan aims to rezone the land to which this plan applies to Zone 2 (a) Residential under the provisions of *Maitland Local Environmental Plan 1993*.

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

This plan applies to Lots 600 and 602, DP 591149 and Lot 91, DP 785244 (off Anambah Road, Rutherford) and part of Lot 611, DP 867202 and part of Lot 31, DP 598354 (off New England Highway, Rutherford), as shown edged heavy black on the map marked “Maitland Local Environmental Plan 1993 (Amendment No 79)” deposited in the office of Maitland City Council.

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

*Maitland Local Environmental Plan 1993* is amended by inserting in appropriate order in the definition of ***The map*** in clause 5 (1) the following words:

Maitland Local Environmental Plan 1993 (Amendment No 79)



New South Wales

## **Maitland Local Environmental Plan 1993 (Amendment No 83)**

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*. (NEW0000322/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1            Maitland Local Environmental Plan 1993 (Amendment No 83)

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## **Maitland Local Environmental Plan 1993 (Amendment No 83)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 83)*.

### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies from partly Zone 1 (a) Prime Rural Land and partly Zone 1 (b) Secondary Rural Land to Zone 1 (c) Rural Small Holdings under *Maitland Local Environmental Plan 1993*.

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

This plan applies to land in the City of Maitland, being Lot A, DP 161697, Lots 16–19, DP 244680 and part of Lot 20, DP 255378, Nos 23–73 Luskintyre Road, Lochinvar, as shown edged heavy black on the map marked “Maitland Local Environmental Plan 1993 (Amendment No 83)” deposited in the office of the Maitland City Council.

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

*Maitland Local Environmental Plan 1993* is amended by inserting in appropriate order in the definition of ***The map*** in clause 5 (1) the following words:

Maitland Local Environmental Plan 1993 (Amendment No 83)



New South Wales

## **Rockdale Local Environmental Plan 2000 (Amendment No 38)**

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*. (9040961/S69)

FRANK SARTOR, M.P.,  
Minister for Planning



Clause 1            Rockdale Local Environmental Plan 2000 (Amendment No 38)

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## **Rockdale Local Environmental Plan 2000 (Amendment No 38)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Rockdale Local Environmental Plan 2000 (Amendment No 38)*.

### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies to Zone 2 (b) Villa/Townhouse Residential zone under *Rockdale Local Environmental Plan 2000* to permit the carrying out of villa/townhouse residential development on the land.

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

This plan applies to land known as 95–103 Sandringham Street, Sans Souci, being Lots X and Y, DP 408601 and Lots 27–29, DP 4132, as shown coloured pink with red edging and lettered “2 (b)” on the map marked “Rockdale Local Environmental Plan 2000 (Amendment No 38)” deposited in the office of Rockdale City Council.

### **4 Amendment of Rockdale Local Environmental Plan 2000**

*Rockdale Local Environmental Plan 2000* is amended by inserting in appropriate order in the definition of ***the map*** in clause 8 (1) the following words:

Rockdale Local Environmental Plan 2000 (Amendment No 38)



New South Wales

# **Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)— (Amendment No 9)**

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*. (9041607/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

Clause 1                      Warringah Local Environmental Plan 2000 (Classification and  
Reclassification of Public Land)—(Amendment No 9)

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## **Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)— (Amendment No 9)**

under the

Environmental Planning and Assessment Act 1979

### **1    Name of plan**

This plan is *Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)—(Amendment No 9)*.

### **2    Aims of plan**

This plan aims to reclassify the public land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*.

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

This plan applies to Lots 17–19 and 44–46, Section 16, DP 8172, Lot 43, DP 341020 and Lot 2, DP 526306, as shown edged heavy black on sheet 12 of the map marked “Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)—(Amendment No 9)” deposited in the office of Warringah Council.

### **4    Amendment of Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)**

*Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)* is amended as set out in Schedule 1.

Warringah Local Environmental Plan 2000 (Classification and  
Reclassification of Public Land)—(Amendment No 9)

Amendment

Schedule 1

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## Schedule 1      Amendment

(Clause 4)

### **Schedule 1 Classification and reclassification of public land as operational land**

Insert in Part 2 under the matter relating to Dee Why in Columns 1, 2 and 3,  
respectively:

Land between Oaks Avenue and Howard Avenue	Lots 17–19 and 44–46, Section 16, DP 8172, Lot 43, DP 341020 and Lot 2, DP 526306, as shown edged heavy black on sheet 12 of the map marked “Warringah Local Environmental Plan 2000 (Classification and Reclassification of Public Land)—(Amendment No 9)”.	Nil
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**ORDER DECLARING DEVELOPMENT TO BE A PROJECT UNDER PART 3A OF THE  
ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

I, the Minister for Planning, declare, pursuant to section 75B of the Environmental Planning and Assessment Act 1979, the development described in schedule 1 to be a project to which Part 3A of the Environmental Planning and Assessment Act 1979 applies.

FRANK SARTOR, M.P.,  
Minister for Planning

Sydney, 26 September 2006.

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**SCHEDULE 1**

The construction and operation of Energy Australia's Botany Bay Cable Project being:

- an underground dual 132kV cable which includes submarine cables across Botany Bay linking Bunnerong and Kurnell substations; and
- associated infrastructure including upgrades and building works to the Bunnerong and Kurnell substations

generally consistent with the route shown on the indicative map titled "Botany Bay Cable Project - Proposed Cable Route" prepared by Energy Australia in July 2006.

# Botany Bay Cable Project

## Proposed Cable Route



Botany Bay Cable Project – proposed cable route prepared by Energy Australia July 2006.

## 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:

AL04/046 within the estuary of Nambucca River, having an area of 0.5000 hectares to Anthony DONOHUE and RAYMOND B FRANKLIN PTY LTD of Woolgoolga NSW, for a term of 15 years expiring on 27 April 2020.

BILL TALBOT,  
Director,

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

### **FISHERIES MANAGEMENT ACT 1994 FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2002**

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

THE Minister has renewed the following Class 1 Aquaculture Leases:

OL90/005 within the estuary of the Manning River, having an area of 0.7869 hectares to POLSON OYSTERS PTY LTD of Old Bar NSW, for a term of 15 years expiring on 30 December 2020.

OL60/136 within the estuary of Port Stephens, having an area of 1.4663 hectares to John Thomas LYALL and Kenneth LYALL of Karuah NSW, for a term of 15 years expiring on 11 November 2021.

OL69/009 within the estuary of Brisbane Waters, having an area of 1.4600 hectares to Frances Gerard GALLEN, Ronald John GALLEN, Christopher Eric GALLEN and Faye Evelyn GALLEN of Budgewoi NSW, for a term of 15 years expiring on 04 August 2020.

OL60/034 within the estuary of the Hastings River, having an area of 0.1460 hectares to Mark Christopher BULLEY and PORT OYSTER COMPANY PTY LTD of Port Macquarie NSW, for a term of 15 years expiring on 11 November 2020.

OL74/103 within the estuary of Brisbane Water, having an area of 0.6873 hectares to PERMYARD PTY LTD of Davistown NSW, for a term of 15 years expiring on 24 August 2021.

OL75/214 within the estuary of Macleay River, having an area of 0.4703 hectares to Maureen AULD, Warren AULD and Colin AULD of Stuarts Point NSW, for a term of 15 years expiring on 21 December 2021.

OL75/253 within the estuary of Macleay River, having an area of 0.5391 hectares to Maureen AULD, Warren AULD and Colin AULD of Stuarts Point NSW, for a term of 15 years expiring on 29 December 2021.

OL61/056 within the estuary of Wallis Lake, having an area of 0.9534 hectares to Donald George CAIN of Tuncurry NSW, for a term of 15 years expiring on 28 May 2021.

OL63/036 within the estuary of Merimbula Lake, having an area of 1.6954 hectares to Jack COLE of Merimbula NSW, for a term of 15 years expiring on 28 September 2021.

OL60/216 within the estuary of Wallis Lake, having an area of 2.9327 hectares to TADEVEN PTY LTD of Tuncurry NSW, for a term of 15 years expiring on 23 April 2022.

OL90/001 within the estuary of Clyde River, having an area of 1.355 hectares to McASH OYSTERS PTY LTD of Moruya NSW, for a term of 15 years expiring on 4 March 2021.

OL58/277 in the estuary of Sandon River, having an area of 2.2425 hectares to EURUNDERIE INVESTMENTS PTY LTD of Yamba Bay NSW, for a term of 15 years expiring on 31 August 2018.

OL60/119 within the estuary of Nambucca River, having an area of 0.7330 hectares to Anthony Mark DONOHUE and RAYMOND B FRANKLIN PTY LTD of Woolgoolga NSW, for a term of 15 years expiring on 4 August 2020.

OL86/209 within the estuary of Wonboyn River, having an area of 0.8538 hectares to Gregory John EMMERSON of Eden NSW, for a term of 15 years expiring on 27 January 2022.

OL76/082 in the estuary of Wallis Lake, having an area of 0.3914 hectares to M W & E A SCIACCA PTY LTD of Tuncurry NSW, for a term of 15 years expiring on 5 September 2021.

BILL TALBOT,  
Director,  
Fisheries Conservation and Aquaculture,  
Agriculture, Fisheries and Regional Relations,  
Department of Primary Industries

### **FISHERIES MANAGEMENT ACT 1994 FISHERIES MANAGEMENT (AQUACULTURE) REGULATION 2002**

#### **Clause 49 (8) – Notice of Aquaculture Lease Subdivision**

THE Minister has subdivided the following Aquaculture Leases:

OL88/102 within the estuary of Wallis Lake, having an area of 13.7100 hectares is subdivided into two leases referred to as AL03/010 having an area of 10.363 hectares and AL03/011 having an area of 1.2864 hectares to Darrell Eric SCHUBERT and Grant Andrew SCHUBERT of Forster NSW. The subdivided leases will expire on 29 November 2017.

BILL TALBOT,  
Director,  
Fisheries Conservation and Aquaculture Branch,  
Agriculture, Fisheries and Regional Relations,  
Department of Primary Industries



**FISHERIES MANAGEMENT ACT 1994****Amendment of Category 2 Share Management Rental Charge Determination 2001**

I, IAN MACDONALD MLC, Minister for Primary Industries, pursuant to section 77A(7) of the Fisheries Management Act 1994 and clause 7 of the Category 2 Share Management Rental Charge Determination 2001, amend the Category 2 Share Management Rental Charge Determination 2001 as specified in the Schedule.

Explanatory note: The purpose of this amendment is to adjust the Category 2 Share Management Rental Charge in accordance with the Consumer Price Index.

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

**Schedule****Category 2 Share Management Rental Charge (Amendment) Determination 2006****Name of determination**

This determination is the Category 2 Share Management Rental Charge (Amendment) Determination 2006.

**Commencement of amendment**

This amendment comes into effect on 8 September 2006.

**Amendment of the Category 2 Share Management Rental Charge Determination 2006**

The Category 2 Share Management Rental Charge Determination 2001 is amended by:

Omit "\$111" from clause 3. Insert instead "\$114".

**MINERAL RESOURCES**

NOTICE is given that the following applications have been received:

**EXPLORATION LICENCE APPLICATIONS**

(06-4159)

No. 2862, WOLF MINERALS LIMITED (ACN 121 831 472), area of 7 units, for Group 1, dated 3 October, 2006. (Sydney Mining Division).

(06-4161)

No. 2864, CENTRAL WEST GOLD NL (ACN 003 078 591), area of 6 units, for Group 1, dated 5 October, 2006. (Cobar Mining Division).

(06-4162)

No. 2865, FOUR POINTS EXPLORATION LIMITED (ACN 101 168 343), area of 100 units, for Group 1, dated 6 October, 2006. (Cobar Mining Division).

(06-4163)

No. 2866, NORVALE PTY LTD (ACN 009 333 742), PATHFINDER EXPLORATION PTY LTD (ACN 009 214 859) AND SUPERSORB ENVIRONMENTAL N.L. (ACN 060 352 990), area of 41 units, for Group 1, dated 6 October, 2006. (Coffs Harbour Mining Division).

(06-4164)

No. 2867, RIMFIRE MINERALS CORPORATION, area of 43 units, for Group 1, dated 9 October, 2006. (Orange Mining Division).

(06-4165)

No. 2868, RIMFIRE MINERALS CORPORATION, area of 50 units, for Group 1, dated 9 October, 2006. (Sydney Mining Division).

(06-4166)

No. 2869, RIMFIRE MINERALS CORPORATION, area of 37 units, for Group 1, dated 9 October, 2006. (Wagga Wagga Mining Division).

(06-4167)

No. 2870, RIMFIRE MINERALS CORPORATION, area of 56 units, for Group 1, dated 9 October, 2006. (Sydney Mining Division).

(06-4168)

No. 2871, RIMFIRE MINERALS CORPORATION, area of 12 units, for Group 1, dated 9 October, 2006. (Orange Mining Division).

(06-4169)

No. 2872, RIMFIRE MINERALS CORPORATION, area of 83 units, for Group 1, dated 9 October, 2006. (Orange Mining Division).

(06-4170)

No. 2873, MINOTAUR OPERATIONS PTY LTD (ACN 108 925 284), area of 59 units, for Group 1, dated 9 October, 2006. (Orange Mining Division).

(06-4171)

No. 2874, GOLDEN CROSS OPERATIONS PTY. LTD. (ACN 050 212 827), area of 59 units, for Group 1, dated 10 October, 2006. (Cobar Mining Division).

**MINING LEASE APPLICATIONS**

(06-5315)

No. 288, NARRABRI COAL PTY LTD (ACN 107 813 963), area of about 5298 hectares, to mine for coal, dated 4 October, 2006. (Armidale Mining Division).

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

NOTICE is given that the following applications have been granted:

**EXPLORATION LICENCE APPLICATIONS**

(06-71)

No. 2655, now Exploration Licence No. 6618, ICON RESOURCES LTD (ACN 115 009 106), Counties of Brisbane and Durham, Map Sheet (9133, 9134), area of 57 units, for Group 1, dated 30 August, 2006, for a term until 29 August, 2008.

(06-132)

No. 2710, now Exploration Licence No. 6634, ELEPHANT MINES PTY LIMITED (ACN 097 799 025), County of Ashburnham, Map Sheet (8531), area of 57 units, for Group 1, dated 18 September, 2006, for a term until 17 September, 2008.



(06-4076)

No. 2781, now Exploration Licence No. 6638, BEMAX RESOURCES LIMITED (ACN 009 247 858), County of Cairn, Map Sheet (7528, 7529, 7628), area of 70 units, for Group 10, dated 25 September, 2006, for a term until 24 September, 2008.

(06-4077)

No. 2782, now Exploration Licence No. 6636, GEOSearch INTERNATIONAL LIMITED (ACN 112 321 802), Counties of Buller and Clive, Map Sheet (9340), area of 3 units, for Group 1, dated 20 September, 2006, for a term until 19 September, 2008.

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

NOTICE is given that the following application has been withdrawn:

#### EXPLORATION LICENCE APPLICATION

(06-4137)

No. 2843, MATILDA MINERALS LIMITED (ACN 103 651 538), County of White, Map Sheet (8836, 8837). Withdrawal took effect on 9 October, 2006.

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

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

(T00-0076)

Exploration Licence No. 5792, TEMPLAR RESOURCES LIMITED (ACN 085 644 944), area of 105 units. Application for renewal received 6 October, 2006.

(T03-0021)

Exploration Licence No. 6318, RAYMOND NOEL RONALD ANDREWS AND JOSEPH ROY TERP, area of 14 units. Application for renewal received 5 October, 2006.

(T04-0063)

Exploration Licence No. 6323, BOUNTY RESOURCES PTY LIMITED (ACN 108 458 420), area of 20 units. Application for renewal received 5 October, 2006.

(T03-0978)

Exploration Licence No. 6338, AUGUR RESOURCES LTD (ACN 106 879 690), area of 94 units. Application for renewal received 6 October, 2006.

(T03-0979)

Exploration Licence No. 6339, AUGUR RESOURCES LTD (ACN 106 879 690), area of 88 units. Application for renewal received 9 October, 2006.

(T03-0890)

Exploration Licence No. 6341, AUGUR RESOURCES LTD (ACN 106 879 690), area of 99 units. Application for renewal received 9 October, 2006.

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

#### RENEWAL OF CERTAIN AUTHORITIES

NOTICE is given that the following authorities have been renewed:

(L98-0254)

Exploration Licence No. 5560, GEODYNAMICS LIMITED (ACN 095 006 090), Counties of Durham and Hunter, Map Sheet (9033), area of 50 units, for a further term until 22 February, 2008. Renewal effective on and from 6 October, 2006.

(T00-0866)

Exploration Licence No. 5886, GEODYNAMICS LIMITED (ACN 095 006 090), Counties of Hunter and Northumberland, Map Sheet (9032, 9132), area of 63 units, for a further term until 22 February, 2008. Renewal effective on and from 6 October, 2006.

(T02-0015)

Exploration Licence No. 5994, GARY GLEN JEFFERY AND JOHN SCOTT STEWART, Counties of Gloucester and Hawes, Map Sheet (9234), area of 7 units, for a further term until 22 September, 2006. Renewal effective on and from 4 July, 2006.

(T03-1001)

Exploration Licence No. 6224, COMPASS RESOURCES N.L. (ACN 010 536 820), Counties of Killara and Landsborough, Map Sheet (7736), area of 40 units, for a further term until 4 April, 2008. Renewal effective on and from 30 August, 2006.

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

#### PLANT DISEASES ACT 1924

##### Proclamation – P169

Proclamation to regulate the importation, introduction and bringing into New South Wales of plants from certain States or Territories on account of the disease Tomato Yellow Leaf Curl Virus

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:

#### Opinion

A. pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any host plant from Queensland or any other State or Territory where there is a known outbreak of Tomato Yellow Leaf Curl Virus is likely to introduce the disease Tomato Yellow Leaf Curl Virus into New South Wales, regulate the importation, introduction or bringing into New South Wales of any host plant that originates from or has moved through a property situated in Queensland or a State or Territory with a known outbreak of Tomato Yellow Leaf Curl Virus, but only where that property is within 20 kilometres of the area of the known outbreak;

#### Regulation

B. proclaim that host plants regulated under paragraph A of this proclamation are only to be imported, introduced or

brought into New South Wales if they are accompanied by a Plant Health Certificate or Plant Health Assurance Certificate certifying that the plants meet the conditions of entry into New South Wales,

1. approved by the Director, Animal and Plant Biosecurity, or the Director, Compliance Operations, Agriculture and Fisheries, and
2. published on NSW Department of Primary Industries' website; and

## Definitions

C. 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, Agriculture and Fisheries**, means the Director, Compliance Operations, Agriculture and Fisheries, of NSW Department of Primary Industries

**host plant** means any tomato (*Lycopersicon esculentum*), bean (*Phaseolus vulgaris*), lisianthus (*Eustoma grandiflora*), lobed croton (*Croton lobatus*), *Capsicum* spp., *Euphorbia* spp. or *Physalis* spp. plant, but specifically excludes the seed, fruit or flower of any of these plants

**Plant Health Assurance Certificate** means a Plant Health Assurance Certificate issued by a person authorised by the primary industries department of the relevant State or Territory to issue Plant Health Assurance Certificates

**Plant Health Certificate** means a Plant Health Certificate issued by a person authorised by the primary industries department of the relevant State or Territory to issue Plant Health Certificates.

Signed and sealed at Sydney this 11th day of October 2006.

By Her Excellency's Command

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!

## Notes:

The conditions of entry can be found on NSW Department of Primary Industries' website at <http://www.agric.nsw.gov.au/reader/hort-pest-disease/TYLCV>.

The NSW Department of Primary Industries' reference is P169. The Proclamation is available on the NSW Department of Primary Industries website at <http://www.dpi.nsw.gov.au/aboutus/about/legislation>.

For further information contact NSW Department of Primary Industries on (02) 6391 3691.

## PLANT DISEASES ACT 1924

### Proclamation – P173

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 4(1) of the Plant Diseases Act 1924 and being of the opinion that any Host Plant or soil from an Infested Property or Restricted Area in Queensland is

likely to introduce the disease sugarcane smut into New South Wales, regulate the importation, introduction or bringing into the New South Wales Sugarcane Protected Area ('the NSW Sugarcane Protected Area') of any Host Plant or soil that originates from an Infested Property or Restricted Area in Queensland unless the Director, Animal and Plant Biosecurity, has given written approval for that movement or for the class of movements to which that movement belongs;

2. pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any Harvested Crop or Restricted Appliance from an Infested Property or Restricted Area in Queensland is likely to introduce the disease sugarcane smut into New South Wales, regulate the importation, introduction or bringing into the NSW Sugarcane Protected Area of any Harvested Crop or Restricted Appliance that originates from an Infested Property or Restricted Area in Queensland;
3. any Harvested Crop regulated under paragraph 2 of this proclamation may only be imported, introduced or brought into the NSW Sugarcane Protected Area if,

3.1 it is the subject of a statutory declaration that the paddock in which it was grown has not been used to grow sugarcane plants in the previous 12 months,

AND

3.2 any vehicle in which it is transported from the Infested Property or Restricted Area does not traverse cane fields of an Infested Property or Restricted Area during the journey,

AND

3.3 3.3.1 if it is a Harvested Crop from a plant that is arboreal-bearing, it has been sterilised with a registered vegetable-sanitising product such as Vibrex® Horticare,

## OR

3.3.2 if it is Harvested Crop from a plant that is ground-bearing or underground-bearing, it has been washed with water until it is free from soil,

AND

3.4 it is accompanied by a Plant Health Certificate or a Plant Health Assurance Certificate certifying that the conditions applicable to that Harvested Crop under subparagraphs 3.1 to 3.3 have been met;

4. any Restricted Appliance regulated under paragraph 2 of this proclamation may only be imported, introduced or brought into the NSW Sugarcane Protected Area if,

4.1 it has been cleaned of all soil by washing with high pressure steam, or high pressure water and detergent,

AND

4.2 it has been sterilised with a product containing at least 120g/L Didecyldimethyl-Ammonium Chloride,

AND

4.3 it has been issued with a Plant Health Certificate certifying that it has met the requirements of subparagraphs 4.1 and 4.2,

AND

4.4 NSW Department of Primary Industries ('NSW DPI') has been advised of the intention to move the appliance into the NSW Sugarcane Protected Area,

AND

4.5 upon, or shortly after, its arrival in the NSW Sugarcane Protected Area, it is inspected by a NSW DPI employee, someone appointed as an inspector under section 11(1) of the Plant Diseases Act 1924 or someone appropriately authorised under section 11(3) of that Act, and the Plant Health Certificate issued under subparagraph 4.3 is produced to that person,

AND

4.6 it is not used in the NSW Sugarcane Protected Area prior to its inspection pursuant to subparagraph 4.5;

5. pursuant to section 4(1) of the Plant Diseases Act 1924 and being of the opinion that any Host Plant, Harvested Crop, soil or Restricted Appliance from the Rockhampton to Howard pest quarantine area is likely to introduce the disease sugarcane smut into New South Wales, regulate the importation, introduction or bringing into the NSW Sugarcane Protected Area of any Host Plant, Harvested Crop, soil or Restricted Appliance that originates from the Rockhampton to Howard pest quarantine area, and which is not regulated under paragraphs 1 or 2, above;
6. any Host Plant or soil regulated under paragraph 5 of this proclamation may only be imported, introduced or brought into the NSW Sugarcane Protected Area if the Director, Animal and Plant Biosecurity, has given written approval for that movement or for the class of movements to which that movement belongs;
7. any Harvested Crop regulated under paragraph 5 of this proclamation may only be imported, introduced or brought into the NSW Sugarcane Protected Area if it has complied with all requirements, if any, imposed by Queensland Department of Primary Industries and Fisheries for it to leave the Rockhampton to Howard pest quarantine area;
8. any Restricted Appliance regulated under paragraph 5 of this proclamation may only be imported, introduced or brought into the NSW Sugarcane Protected Area if it has complied with the same conditions for entry specified in paragraph 4, above, in relation to Restricted Appliances regulated by paragraph 2 of this proclamation;
9. 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, regulate the importation, introduction or bringing into the NSW Sugarcane Protected Area of any thing from Queensland infected or contaminated with sugarcane smut unless the Director, Animal and Plant Biosecurity, has given written approval for that movement or for the class of movements to which that movement belongs;

10. proclaim that in this proclamation,

**Director, Animal and Plant Biosecurity**, means the Director, Animal and Plant Biosecurity, of NSW Department of Primary Industries,

**Harvested Crop** means any commercial quantity of a fruit or vegetable that falls within the definition of a 'fruit' or 'vegetable' provided in section 3(1) of the Plant Diseases Act 1924, for example, tomatoes, capsicums, sweet corn, pumpkins, rockmelons, potatoes and sweet potatoes,

**Host Plant** means any one of the following plants

Common name	Scientific name
blady grass	<i>Imperata cylindrica</i> (L.) Rausch
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 of cinarum</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

**Infested Property** means land subject to quarantine, by virtue of a direction under section 11(7) or section 13(1) of the (Qld) Plant Protection Act 1989, on account of sugarcane smut,

**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,

**Plant Health Assurance Certificate** means a Plant Health Assurance Certificate issued by a person authorised by the Queensland Department of Primary Industries and Fisheries to issue Plant Health Assurance Certificates,

**Plant Health Certificate** means a Plant Health Certificate issued by a person authorised by the Queensland Department of Primary Industries and Fisheries to issue Plant Health Certificates,

**Restricted Appliance** means any vehicle, machinery, equipment or apparatus of any kind that has been:

- (a) used in sugarcane production at any time in the past 12 months; or
- (b) in contact with soil in which sugarcane grew at any time in the past 12 months,

**Restricted Area** means all land within a two kilometre radius of the boundary of an Infested Property,

**Rockhampton to Howard pest quarantine area** has the meaning given to that term by Schedule 10 of the (Qld) Plant Protection Regulation 2002.

Signed and sealed at Sydney this 11th day of October 2006.

By Her Excellency's Command

IAN MACDONALD, M.L.C.,  
Minister for Primary Industries

GOD SAVE THE QUEEN!

**Notes:**

The NSW Department of Primary Industries' reference is P173.

The definition of 'plant' found in subsection 3(1) of the Plant Diseases Act 1924 applies to this proclamation and includes the seed or any part of a plant whether living or dead and whether attached to a plant or separate therefrom.

The Rockhampton to Howard pest quarantine area is also known as 'PQA5' and is currently defined as all the land south of latitude 23°27' south and north of latitude 25°18.7'. A map of the six pest quarantine areas in Queensland can be found at <http://www2.dpi.qld.gov.au/extra/pdf/sugarcanesmut/quarantinemap.pdf>.

For further information contact NSW Department of Primary Industries on (02) 6391 3593.

This proclamation will be available on NSW Department of Primary Industries' website at <http://www.dpi.nsw.gov.au/aboutus/about/legislation>. A map of the NSW Sugarcane Protected Area will be available at <http://www.agric.nsw.gov.au/reader/plant-policy>.

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## Roads and Traffic Authority

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### ROADS ACT 1993

Order -Sections 46, 49, 54 and 67

Lake Macquarie City Council area

Declaration of Public Road as a Controlled Access Road at  
Cams Wharf

I, the Minister for Roads, pursuant to Sections 46, 49, 54  
and 67 of the Roads Act, 1993, by this order:-

1. declare to be a main road the public road  
described in Schedule 1 under;
2. declare to be a controlled access road the said  
main road described in Schedule 1 under;
3. declare that access to the said controlled access  
road is restricted; and
4. specify in Schedule 2 under, the points along the  
controlled access road at which access may be  
gained to or from other public roads.

**HON ERIC ROOZENDAAL MLC**  
**MINISTER FOR ROADS**

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#### SCHEDULE 1

ALL those pieces or parcels of public road situated in the  
Lake Macquarie City Council area, Parish of Wallarah and  
County of Northumberland shown as Lots 1 to 4 inclusive  
on the plan registered at the Roads and Traffic Authority of  
New South Wales and numbered 0010 252 AC 4001.

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#### SCHEDULE 2

Between the points B and C; and

between the points D and E, all shown in RTA Plan 0010  
252 AC 4001.

(RTA Papers 10/252.1870 Pt 2)

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### ROADS ACT 1993

Order - Section 31

Fixing or Variation of Levels of part of the Central Coast  
Highway (formerly The Entrance Road) at Wamberal in  
the Gosford City Council area

The Roads and Traffic Authority of New South Wales, by  
this Order under section 31 of the Roads Act 1993, fixes or  
varies the levels of that part of State Highway No. 30 –  
The Central Coast Highway between chainages 45 to 1510,  
between chainages 10 to 47 on Reads Road, between  
chainages 10 to 43 on Cabarita Street and between  
chainages 10 to 90 on Pitt Road, as shown on Roads and  
Traffic Authority plan No. 0336 184 RC 5211.

John Allen Bennis  
Manager, Property Services  
Roads and Traffic Authority of New South Wales  
59 Darby Street  
NEWCASTLE NSW 2300

(RTA Papers 184.5357 Pt 2)



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## Other Notices

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### ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48 (4)(a)

TAKE NOTICE that the company “The Underwater Research Group of New South Wales” formerly registered under the provisions of the Corporations Act 2001 is now incorporated under the Associations Incorporation Act 1984 as “The Underwater Research Group of New South Wales Incorporated” effective 10 October 2006.

KERRI GRANT,  
Delegate of Commissioner  
Office of Fair Trading

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### ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48 (4)(a)

TAKE NOTICE that the company “Friendship Force Australia Ltd” formerly registered under the provisions of the Corporations Act 2001 is now incorporated under the Associations Incorporation Act 1984 as “Friendship Force Australia Incorporated” effective 9 October 2006.

CHRISTINE GOWLAND,  
Delegate of Commissioner

Office of Fair Trading  
10 October 2006

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### ASSOCIATIONS INCORPORATION ACT 1984

Transfer of Incorporation Pursuant to Section 48 (4)(a)

TAKE NOTICE that the company “Evangelism Explosion III Ministries (Aust)” formerly registered under the provisions of the Corporations Act 2001 is now incorporated under the Associations Incorporation Act 1984 as “Evangelism Explosion Australia Incorporated” effective 10 October 2006.

KERRI GRANT,  
Delegate of Commissioner  
Office of Fair Trading

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### ASSOCIATIONS INCORPORATION ACT 1984

Notice under Section 601AC of the Corporations Act 2001 as applied by Section 52 of the Associations Incorporation Act 1984

NOTICE is hereby given that the Incorporated Associations mentioned below will be deregistered when three months have passed since the publication of this notice.

National Naval Reunion 2004 Incorporated.

Nursing Agencies Association of Australia Incorporated (in liquidation).

Dated this 6th day of October 2006

C. GOWLAND,  
Delegate of the Registrar of Co-operatives

### CORPORATIONS ACT 2001

Notice under section 601AC of the Corporations Act 2001 as applied by section 52 of the Associations Incorporation Act 1984

NOTICE is hereby given that the Incorporated Association mentioned below will be deregistered when three months have passed since the publication of this notice.

COFFS HARBOUR NEIGHBOURHOOD CENTRE  
INCORPORATED (IN LIQUIDATION)

Dated this tenth day of October 2006.

C. GOWLAND,  
Delegate of the Registrar of Co-Operatives

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### FLUORIDATION OF PUBLIC WATER SUPPLIES ACT 1957

Notification of approval of addition of Fluorine to a Public Water Supply (Coonamble)

PURSUANT to section 6 of the Fluoridation of Public Water Supplies Act 1957, I, Robyn Kruk, Director-General of the Department of Health, do hereby approve an application by the Coonamble Shire Council to add fluorine to the public water supply under its control to the town of Coonamble (in this notification referred to as the “Coonamble Water Supply”).

This approval is subject to the following terms and conditions:

The Coonamble Shire Council may only add fluorine to the Coonamble Water Supply in accordance with this approval and any provisions, directions or approvals made or varied from time to time under the Fluoridation of Public Water Supplies Act 1957, the Code of Practice for the Fluoridation of Public Water Supplies made under that Act as in force from time to time, and the Fluoridation of Public Water Supplies Regulation 2002 or any subsequent Regulation made in its place; and

2. The Coonamble Shire Council shall maintain the content of fluorine to the Coonamble Water Supply at a target concentration level of 1.0 mg/L with an overall accuracy of +/-5% and within an operating range of not more than 1.5 mg/L and not less than 0.9 mg/L and generally in accordance with the provisions of Part 10 of the Code of Practice for the Fluoridation of Public Water Supplies; and
3. The Coonamble Shire Council shall have commenced the upward adjustment of fluorine in the Coonamble Water Supply by no later than 1 September 2007, unless otherwise approved by the Chief Dental Officer of NSW Health or that officer's approved representative.

Signed at Sydney this fifth day of October 2006.

ROBYN KRUK,  
Director-General

### FLUORIDATION OF PUBLIC WATER SUPPLIES ACT 1957

Notification of approval of addition of Fluorine to a Public Water Supply (Gulargambone)

PURSUANT to section 6 of the Fluoridation of Public Water Supplies Act 1957, I, Robyn Kruk, Director-General of the Department of Health, do hereby approve an application by the Coonamble Shire Council to add fluorine to the public water supply under its control to the district of Gulargambone (in this notification referred to as the "Gulargambone Water Supply").

This approval is subject to the following terms and conditions:

The Coonamble Shire Council may only add fluorine to the Gulargambone Water Supply in accordance with this approval and any provisions, directions or approvals made or varied from time to time under the Fluoridation of Public Water Supplies Act 1957, the Code of Practice for the Fluoridation of Public Water Supplies made under that Act as in force from time to time, and the Fluoridation of Public Water Supplies Regulation 2002 or any subsequent Regulation made in its place; and

2. The Coonamble Gulargambone Shire Council shall maintain the content of fluorine in the Gulargambone Water Supply at a target concentration level of 1.0 mg/L with an overall accuracy of +/- 5% and within an operating range of not more than 1.5 mg/L and not less than 0.9 mg/L and generally in accordance with the provisions of Part 10 of the Code of Practice for the Fluoridation of Public Water Supplies; and
3. The Coonamble Shire Council shall have commenced the upward adjustment of fluorine in the Gulargambone Water Supply by no later than 1 September 2007, unless otherwise approved by the Chief Dental Officer of NSW Health or that officer's approved representative.

Signed at Sydney this fifth day of October 2006.

ROBYN KRUK,  
Director-General

### GEOGRAPHICAL NAMES ACT 1966

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to assign the names listed hereunder as geographical names.

Any person wishing to make comment upon these proposals may within one (1) month of the date of this notice, write to the Secretary of the Board with that comment.

Proposed Name: Claven Park.  
Designation: Reserve.  
L.G.A.: Richmond Valley Council.  
Parish: North Casino.  
County: Rous.  
L.P.I. Map: Casino.  
1:100,000 Map: Lismore 9540.  
Reference: GNB 5126.

Proposed Name: Ivanhoe Park Botanic Garden.  
Designation: Reserve.  
L.G.A.: Manly Council.  
Parish: Manly Cove.

County: Cumberland.  
L.P.I. Map: Sydney Heads.  
1:100,000 Map: Sydney 9130.  
Reference: GNB 5037.

Proposed Name: Dorne Park.  
Designation: Reserve.  
L.G.A.: Blacktown City Council.  
Parish: Rooty Hill.  
County: Cumberland.  
L.P.I. Map: Riverstone.  
1:100,000 Map: Penrith 9030.  
Reference: GNB 5118.

Proposed Name: Brunner Park.  
Designation: Reserve.  
L.G.A.: Cessnock City Council.  
Parish: Branxton.  
County: Northumberland.  
L.P.I. Map: Greta.  
1:100,000 Map: Cessnock 9132.  
Reference: GNB 5119.

Proposed Name: The Slot Canyon.  
Designation: Canyon.  
Assigned Name: Bungonia Canyon.  
L.G.A.: Goulburn Mulwaree Council.  
Parish: Marulan.  
County: Argyle.  
L.P.I. Map: Caoura.  
1:100,000 Map: Moss Vale 8928.  
Reference: GNB 5121.

Proposed Name: Bungonia Gorge.  
Designation: Gorge.  
L.G.A.: Goulburn Mulwaree Council.  
Parish: Marulan.  
County: Argyle.  
L.P.I. Map: Caoura.  
1:100,000 Map: Moss Vale 8928.  
Reference: GNB 5121.

Proposed Name: Robin Wiles Park.  
Designation: Reserve.  
L.G.A.: Penrith City Council.  
Parish: Rooty Hill.  
County: Cumberland.  
L.P.I. Map: Prospect.  
1:100,000 Map: Penrith 9030.  
Reference: GNB 5125.

Proposed Name: A J Brown Reserve.  
Designation: Reserve.  
L.G.A.: Wollondilly Shire Council.  
Parish: Appin.  
County: Cumberland.  
L.P.I. Map: Appin.  
1:100,000 Map: Wollongong 9029.  
Reference: GNB 5127.

Proposed Name: Kennedy Creek Walk.  
 Designation: Reserve.  
 L.G.A.: Wollondilly Shire Council.  
 Parish: Appin.  
 County: Cumberland.  
 L.P.I. Map: Appin.  
 1:100,000 Map: Wollongong 9029.  
 Reference: GNB 5127.

Proposed Name: Harmony Park.  
 Designation: Reserve.  
 L.G.A.: City of Sydney Council.  
 Parish: Alexandria.  
 County: Cumberland.  
 L.P.I. Map: Botany Bay 9130.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5135.

Proposed Name: Oaklands Park.  
 Designation: Reserve.  
 L.G.A.: Wollondilly Shire Council.  
 Parish: Appin.  
 County: Cumberland.  
 L.P.I. Map: Appin.  
 1:100,000 Map: Wollongong 9029.  
 Reference: GNB 5127.

Proposed Name: Stony Range Botanic Garden.  
 Designation: Reserve.  
 Assigned Name: Stony Range Flora Reserve.  
 L.G.A.: Warringah.  
 Parish: Manly Cove.  
 County: Cumberland.  
 L.P.I. Map: Sydney Heads.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5134.

Proposed Name: Dharawal Reserve.  
 Designation: Reserve.  
 L.G.A.: Camden Council.  
 Parish: Narellan.  
 County: Cumberland.  
 L.P.I. Map: Camden.  
 1:100,000 Map: Wollongong 8029.  
 Reference: GNB 2570.

Proposed Name: Cliffs Red Wire Saddle.  
 Designation: Saddle.  
 Assigned Name: Red Wire Saddle.  
 L.G.A.: Blue Mountains City Council.  
 Parish: Magdala.  
 County: Cook.  
 L.P.I. Map: Penrith.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5139.

Proposed Name: Ron Shores Park.  
 Designation: Reserve.  
 L.G.A.: City of Sydney Council.  
 Parish: Alexandria.  
 County: Cumberland.  
 L.P.I. Map: Botany Bay.  
 1:100,000 Map: Sydney 9130.  
 Reference: GNB 5146.

Proposed Name: Pinnacle Point.  
 Designation: Point.  
 L.G.A.: Eurobodalla Council.  
 Parish: East Nelligen.  
 County: St Vincent.  
 L.P.I. Map: Nelligen.  
 1:100,000 Map: Batemans Bay 8926.  
 Reference: GNB 5148.

Proposed Name: Evans Head Light.  
 Designation: Trigonometrical Station.  
 L.G.A.: Richmond Valley Council.  
 Parish: Riley.  
 County: Richmond.  
 L.P.I. Map: Woodburn.  
 1:100,000 Map: Woodburn 9539.  
 Reference: GNB 5129.

Proposed Name: Hawks Nest Headland.  
 Designation: Point.  
 L.G.A.: Eurobodalla Council.  
 Parish: East Nelligen.  
 County: St Vincent.  
 L.P.I. Map: Nelligen.  
 1:100,000 Map: Batemans Bay 8926.  
 Reference: GNB 5148.

Proposed Name: Tom Evans Fields.  
 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 5120.

Proposed Name: Denis Kevans Reserve.  
 Designation: Reserve.  
 L.G.A.: Blue Mountains City Council.  
 Parish: Jamison.  
 County: Cook.  
 L.P.I. Map: Katoomba.  
 1:100,000 Map: Katoomba 8930.  
 Reference: GNB 5147.

Proposed Name: Limpid Lagoon.  
 Designation: Lagoon.  
 L.G.A.: Shoalhaven Council.  
 Parish: Termeil.  
 County: St Vincent.  
 L.P.I. Map: Kioloa.  
 1:100,000 Map: Batemans Bay 8926.  
 Reference: GNB 5132.

Proposed Name: Marrong Reserve.  
 Designation: Reserve.  
 L.G.A.: Holroyd.  
 Parish: Prospect.



County: Cumberland.  
 L.P.I. Map: Prospect.  
 1:100,000 Map: Penrith 9030.  
 Reference: GNB 5098.

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 Web Site 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 to Discontinue 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 name below:

Discontinued Name: Burrawang Railway Station.  
 Designation: Railway Station.  
 L.G.A.: Wingecarribee Shire Council.  
 Parish: Yarrunga.  
 County: Camden.  
 L.P.I. Map: Robertson.  
 1:100,000 Map: Kiama 9028.  
 Reference: GNB 5140.

WARWICK WATKINS,  
 Chairperson

Geographical Names Board,  
 PO Box 143, Bathurst NSW 2795.

### GEOGRAPHICAL NAMES ACT 1966

#### Notice of Proposal to Amend Address Locality Boundaries within the Eurobodalla Local Government Area

PURSUANT to the provisions of section 8 of the Geographical Names Act 1966, the Geographical Names Board hereby notifies that it proposes to amend address locality boundaries in the Eurobodalla Local Government Area as shown on map GNB3762-1-A.

It is proposed to amend the boundary between the address localities of Mossy Point and Jeremadra increasing the extent of Mossy Point.

Map GNB3762-1-A may be viewed at Eurobodalla Council Administration Office, Batemans Bay Library, Moruya Library and the Office of the Geographical Names Board, Land and Property Information, 346 Panorama Avenue, Bathurst NSW 2795, for a period of one month from 17 October 2006.

This proposal may also be viewed and submissions lodged on the Geographical Names Board web site at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au) during the one month consultation period.

Any person wishing to make comment upon this proposal may within one (1) month of the date of this notice write to the Secretary of the Board with that comment.

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 name listed hereunder.

Assigned Name: Currabunda Wetlands.  
 Designation: Reserve.  
 L.G.A.: Wingecarribee Shire Council.  
 Parish: Sutton Forest.  
 County: Camden.  
 L.P.I. Map: Bundanoon.  
 1:100,000 Map: Moss Vale 8928.  
 Reference: GNB 5095.

The position and the extent for this feature is recorded and shown within the Geographical Names Register of New South Wales. This information can be accessed through the Board's Web Site at [www.gnb.nsw.gov.au](http://www.gnb.nsw.gov.au).

WARWICK WATKINS,  
 Chairperson

Geographical Names Board,  
 PO Box 143, Bathurst NSW 2795

### HERITAGE ACT 1977

Direction pursuant to Section 34(1)(a)  
 to List an Item on the State Heritage Register

'Woodlands'

SHR No. 01762

IN pursuance of section 34(1)(a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South Wales, direct the Council to list the item of environmental heritage specified in Schedule "A" on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule "B".

Dated: Sydney, 20th day of September 2006.

FRANK SARTOR, M.P.,  
 Minister for Planning

#### SCHEDULE "A"

The item known as 'Woodlands', situated on the land described in Schedule "B".

#### SCHEDULE "B"

All those pieces or parcels of land known as Lot B, DP 34662 and Lot C, DP 362736, in the Parish of Gordon, County of Cumberland, shown on the plan catalogued HC 2181 in the office of the Heritage Council of New South Wales.

### HERITAGE ACT 1977

Direction pursuant to Section 34(1)(a)  
 to List an Item on the State Heritage Register

Up To Date Store and Garth Jones Collection  
 of Farm Machinery

SHR No. 1761

IN pursuance of section 34(1)(a) of the Heritage Act 1977, I, the Minister for Planning, having considered a recommendation of the Heritage Council of New South

Wales, direct the Council to list the item of environmental heritage specified in Schedule “A” on the State Heritage Register. This listing shall apply to the curtilage or site of the item, being the land described in Schedule “B”.

Dated: Sydney, 31st day of August 2006.

FRANK SARTOR, M.P.,  
Minister for Planning

#### SCHEDULE “A”

The item known as the Up To Date Store and Garth Jones collection of farm machinery, situated on the land described in Schedule “B”.

#### SCHEDULE “B”

All those pieces or parcels of land known as Lot 6, section 9, DP 758277, in Parish of Kindra, County of Bourke, shown on the plan catalogued HC 2011 in the office of the Heritage Council of New South Wales.

### LAND TAX MANAGEMENT ACT

#### Land Tax Threshold

THIS Determination of the Land Tax threshold is made under section 62TBA of the Land Tax Management Act 1956, as amended by the State Revenue and Other Legislation Amendment (Budget Measures) Act 2006.

It replaces the Notice published in the Government Gazette on 6 October 2006.

#### Indexed Amount

It is hereby notified that pursuant to section 62TBA (7) (a) of the Land Tax Management Act 1956 that \$356,000 is the determined indexed amount for the 2007 land tax year.

#### Average of Indexed Amounts

It is hereby notified that pursuant to section 62TBA (7) (b) of the Land Tax Management Act 1956 that the average of the indexed amounts pursuant to section 62TBA (7) (b) is \$350,000; and the indexed amounts used to calculate that average amount are:

For the 2005 land tax year	\$342,000
For the 2006 land tax year	\$352,000
For the 2007 land tax year	\$356,000

#### Determination of the Tax Threshold

Under section 62TBA (2) of the Land Tax Management Act 1956, the tax threshold for the 2007 land tax year is the average of the indexed amounts or the \$352,000 tax threshold for the 2006 land tax year, whichever is the greater.

It is hereby notified that pursuant to section 62TBA (7) (c) of the Land Tax Management Act 1956, that the amount of \$352,000 has been determined as the tax threshold for the 2007 land tax year.

### NATIONAL PARKS AND WILDLIFE ACT, 1974

#### Notice of Reservation of National Park

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

Signed and sealed at Sydney this 6th day of September 2006.

MARIE BASHIR,  
Governor

By Her Excellency's Command

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

GOD SAVE THE QUEEN!

#### SCHEDULE

*Land District – Tumbarumba;  
LGA – Greater Hume*

County Goulburn, Parish Currajong, about 609 hectares, being Lot 90 DP753336 (Portion 90); exclusive of Crown Public roads and 20 metre wide strip embracing the formation of Galvins Road traversing Lot 90 aforesaid. NPWS/A/6283.

### NATIONAL PARKS AND WILDLIFE ACT 1974

#### Mungo National Park

Dharawal Nature Reserve and State Conservation Area

Narrawallee Creek Nature Reserve

South East Forest National Park and Egan Peaks Nature Reserve

#### Plans of Management

A plan of management for Mungo National Park and a plan of management for Dharawal Nature Reserve and State Conservation Area were adopted by the Minister for the Environment on 26 July 2006.

A plan of management for Narrawallee Creek Nature Reserve was adopted by the Minister on 28 July 2006.

A plan of management for South East Forest National Park and Egan Peaks Nature Reserve was adopted by the Minister on 3 August 2006.

Copies of the Mungo plan may be obtained from the NPWS Office at corner Sturt Highway and Melaleuca Street, Buronga NSW 2739 (telephone: [03] 5021 8900). Copies of the Dharawal plan may be obtained from the NPWS Office at 4/55 Kembla Street, Wollongong NSW 2520 (telephone: 4225 1455). Copies of the Narrawallee Creek plan may be obtained from the NPWS Office at 55 Graham Street, Nowra NSW 2541 (telephone: 4423 2170). Copies of the South East Forest plan may be obtained from the NPWS Office at corner Merimbula and Sapphire Coast Drives, Merimbula NSW 2548 (telephone: 6495 5001).

The cost of the plans is \$8.50 each. The plans are also on the NPWS web site: [www.nationalparks.nsw.gov.au](http://www.nationalparks.nsw.gov.au).

**POISONS AND THERAPEUTIC GOODS ACT 1966**

Order under Clause 171(1)  
Poisons and Therapeutic Goods Regulation 2002  
Withdrawal of Drug Authority

IN accordance with the provisions of Clause 171(1) of the Poisons and Therapeutic Goods Regulation 2002, an Order has been made on Dr Bao-Quy NGUYEN-PHUOC of 17 Cumberland Road, Greystanes NSW 2145, prohibiting him, until further notice, as a medical practitioner from having possession of and supplying drugs of addiction as authorised by Clause 101 of the Regulation and issuing a prescription for a drug of addiction as authorised by Clause 76 of the Regulation.

This Order is to take effect on and from 10 October 2006.

ROBYN KRUK,  
Director-General

Department of Health, New South Wales.  
Sydney, 6 October 2006.

**REPORT  
AND  
DETERMINATION**

Under  
SECTION 24C

of the

STATUTORY AND OTHER OFFICES

REMUNERATION ACT, 1975

CHIEF EXECUTIVE AND SENIOR EXECUTIVE  
SERVICES

6 October 2006

[www.remtribunals.nsw.gov.au](http://www.remtribunals.nsw.gov.au)

**CHIEF EXECUTIVE SERVICE AND SENIOR  
EXECUTIVE SERVICE<sup>1</sup>**

**Section 1: Background**

Section 24C of the Statutory and Other Offices Remuneration Act 1975 (the Act) provides for the Tribunal to determine annual remuneration packages for the SES to take effect on and from 1 October in that year.

The SES was introduced in the NSW public sector in 1989. The key features of the SES are:

- classified into eight remuneration levels
- minimum and maximum of each remuneration level determined by the Tribunal
- remuneration packages expressed as total cost of employment
- conditions of employment contained in the contract of employment
- each officer is required to enter into an individual performance agreement with the Minister (in the case of the CEO) or the CEO (in the case of an SES officer)
- provision for annual increase in remuneration based on performance assessment.

In addition to the SES some officers in the Public Office Holders Group elected, pursuant to section 11A of the Act to receive remuneration packages under arrangements similar to those applicable to the SES.

The Senior Officer (SO) classification was introduced in December 1996. The work value of SO Levels (1-3) mirrors that of SES Levels (1 – 3) with lower rates of remuneration for SOs intended to be a trade off for both tenured employment and superannuation payments on behalf of the SOs by the Government.

<sup>1</sup> Unless otherwise stated, the Chief Executive Service and Senior Executive Service are referred collectively in this Report and Determination as SES.

**Section 2: 2006 Review**

**Government submission**

The Government has made its submission to the Tribunal. It has provided details of key national economic indicators, details of salary movements across the NSW public Sector and public sector remuneration for SES and non SES across Australia.

In the NSW public sector, these include, since the Tribunal's 2005 annual determination, increases of 4 percent to the major public sector occupational groups including senior officers.

The Government has also submitted details of its future wages policy. It notes that the Government has delivered significant wage increases to the public sector since 1996 and that its future wages policy is to maintain those real wage improvements. The Government's objective is to provide wage increases in line with inflation when the current round of wage Award/Agreements expire in two years.

The Government notes that the increases are not in conflict with the Government's wages policy at the time of settlement. That wages policy provided for increases of 3 percent per year and an additional 1 percent to extinguish prior work value claims and productivity claims lodged in the NSW Industrial Relations Commission.

The Government submission concludes that:

*"The economic, salary and superannuation data outline a strong case for remuneration movements in the minimum and maximum of each SES level in NSW."*

*A key challenge for the Government is to continue to ensure that the Senior Executive Service attracts and retains talented and skilled staff now and into the future.*

*General economic indicators and remuneration changes across Australia point to remuneration increases in the range of 3% – 4.5%. The ABS forecast Wage Price Index (WPI) for 2006-2007 is 4%, in line with remuneration movements for non-SES staff in the NSW public service. The Government supports a salary increase for SES officers in line with budget policy of maintaining real wages. This would indicate an increase of 3%."*

**Treasury Forecasts**

The Government has provided a detailed analysis from the NSW Treasury on the NSW budget strategy for the next 12 months. NSW Treasury anticipates that the Consumer Price Index (CPI) for Sydney in 2006/2007 will be 2.75 percent which is equivalent to the revised estimate for 2005/2006. Wages growth as measured by the Wage Price Index (WPI) is expected to be 4.0 percent in the next 12 months, again equivalent to the estimate for 2005/2006.

In respect of Wages Policy NSW Treasury has advised that:



*“The large occupational groups (e.g. teachers, nurses, and police) are covered by wage agreements that are set to expire from February 2008. Under these agreements, wage increases during the Budget year will average 4 per cent per annum. Following their expiry the Government’s policy is that wage increases should keep the level of real wages constant. This implies nominal pay rises of up to 2.5 per cent per year.*

Treasury also points out that employee related costs are the largest component of total budget expense. In 2006-07 employee related costs are budgeted at 48.5% of total general government expenses, up from 45.9 percent in 1996-97. Treasury notes that:

*“Wage outcomes can have a permanent or structural impact on budget expenses. Public-sector pay rises in excess of the Government’s wages policy therefore may require a structural response such as reduced levels of employment, lower spending elsewhere or higher taxation.”*

### Recruitment and Retention Allowance

The Government supports the continued separation of the Recruitment Allowances and Retention Allowances. However, to ensure the Retention Allowance remains relevant, the Government has recommended that the restriction on the payment of the Retention Allowance as a lump sum at the end of an SES officer’s contract term be removed.

The Government notes that unlike the Recruitment Allowance which is paid as part of an SES officer’s remuneration package, the Retention Allowance accumulates and is paid only at the end of the contract term (as a lump sum).

The Government submission points out that the current Retention Allowance arrangement has detrimental financial and superannuation implications for SES officers in receipt of the Retention Allowance vis a vis those SES officers in receipt of the Recruitment Allowance. This arises from the ability for those in receipt of the Recruitment Allowance to receive the Allowance as part of their normal fortnightly pay and allows them the ability to salary sacrifice for superannuation or other employer benefits, whereas those in receipt of the Retention Allowance only see the benefit at the end of the contract term which in some circumstances would not occur until after 4 years had elapsed.

The Government considers that the current restrictions on the Retention Allowance acts as a disincentive in retaining staff and has provided details which show that of the 130 SES officers currently in receipt of Recruitment Allowance or Retention Allowance only 19 are in receipt of the latter entitlement.

### Section 3: 2006 Tribunal Review

#### Wage and Salary movements

In 2005, the Tribunal determined an increase of 4 percent for the SES. This was to ensure that SES remuneration increases did not fall significantly behind Award based salary increases received by key public sector groups, particularly Senior Officers.

The Tribunal has noted those matters set out in the submission concerning the 2006/2007 budget strategy as provided by the NSW Treasury and has considered carefully the recommendation of the Government that the increase should be limited to 3 percent.

The Tribunal has also noted the latest key national economic indicators. These show that the Wage Price Index for the public sector in NSW was 4 percent for the year ended June 2006, and 4.4 for the public sector across Australia. The CPI for the same period was 4.0 percent nationally and 3.8 percent for Sydney.

The NSW Government’s preferred approach to wage outcomes is through negotiated wage settlements agreed to by both parties and ratified through the NSW Industrial Relations Commission. Since 1995 this approach has delivered significant wage increases to teachers, nurses, police and the general public service in return for productivity improvements. Most of the current Awards and Agreements for these public sector employment groups commenced in 2004 and are due to expire in 2008. Salary increases to be provided over the remaining life of the Awards and Agreements are set out below.

Group	% Increase	Effective Date	Next Increase
Crown Employees	4%	1 July 2006	4% 1 July 2007
Health Service Union	4%	1 July 2006	4% 1 July 2007
Teacher’s Federation	4%	1 January 2006	4% 1 January 2007
Police Association	2%	1 July 2006	2% 1 July 2007
Fire Brigades	4%	1 February 2006	4% 1 February 2007
Members of Parliament	7%	1 July 2006	1 July 2007
Federal Judges	4.4%	1 July 2006	1 July 2007

The Tribunal also notes that Secretaries of Commonwealth Departments (the equivalent of the Chief Executive Service) have received increases of 4.4 per cent effective from 1 July 2006 and the most recent data on the Federal SES shows that this group has received increases between 3.9 percent and 6.6 percent.

In other jurisdictions public sector executive remuneration has increased between 3 percent and 4.5 percent.

Finally the Tribunal notes that Federal Members of Parliament and NSW Members of Parliament have received increased of 7 per cent effective from 1 July 2006.

The Tribunal has given careful consideration to the Government’s recommendation for a 3 percent increase on this occasion and the reasons underpinning it. The Tribunal, however, also notes the Government’s concluded view that *“...A key challenge for the Government is to continue to ensure that the Senior Executive Service attracts and retains talented and skilled staff now and into the future.”*

The Government is moving towards achieving this with enhanced conditions of employment for its Senior Executives. These include the introduction of parental leave, and enhanced maternity and adoption leave, as well as greater flexibility in leave access and use of leave entitlements. These enhancements mirror to a large extent entitlements available in the public sector generally.

A key factor in attracting the talented to the SES is remuneration. The level of remuneration available must be at a sufficiently high level to attract and retain the best possible people in the highest levels of the bureaucracy. To achieve this remuneration increases must, at the very least, keep pace with those provided in the general community and certainly within the public sector. At this point it is also pertinent to note that the Tribunal’s annual determinations

increasing the minimum and maximum SES remuneration levels do not automatically flow to SES officers. In order to receive an increase in remuneration each SES officer is required to undergo a performance assessment and based on that assessment a decision is made as to the quantum of the increase to be paid to the SES officer.

The Tribunal notes that the next 12 months will be significant for the NSW public sector. The State Plan will set the directions and priorities for the public sector for the next decade. Any changes will need to be driven by the CES and SES in the first instance. It is therefore critical in the Tribunal's view that CES and SES remuneration levels remain competitive.

Having regard to the above, and after considering the views of the Assessors, the Tribunal cannot support the Government's recommendation of 3 percent on this occasion but considers that in all the circumstances an increase of 4 percent is appropriate and so determines. This increase will be subject to a satisfactory performance assessment of each SES officer. Progression within the remuneration levels is subject to specific guidelines issued by the Director General of the Premier's Department.

#### *Recruitment Allowance and Retention Allowance*

The Recruitment and Retention Allowances were introduced in 1996 to address the difficulties the Government was experiencing in recruiting and retaining SES offices with specialist skills, following the abolition of the specialist market rates the previous year. Under the 2000 determination the Recruitment and Retention Allowance was separated into two separate allowances, i.e. a Recruitment Allowance and a Retention Allowance.

The Recruitment Allowance assists in being able to attract and recruit to positions persons with special qualifications and experience for which the standard remuneration package may be not adequate. As its name suggests the Recruitment Allowance is available only at the time of recruitment of the officer and is treated as part of the officer's normal remuneration package ie the officer receives the Allowance as part of fortnightly pay.

The Retention Allowance on the other hand assists in retaining persons during their contract period who may otherwise be attracted to take a position either elsewhere in the public sector or outside the public sector. As it is made available with the intention of retaining the person for the remainder of their contract term, payment of the allowance is made at the end of the term.

The Tribunal has previously reviewed the operation of the Recruitment and Retention Allowance. In its 1999 Report the Tribunal stated, in regard to the Retention Allowance that:

*"...if it is to be a genuine attempt to retain the person for the remainder of his contract then the payment should be by way of a lump sum bonus at the conclusion of the contract."*

On the information provided to date the Tribunal can find no reason for varying the manner in which Retention Allowance is presently paid. The Tribunal is, however, aware that other methods of payment are used in some sectors and would be happy to have further regard to this issue at the time of the next review should the Government consider it necessary.

#### **Section 11A Office Holders**

Section 11A Office Holders are statutory appointees who exercise independent statutory functions and some of

whom also have CEO type responsibilities. These office holders, pursuant to Section 11A of the Act, have access to remuneration packaging identical to the SES. Unlike the SES however, their employment status is governed by legislation specific to each office holder and they are not subject to annual performance appraisal. For the current review the Tribunal has determined a general increase of 4.0 percent for this Group.

The Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

#### **ANNEXURE A**

#### **DETERMINATIONS OF THE REMUNERATION PACKAGES OF THE CHIEF EXECUTIVE SERVICE AND SENIOR EXECUTIVE SERVICE EFFECTIVE ON AND FROM 1 OCTOBER 2006.**

##### **Determination No 1.**

The remuneration package ranges for executive office holders shall be:

CES/SES	Per annum range		
Remuneration Level 8	\$348,601	to	\$402,750
Remuneration Level 7	\$278,001	to	\$348,600
Remuneration Level 6	\$247,301	to	\$278,000
Remuneration Level 5	\$214,351	to	\$247,300
Remuneration Level 4	\$196,651	to	\$214,350
Remuneration Level 3	\$173,101	to	\$196,650
Remuneration Level 2	\$161,351	to	\$173,100
Remuneration Level 1	\$137,800	to	\$161,350

##### **Determination No 2 - Recruitment Allowance**

To the remuneration package amounts determined above there may be added a Recruitment Allowance up to the maximum for each level as set out hereunder, subject to the approval of the Director General of the Premier's Department. The Allowance will apply for new SES offices and contract renewals, where it has been certified that a specific skill is necessary for recruitment purposes and the performance of the duties of the position.

##### **Officers in receipt of a Recruitment Allowance are not eligible for payment of a Retention Allowance.**

CES/SES	Maximum Allowance		
Levels 7 and 8	up to		\$35,000
Levels 5 and 6	up to		\$27,000
Levels 3 and 4	up to		\$19,000
Levels 1 and 2	up to		\$15,000

##### **Determination No 3 - Retention Allowance**

SES Officers shall be eligible for a Retention Allowance up to the maximum for each level as set out hereunder. The Allowance will apply on and from the date of approval by the Director General of the Premier's Department and will accrue on an annual basis or part thereof and the total amount will be payable upon the completion of the contract.

**Officers in receipt of a Retention Allowance are not eligible for payment of a Recruitment Allowance.**

CES/SES		Maximum Allowance
Levels 7 and 8	up to	\$35,000
Levels 5 and 6	up to	\$27,000
Levels 3 and 4	up to	\$19,000
Levels 1 and 2	up to	\$15,000

#### **Determination No 4.**

The Tribunal determines that the remuneration package ranges for offices identified as requiring specialist medical skills shall be:

Specialist Medical Skills	Per Annum range
Remuneration Level 6	\$254,755 to \$312,050
Remuneration Level 5	\$253,645 to \$300,705
Remuneration Level 4	\$249,335 to \$289,365
Remuneration Level 3	\$237,920 to \$276,115
Remuneration Level 2	\$223,260 to \$259,105
Remuneration Level 1	\$205,950 to \$236,415

#### **Determination No 5.**

The Tribunal further determines that the remuneration package ranges for offices identified as requiring general medical skills shall be:

General Medical Skills	Per annum range
Remuneration Level 2	\$179,275 to \$208,035
Remuneration Level 1	\$164,765 to \$189,135

### **ANNEXURE B**

#### **DETERMINATION OF REMUNERATION OF PUBLIC OFFICE HOLDERS WHO HAVE ELECTED TO BE PROVIDED WITH EMPLOYMENT BENEFITS PURSUANT TO SECTION 11A OF THE ACT EFFECTIVE ON AND FROM 1 OCTOBER 2006**

#### **Determination No 6.**

The Tribunal determines that the remuneration packages per annum for Public Office Holders who have elected to be provided with employment benefits pursuant to section 11A of the Act shall be:

Public Office Holder	Remuneration
Commissioner, NSW Crime Commission	\$368,515
Auditor General	\$368,515
Full Time Member and CEO, Independent Pricing and Regulatory Tribunal	\$332,800
Electoral Commissioner	\$292,465
Valuer General	\$271,630
Public Trustee	\$255,860

The Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

### **REPORT AND DETERMINATION**

under  
SECTION 13  
of the  
STATUTORY AND OTHER OFFICES  
REMUNERATION ACT, 1975

JUDGES, MAGISTRATES AND RELATED GROUP

6 October 2006

[www.remtribunals.nsw.gov.au](http://www.remtribunals.nsw.gov.au)

### **JUDGES, MAGISTRATES AND RELATED GROUP**

#### **Section 1: Background**

Section 13 of the Statutory and Other Offices Remuneration Act 1975 (the Act), as amended, requires the Statutory and Other Offices Remuneration Tribunal (the Tribunal), each year, to make a determination of the remuneration to be paid to these office holders on and from 1 October in that year. "Remuneration" is defined as salary or allowances paid in money.

The Judges Magistrates and Related Group comprises such officers as are listed in the Schedules of the Act and, in addition are defined as judicial officers (within the meaning of the Judicial Officers Act 1986) or offices which the Government considers should belong to that Group or are directly involved with the judicial system. The offices have been grouped together by the Tribunal for remuneration purposes only.

A principal feature of remuneration for Judges has been the agreement between Federal and State Governments, reached in 1989, on the relativities between the remuneration of State Supreme Court Judges and Federal Court Judges with the remuneration of a Justice of the High Court. This Agreement provides that the salary of a Judge of the Federal Court and a Judge of the State Supreme Court should not exceed 85 per cent of the salary of a Justice of the High Court of Australia. This relativity however, remains acceptable only if and whilst the remuneration of a Justice of the High Court of Australia remains at an appropriate level, and the Remuneration Tribunal should have regard to the base salary plus non financial benefits (such as motor vehicles) when determining judicial remuneration.

Since that time, the New South Wales Tribunal has maintained the remuneration of a State Supreme Court Judge at approximately 85% of the remuneration of a Justice of the High Court.

The Commonwealth Remuneration Tribunal has determined an increase in salary of 4.4 percent for federal Judges and Magistrates effective from 1 July 2006.

#### **Section 2: 2006 Review**

The Government has submitted that the longstanding nexus between State and Federal judicial remuneration be maintained.

The Tribunal has received a number of submissions for the current review. All support retention of the nexus with the federal judiciary and/or the retention of existing relativities. In addition a number of specific issues were raised. These include:



A submission on behalf of Crown Prosecutors suggesting that a case may exist to increase the salary to a level equivalent to that of a Magistrate.

A submission on behalf of the Supreme Court seeking an increase in the conveyance allowance to \$26,000. In addition, the Supreme Court has suggested that an amendment be made to the Act to enable the Tribunal's determination to take effect from 1 July instead of 1 October. These issues were also supported in the submission made on behalf of Members of the Industrial Relations Commission.

The submission on behalf of the Supreme Court in its support of parity with Judges of the Federal Court (nexus) has noted the similarities in the jurisdictions of the two Courts. The submission notes that the work of both Courts covers many common areas and major trials and appellate decision making are identical. Whereas the Supreme Court has a role in major crime and criminal appeal work the Federal Court does not. The submission concludes that the effective working of the relevant Courts would be seriously compromised should any disparity in remuneration emerge.

The Supreme Court submission points to continued efforts to reduce its current workload. Increased efficiencies in the Court and improved clearance rates which as reported in the most recent edition of the "Report on Government Services 2005-2006" stands at 97.2 percent.

The Chief Magistrate of the Local Court in his submission seeking to maintain existing relativities with the District Court Judges has also provided details of the workload of the Court.

In 2005, 205,344 criminal matters were commenced in the Local Court (1.6 percent increase since 2004) and 204,735 criminal matters were finalised (1.0 percent increase since 2004). Finalisation rates remained high with 95.00 percent of matters being finalised within 6 months and 99.33 percent of matters being finalised within 12 months.

Cases in the Local Court also continue to increase in complexity with the Director of Public Prosecutions (DPP) now prosecuting an increasing number of indictable offences to finality before the Local Court rather than in the District Court.

The Chief Magistrate has also pointed to the use of technology and developmental changes that are having a marked effect on the Court and the cost savings that are being generated. The increasing use of Audio Visual Link facilities for bail hearings and taking evidence from remote witnesses has been of great benefit to the administration of justice.

In January 2006 new administrative arrangements were put in place concerning Criminal Case Processing. These are designed to reduce the number of matters proceeding to the District Court by being concluded through the less expensive procedure of conferencing between the DPP and defence legal representatives within the Local Court system.

A submission from the President of the Workers Compensation Commission sought reconsideration of a previous request that Deputy Presidents receive remuneration equivalent to that of a District Court Judge.

A number of submissions sought an increase to the Conveyance Allowance, including those from the Crown Prosecutors, Public Defenders, the Chief Magistrates and the Chief Judge of the District Court.

The Chief Magistrate has also sought an increase in the daily travel allowances to take account of increases in living costs.

### **Supreme Court Judges: Determinations – Date of Taking Effect**

The submission on behalf of the Supreme Court has once again raised the matter of the effective commencing date of the Tribunal's determination. It proposes that the Tribunal's determinations should take effect from 1 July each year rather than 1 October each year. This would align the commencing date of the remuneration increases with those of Federal Judges.

Section 13 of the Act provides that the Tribunal's annual determinations take effect on and from 1 October each year. This date applies not only to Judges and Magistrates but all office holders listed in the Schedules of the Act and to the SES as well. As the date is set by the statute the Tribunal cannot itself vary the commencing date.

To alter the commencing date would require an amendment to the Act. This is a matter for the Parliament and not for the Tribunal. Unless and until the legislation is changed the Tribunal's annual determinations will continue to take effect on and from 1 October each year.

### **Crown Prosecutors**

The Senior Crown and Deputy Senior Crown Prosecutor have made a joint submission on behalf of Crown Prosecutors. The submission seeks consideration of the suggestion that the salary of Crown Prosecutors should be the same as a Magistrate.

While not intending to diminish the role of the Magistrates, the submission argues that Crown Prosecutors prosecute much more serious levels of crime than those upon which Magistrates adjudicate. In addition, the submission argues that the retention of Crown Prosecutors has become an issue as experienced Crown Prosecutors are taking appointments as Magistrates where they receive a substantial increase in salary to deal with cases involving much simpler and less serious crime.

The current relativities between office holders in the Judges, Magistrates and Related Group were established in 2002 following an extensive review of specific office holders who work directly within the judicial system. Following that review the Tribunal determined that the remuneration for these office holders should be set in relation with judicial remuneration levels. For remuneration purposes those office holders, including Crown Prosecutors, were removed from the Public Office Holders Group and listed within the Judges, Magistrates and Related Group.

The relativity issues with Magistrates raised by the Crown Prosecutor submission are not new. While the salary levels of the two groups were closer in the past there has never been a formal link between Magistrates and Crown Prosecutors. Increases in Magisterial remuneration have occurred only after a close examination of changes in work value. Similar considerations have been applied to the remuneration of the Crown Prosecutors whose most recent work value increase occurred in 2002 where they received an increase of 6 percent.

On this basis the Tribunal does not consider that a change to the salary paid to Crown Prosecutors is warranted at this time. Should the Senior Crown Prosecutor consider that significant

changes to the role and responsibilities of Crown Prosecutors have occurred since 2002 then the Tribunal would be pleased to consider a detailed submission for consideration at the time of the next annual review.

### **Deputy Presidents of the Workers Compensation Commission**

A submission from the President of the Workers Compensation Commission sought reconsideration of previous correspondence regarding the remuneration of the Deputy Presidents and the Registrar.

The Tribunal closely considered the issues raised in the President's submission for the 2005 review. The reasons for its determination were stated in the 2005 report.

No new information was provided by the President and there were no submissions from the Registrar or the Deputy Presidents and accordingly the Tribunal intends to take no further action in respect of the remuneration for these office holders.

### **Conveyance Allowance**

As noted above the Tribunal has received a number of submissions seeking to increase the Conveyance Allowance.

The Tribunal undertook a comprehensive review of the Conveyance Allowance during the last annual review. The findings of that review are outlined in the Tribunal's report and determination of 25 October 2005.

In determining the quantum of this allowance the Tribunal used the average of a range of costs associated with a range of vehicles. The range of vehicles reflected the vehicles which at the time were leased by NSW Judges and Magistrates. Costs associated with leasing motor vehicles were based on the method used in the NSW public sector to determine the annual costs to an officer who salary sacrifices to lease a motor vehicle.

Using the same methodology the Tribunal finds that an increase in the Conveyance Allowance is warranted. On this basis the Tribunal considers that an amount of \$22,000 is appropriate. Based on existing relativities, the second and third tier rates will increase to \$19,800 and \$15,840 respectively.

### **Travel Allowances**

The Tribunal has considered the request from the Chief Magistrate to increase travel and meal allowances payable to Magistrates for other than capital city travel.

In determining these rates the Tribunal has regard to travel rates as published in the Australian Taxation Office's Ruling 2006/43, rates adopted for the NSW Public Sector generally and the Tribunal's own survey of accommodation rates in regional New South Wales. The Taxation Office's Ruling provides reasonable upper limits for staying in Australian capital cities and for major country centres. The Tribunal's practice is to adopt the capital city rates and those for Newcastle and Wollongong but there is little guidance in those rates for regional NSW destinations.

For this reason the Tribunal conducts its own survey of NSW regional accommodation rates. This survey has found no significant increase in regional accommodation costs. While

the findings suggest that accommodation rates are likely to be higher in larger regional centres these expenses are offset by the significantly lower cost of accommodation in smaller rural centres. The Tribunal has been previously informed that much of the travel undertaken by Magistrates in particular is to the smaller rural centres.

On this basis the Tribunal finds no change in the level of other than capital city travel allowance is necessary. The conditions pertaining to the use of non commercial accommodation are considered to be fair and reasonable and will be retained.

### **Section 3 Conclusion**

The Federal Tribunal has determined an increase of 4.4 percent in respect of Federal Judges. In previous determinations the Tribunal has, after conducting its own reviews, maintained the nexus by determining similar increases in the remuneration of State Judges provided by the Commonwealth Tribunal for Federal Judges. The NSW Government has recommended that the nexus be retained for the 2006 determination. The Tribunal's own review of judicial remuneration supports the NSW Government's recommendation.

In maintaining the nexus the Tribunal is mindful of the need to attract and retain highly qualified individuals. While salary is not always the primary consideration in undertaking public employment, it is important that NSW judicial salaries remain competitive with other jurisdictions to avoid any erosion of value.

In making its determination the Tribunal has had regard to economic indicators, increases in remuneration for other groups in the State Public Sector as well as increases in judicial remuneration in other jurisdictions particularly in the Commonwealth jurisdiction. The Tribunal has also had regard to the efficiencies in the NSW Court system which remains the largest in Australia.

The Tribunal has also adjusted the Acting Judges rates and the Acting Deputy Presidents of the Workers Compensation Commission rates to reflect the daily equivalent of their full time counterparts.

The Tribunal, after considering the views of the Assessors, and having regard to increases determined by for Federal Judges, the state's economic and budgetary outlook, key national economic indicators and increases flowing generally to public sector groups considers that an increase of 4.4 percent would be appropriate and so determines.

Pursuant to Section 13 of the Statutory and Other Offices Remuneration Act 1975, as amended, the Tribunal determines that the remuneration to be paid to the office holders in this Group on and from 1 October 2006 shall be as set out in Determinations Nos 1-6.

The Tribunal has also made a Report and determination on Travel Allowances for NSW Judges and Magistrates. The Report and Determination are attached at Determination No 7.

The Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006



**DETERMINATION No 1****REMUNERATION OF JUDGES – effective from 1 October 2006**

	<b>Salary \$ per annum</b>		<b>Salary \$ per annum</b>
		Director of Public Prosecutions	306,990
		Crown Advocate	276,300
		Deputy Director of Public Prosecutions	276,300
Chief Justice of the Supreme Court	343,530	Senior Crown Prosecutor	248,670
President of the Court of Appeal	321,670	Senior Public Defender	248,670
President of the Industrial Relations Commission	321,670	Deputy Senior Crown Prosecutor	223,800
President, Workers Compensation Commission (NOTE 1)	321,670	Deputy Senior Public Defender	223,800
President, Workers Compensation Commission	306,990	Solicitor for Public Prosecutions	223,800
Judge of the Supreme Court	306,990	Deputy Presidents, Workers Compensation Commission	223,800
Vice-President of the Industrial Relations Commission	306,990	Crown Prosecutor	204,460
Deputy President of the Industrial Relations Commission	306,990	Public Defender	204,460
Judge of the District Court	276,300	Senior Commissioner Land and Environment Court	214,900
Associate Judge or acting Associate Judge (under the Supreme Court Act 1970)	276,300	Commissioner Land and Environment Court	202,620
		Commissioner Industrial Relations Commission	202,620

NOTE 1: Rate applicable only while the Hon Justice Terry Sheahan holds the Office.

**DETERMINATION No 2****REMUNERATION OF MAGISTRATES – effective from 1 October 2006**

	<b>Salary \$ per annum</b>
Chief Magistrate	276,300
Deputy Chief Magistrate	233,470
Chairperson of Licensing Court	233,470
State Coroner	233,470
Senior Children's Magistrate	233,470
Chief Industrial Magistrate	224,900
Deputy Chairperson, Licensing Court	224,900
Magistrate	221,040
Chairperson Victims Compensation Tribunal (NOTE 2)	221,040
Children's Magistrate	221,040
Licensing Magistrate	221,040
Deputy State Coroner	221,040

NOTE 2: When a more senior Magistrate is appointed to the office then he or she shall retain his or her present salary level.

**DETERMINATION No 3****REMUNERATION OF RELATED OFFICE HOLDERS – effective from 1 October 2006**

	<b>Salary \$ per annum</b>
Chairperson, Law Reform Commission	306,990
Solicitor-General	306,990

**DETERMINATION No 4****ACTING JUDGES****Supreme Court**

The following rate shall be paid for each ordinary court working day on which the Acting Judge is occupied in the performance of judicial duties.

Acting Judge of the Supreme Court	\$1,330 per day
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**District Court**

The following rate shall be paid for each ordinary court working day on which the Acting Judge is occupied in the performance of judicial duties as designated by the Chief Judge in the District Court.

Acting Judge of the District Court	\$1,197 per day
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**Workers Compensation Commission**

Acting Deputy President of the Workers Compensation Commission	\$930 per day
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**DETERMINATION No 5****CONVEYANCE ALLOWANCE**

Full time Office Holders receiving salary equivalent to a Supreme Court Judge or higher shall be entitled to a Conveyance Allowance of \$22,000 pa.

Full time Office Holders receiving salary equivalent to a District Court Judge shall be entitled to a Conveyance Allowance of \$19,800 pa.

Full time Office Holders receiving salary below that of a District Court Judge shall be entitled to a Conveyance Allowance of \$15,840 pa.

The Conveyance Allowance determined here shall not count towards Judges' pension or for superannuation purposes.

**DETERMINATION No 6****ANNUAL LEAVE LOADING OF JUDGES, MAGISTRATES AND RELATED GROUPON – effective from 1 October 2006****Annual Leave Loading**

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales, as set out in Section 6-17.12 to 6-17.17 of the Premier's Department Personnel Handbook, to each of the following office holders:

Magistrates Group listed in Determination No 2  
Office Holders listed in Determination No 3 of this Determination  
Deputy President of the Industrial Relations Commission (not being a judicial member)

The Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

**Report and Determination – Travel Allowances for NSW Judges and Magistrates****REPORT****a) Background:**

Remuneration" is defined in the Statutory and Other Offices Remuneration Act 1975, as salary and allowances payable to office holders. Judges and magistrates are holders of offices specified in Schedule 1 of the Act.

*"Allowance" is defined as follows*

*"allowance does not include a travelling or subsistence allowance, but includes a travelling or subsistence allowance for travel within Australia by the holder of an office specified in Schedule 1 who is:*

- (a) a Judge or Acting Judge of a court, or*
- (b) any other judicial officer (within the meaning of the Judicial Officers Act 1986) nominated by the Minister by notice in writing to the Tribunal for the purposes of this definition.*

The Tribunal in this determination will be setting rates for overnight stays in capital cities, for overnight stays in areas other than capital cities and meal rates for day or part of day absences from headquarters. The Tribunal has also determined the conditions upon which the rates are to be paid.

**b) Current Review:**

For the current review the Tribunal has had regard to movements in the travel rates as published in the Australian Taxation Office's Ruling 2006/43 and the rates adopted for the NSW Public Sector generally. The Tribunal also undertook a survey of accommodation rates in regional New South Wales.

**c) Principles Adopted**

In making its determinations on travel allowance rates the Tribunal has adopted a number of guiding principles as set out hereunder.

Travelling allowances are intended to meet the costs necessarily incurred by Judges and Magistrates who are required to travel away from home/place of work on official business. Such costs include accommodation, meals and incidental expenses.

Allowances are provided to ensure that an officer is not financially disadvantaged as a result of having to travel on official business.

Office holders are not expected to gain or lose financially as a result of travelling on official business.

Where an office holder is accommodated in private, non-commercial accommodation such as the home of a family member or friend, a rate of one third of the specified rate is payable, rounded upwards to the nearest dollar.

The rates for accommodation across NSW vary considerably from town to town. There will be some country towns where the country daily rate will be of financial advantage to the Judge and there will be some (a much lesser number) where the Judge or Magistrate could be financially disadvantaged. On balance, the Tribunal is persuaded that with the exception of Newcastle and Wollongong a common rate for Judges and a common rate for Magistrates should be applied for the remainder of NSW in the knowledge that across a year a Judge or Magistrate will most likely be neither financially advantaged or disadvantaged.

**d) Conclusions**

In making its determination the Tribunal has had regard to the current travel allowance rates contained in Taxation Ruling 2006/43.

Non metropolitan accommodation rates and meal rates have also been adjusted as set out in the Determination.

After reviewing the survey of intra state accommodation and meal costs, the Tribunal makes the following determination (Determination No 7) effective on and from 1 October 2006.

Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

**DETERMINATION No 7****TRAVEL ALLOWANCES FOR JUDGES AND MAGISTRATES- effective from 1 October 2006**

Pursuant to section 13 of the Act the Tribunal determines that the travel allowances for Judges and Magistrates will be as follows effective on and from 1 October 2006.

**A Travel necessitating an overnight stay****Capital City Rates**

Adelaide, Canberra, Darwin, Hobart	\$332.35
Brisbane, Perth	
Melbourne, Sydney	\$402.35
Newcastle and Wollongong	\$288.35
Other areas	
Judges	\$247.10
Magistrates	\$210.20

**CONDITIONS**

General conditions are to be as determined from time to time by the Attorney General. In addition the following specific conditions will apply.

The full daily travel allowance rate is to be paid only where the judge/magistrate stays overnight at commercial accommodation.

Where the judge/magistrate stays overnight at non commercial accommodation then one third of the daily rate is to be paid.

Where travel is for a period in excess of 24 hours then meal expenses for the final part day are to be paid.

**B Meal Allowances for travel NOT involving an overnight stay**

Breakfast	\$20.00
Lunch	\$25.00
Dinner	\$45.00

Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

**REPORT  
AND  
DETERMINATION**

under  
SECTION 13  
of the  
STATUTORY AND OTHER OFFICES  
REMUNERATION ACT, 1975  
PUBLIC OFFICE HOLDER GROUP  
6 October 2006  
[www.remtribunals.nsw.gov.au](http://www.remtribunals.nsw.gov.au)

**PUBLIC OFFICE HOLDERS GROUP****Section 1 Background**

Section 13 of the Statutory and Other Offices Remuneration Act 1975, (the Act), requires the Statutory and Other Offices Remuneration Tribunal, to make a determination of the remuneration to be paid to office holders on and from 1 October in that year. "Remuneration" is defined in section 10A as salary or allowances paid in money.

The Public Office Holders Group comprises those public offices, listed in the Schedules of the Act (except for the Judges Magistrates and Related Group), which have been grouped together by the Tribunal for remuneration purposes. The remuneration for this Group is determined as a fixed salary amount. Employer on costs such as Superannuation Guarantee Levy are, unlike the Senior Executive Service, additional to the salary amount determined. It is the Government's view that there be no direct nexus with the remuneration of the Judges Magistrates and Related Group. The Tribunal has supported this position in past Determinations.

**Section 2 Submissions Received***Government Submission*

The Government has asked the Tribunal to consider various factors, including the economic outlook and has recommended a 3 percent increase for this Group. The Government has noted increases granted to this Group in other jurisdictions has ranged from 3 percent (NT and ACT) to 4.4 percent (Vic/Commonwealth).

*Other Submissions Received.*

No other submissions requesting reviews were received.

**Section 3 2006 Tribunal Review**

In its determination for the SES and CES the Tribunal has set down the reasons for deciding to grant a wage increase of 4 percent to maintain the real value of wages. The Tribunal considers that similar reasons exist to provide a 4 percent general increase for this Group as well.

As has been noted elsewhere increases for the main groups in the public sector have, since the 2005 determination, increased by 4 percent. Many of the officers receiving these increases would report to the Office Holders in this Group. To determine an increase of less than 4 percent to this Group would exacerbate the salary compression between the public office holders and the public sector generally. The Tribunal does not consider such an outcome to be in the best interests of promoting a skilled and efficient public service.

**Section 4 Conclusion**

Having regard to the key economic indicators and increases in public sector remuneration both in NSW and in other jurisdictions, the Tribunal considers, after considering the views of the Assessors, that an increase of 4.0 percent would be appropriate and so determines.

Pursuant to Section 13 of the Statutory and Other Offices Remuneration Act 1975, as amended, the Tribunal determines that the remuneration to be paid to office holders on and from 1 October 2006 shall be as specified in Annexure A.

The Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

**ANNEXURE A**

**DETERMINATION OF THE REMUNERATION OF  
THE PUBLIC OFFICE HOLDERS GROUP ON AND  
FROM 1 OCTOBER 2006**

	<b>Salary \$ per annum</b>
Commissioner Police Integrity Commission	366,045
Ombudsman	356,140
President, Mental Health Review Tribunal	234,865
Chairperson, Consumer Trader and Tenancy Tribunal	234,865
President, Guardianship Tribunal	229,960
Deputy Chairperson Consumer Trader and Tenancy Tribunal	217,220
Deputy Chairperson, Law Reform Commission	215,655

	<b>Salary \$ per annum</b>
Deputy President Administrative Decisions Tribunal	206,820
Deputy President Mental Health Review Tribunal	206,255
Registrar Workers Compensation Commission	201,350
Clerk of the Legislative Assembly	201,350
Clerk of the Parliaments	201,350
Senior Chairperson (Government and Related Employees Appeals Tribunal) - not being a judicial office holder	198,325
Commissioner, Law Reform Commission	193,660
Deputy President, Guardianship Tribunal	179,915
Senior Member, Consumer Trader and Tenancy Tribunal	177,290
Deputy Clerk, Legislative Assembly	172,850
Chairman, Transport Appeals Board	164,970
Chairman, Local Land Boards	164,970
Registrar, Aboriginal Land Rights Act 1983	159,685
Deputy Clerk, Legislative Council	156,370
Chairperson, Government and Related Employees Appeals Tribunal who is legally qualified (not being the holder of a judicial office or a magisterial office)	152,790
Member, Consumer Trader and Tenancy Tribunal	152,790
Assessor (Civil Claims)	152,790
Chairperson, Government and Related Employees Appeals Tribunal (not being the holder of a judicial office or a magisterial office)	144,265
Chairperson, Aboriginal Housing Authority	119,225
Member of the New South Wales	84,960
Aboriginal Land Council	(Note 2)
Assessor Civil Claims (daily rate)	\$620 per day

Note 2 The Chairperson shall receive an allowance of 5% (ie. a total of \$89,210 per annum) and the Secretary and Treasurer shall receive an allowance of 3% (ie. a total of \$87,510 per annum).

### LEAVE LOADING

An annual leave loading shall be payable on the same terms and conditions as are applicable to officers and employees of the Public Service of New South Wales, as set out in Section 6-17.12 to 6-17.17 of the Premier's Department Personnel Handbook, to each of the office holders listed above who are provided, as a condition of their employment with approved annual leave.

The Statutory and Other Offices  
Remuneration Tribunal

HELEN WRIGHT

Dated: 6 October 2006

### RURAL FIRES ACT 1997

#### 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 Bush Fire Danger Period variation:

#### Area of Variation:

That part of the Wagga Wagga City Council area east of the Hume Highway.

The local Bush Fire Danger Period has been extended in that area for the period 7 October until 31 October 2006.

During this period in that area permits pursuant to section 87 of the NSW Rural Fires Act 1997, as amended, will be required for the lighting of fires for the purpose of land clearance or fire breaks.

PHIL KOPERBERG, AO, AFSM, BEM,  
Commissioner

### TRANSPORT ADMINISTRATION ACT 1988

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

Notice of Compulsory Acquisition of Land for the purposes of Rail Corporation New South Wales

RAIL Corporation New South Wales, with the approval of Her Excellency the Governor, declares that the land described in the Schedule hereto is acquired by compulsory process under the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, for the purposes of Rail Corporation New South Wales, as authorised by the Transport Administration Act 1988.

Dated this 25th day of September 2006.

VINCE GRAHAM,  
Chief Executive Officer

#### SCHEDULE

##### Land

All that piece or parcel of land situate at Rhodes in the Local Government Area of Canada Bay, Parish of Concord, County of Cumberland and State of New South Wales, being Lot 1/Deposited Plan 1097276 in the unregistered Plan of Acquisition of Part of Walker Street comprised in Volume 1020, Folio 215 and shown coloured pink on the attached plan having an area of 172.10 square metres or thereabouts and said to be in the possession of the City of Canada Bay Council.

RailCorp Reference: 014859.

# 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:

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



# PRIVATE ADVERTISEMENTS

## COUNCIL NOTICES

### BLACKTOWN CITY COUNCIL

Roads Act 1993, Part 2, Section 10

Dedication of Land as Public Road

THE land in the Schedule hereunder is hereby dedicated as public road pursuant to the provisions of section 10 of the Roads Act 1993. R. MOORE, General Manager, Blacktown City Council, PO Box 63, Blacktown NSW 2148.

#### SCHEDULE

Lot 1, Deposited Plan 1096282, Locality of Riverstone, Parish of St Matthew, County of Cumberland. [2413]

### GOSFORD CITY COUNCIL

Heritage Act 1977

Interim Heritage Order

UNDER section 25 of the Heritage Act 1977 Gosford City Council does by this order:

make an Interim Heritage Order to cover the item of environmental heritage specified or described in Schedule A; and

declare that the Interim Heritage Order shall apply to the curtilage or site of such item, being the land described in Schedule B.

This Interim Heritage Order will lapse six months from the date that it is made unless the local council has passed a resolution before that date either:

in the case of an item which, in the council's opinion, is of local significance, to place the item on the heritage schedule of a local environmental plan with appropriate provisions for protecting and managing the item; and  
in the case of an item which in the council's opinion, is of State heritage significance, nominate the item for inclusion on the State Heritage Register.

PETER WILSON – General Manager, Gosford City Council, Gosford, 11 October 2006.

#### SCHEDULE A

The property known as "George Frost House" situated at Lot 1, DP 603464, 168 Avoca Drive, Kincumber on the land described in Schedule B.

#### SCHEDULE B

All those pieces or parcels of land known as "George Frost House" situated at Lot 1, DP 603464, 168 Avoca Drive, Kincumber, shown edged heavy black on the plan named "George Frost House and Cutilage", in the office of the Gosford City Council. [2414]

### GRIFFITH CITY COUNCIL

Local Government Act 1993, Section 553(b)

Extension of Sewer Mains

NOTICE is given pursuant to section 553(b) of the Local Government Act 1993, as amended, that the sewer mains have been extended and the land served is described in the accompanying Schedule. Land that is not connected thereto shall become liable to a Sewerage Special Rate after sixty (60) days from the date of this notice. Land connected before the expiration of the sixty days shall be charged to that Sewerage Special Rate from the date of connection. PETER BROOKS, General Manager, PO Box 485, Griffith NSW 2680.

#### SCHEDULE

Lots 1 to 22 (inclusive) of DP 1098950. [2415]

### GRIFFITH CITY COUNCIL

Local Government Act 1993, Section 553(a)

Extension of Water Mains

NOTICE is given pursuant to section 553(a) of the Local Government Act 1993, as amended, that the water mains have been extended and the land served is described in the accompanying Schedule. Land that is not connected thereto shall become liable to water supply charges after twenty-one (21) days from the date of this notice. Land connected before the expiration of the twenty-one days shall be charged to that Water Access Fee from the date of connection. PETER BROOKS, General Manager, PO Box 485, Griffith NSW 2680.

#### SCHEDULE

Lots 1 to 22 (inclusive) of DP 1098950. [2416]

### MOSMAN MUNICIPAL COUNCIL

Roads Act 1993

Land Acquisition (Just Terms Compensation) Act 1991

Notice of Compulsory Acquisition of Land

MOSMAN MUNICIPAL COUNCIL declares, with the approval of His Excellency the Lieutenant Governor, that the land described in the Schedule below, including any mines or deposits of minerals in those lands but excluding those mines and minerals that are reserved to the Crown, is acquired by compulsory process in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991 and for the purposes of the Roads Act 1993. Dated at Mosman, this 6th day of October 2006. V. H. R. MAY, General Manager, Mosman Municipal Council, PO Box 211, Spit Junction NSW 2088.

#### SCHEDULE

Lot 14 in Deposited Plan 1086184 being the residue of land contained within Certificates of Title Volume 1167, Folio 178; Volume 1117, Folio 73 and Volume 1031, Folio 128.

[2417]

**WILLOUGHBY CITY COUNCIL**

Roads Act 1993, Section 162

## Naming of Public Road

Lane formerly known as Lane W122 and Lane formerly known as Lane W123

NOTICE is hereby given that Council in pursuant of section 162 of the Roads Act 1993, has named the section of roads prescribed herein under:

**Description**

Laneway formerly known as Lane W122, connecting Archer Street to Anderson Street and parallel to Violet and Tulip Streets, Chatswood.

Laneway formerly known as Lane W123, connecting Archer Street to Anderson Street and parallel to Tulip and Daisy Streets, Chatswood.

**New Name**

Zinnia Lane.

Iris Lane.

Authorised by resolution of Council dated 16th August 2006. J. OWEN, General Manager, Willoughby City Council, PO Box 57, Chatswood NSW 2057. [2418]

**WINGECARRIBEE SHIRE COUNCIL**

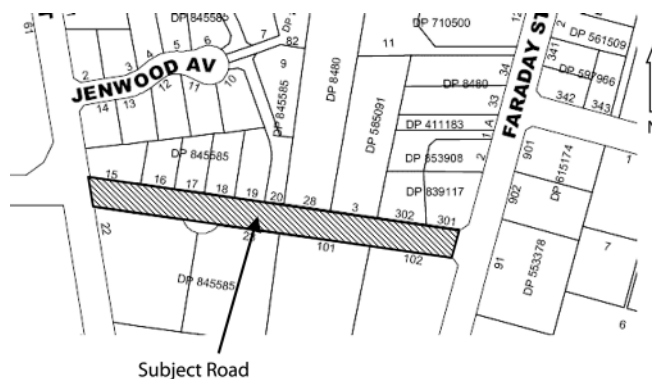
Roads Act 1993, Section 16

## Dedication of Land as Public Road

NOTICE is hereby given that Wingecarribee Shire Council in pursuance of section 16 of the Roads Act 1993, dedicates the Council owned land described in the Schedule as public road. M. HYDE, General Manager, Wingecarribee Shire Council, PO Box 141, Moss Vale NSW 2577. (Council Reference: RD 3197).

**SCHEDULE**

Land known as Siemens Street, Mittagong as shown in the diagram below.



[2419]

**LAKE MACQUARIE CITY COUNCIL**

Local Government Act 1993

## Sale of Land for Overdue Rates

NOTICE is hereby given to the person(s) named hereunder that the Council of the City of Lake Macquarie has resolved, in pursuance of section 713 of the Local Government Act 1993, to sell the land describe hereunder (of which the person(s) named are known to the Council to be the owner(s) or to have an interest) in the land and on which the amount of rates and charges stated in each case, as at 30 June 2006, is due:

Owner(s) or Person(s) having interest in the land (a)	Description of the Land (Lot, Section, Deposited Plan and Street Address) (b)	Amount of rates and charges overdue for more than 5 years (c)	Interest accrued on amount in column(c) (d)	Amount of all other rates and charges due and in arrears (e)	Interest accrued on amount in column (e) (f)	Total (g)
Bridget Mary LUCK.	Lots 21A and 22/26, section R, DP 159623, Garrick Street, Wyee Point.	\$907.37	\$153.53	\$2,939.90	\$1,071.49	\$5,072.29
Paris DRIVAS, Caveat 7250527, the Official Trustee in Bankruptcy.	Lot 17, section G, DP 246938, Charles Street, Ryhope.	\$936.28	\$195.14	\$1,524.10	\$636.36	\$3,291.88
Estate of the Late George Henry COX, Estate of the Late Samuel Aaron JOSEPH, John MEYERFIELD, Caveat AB93065T, Christopher Henry COX and Michael Geoffrey COX.	Lot 10, section B, DP 16324A, Frazer Street, Catherine Hill Bay.	\$1,511.49	\$396.03	\$1,626.45	\$3,907.64	\$7,441.61

Owner(s) or Person(s) having interest in the land (a)	Description of the Land (Lot, Section, Deposited Plan and Street Address) (b)	Amount of rates and charges overdue for more than 5 years (c)	Interest accrued on amount in column(c) (d)	Amount of all other rates and charges due and in arrears (e)	Interest accrued on amount in column (e) (f)	Total (g)
Estate of the Late George Henry COX, Estate of the Late Samuel Aaron JOSEPH John MEYERFIELD, Caveat AB93065T, Christopher Henry COX and Michael Geoffrey COX.	Lots 18 and Pt 20, section B, DP 16326A, Frazer Street, Catherine Hill Bay.	\$2,076.07	\$554.30	\$2,143.63	\$4,045.28	\$8,819.28
Richard Ash Hannaford ALLEN.	Lots 3 and 4, DP 129154195, Wilkinson Road, Martinsville.	\$321.93	\$24.61	\$1,766.73	\$535.20	\$2,648.47
Morrissett Farms Estate Limited.	Lots 8/11. DP 30199891. Crawford Road. Cooranbong.	\$436.71	\$0.00	\$2,171.90	\$16.38	\$2,624.99

In default of payment to the Council of the amount stated in Column (g) above and any other rates and charges (including extra charges) becoming due and payable after publication of this notice, or any arrangements satisfactory to the Council for payment of all such rates and charges being entered into by the rateable person before the time fixed for the sale, the said land will be offered for sale by Public Auction by Mr Paul Avery, Licensed Auctioneer, at the Lake Macquarie City Council's Administration Centre, 126-138 Main Road, Speers Point on Wednesday, 7th February 2007 at 2:00 p.m. Any personal information submitted to Lake Macquarie City Council will be dealt with according to the Privacy and Personal Information Protection Act (1998), the Freedom of Information Act (1993), and the Local Government Act (1993). B BELL, General Manager, PO Box 1906, Hunter Region Mail Centre NSW 2310. [2420]

### ESTATE NOTICES

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of CARMELA SCAMARCIA, late of Allambie Heights, in the State of New South Wales, who died on 27 January 2006, must send particulars of his claim to the executor, c.o. Cara Marasco & Company, Solicitors, Suite 3, Level 1, 515 Pittwater Road, Brookvale NSW 2100, within one (1) calendar month from the 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 8 September 2006. CARA MARASCO & COMPANY, Solicitors, Suite 3, Level 1, 515 Pittwater Road (PO Box 353), Brookvale NSW 2100, (DX 29137, Brookvale), tel.: (02) 9939 6900. Reference: LPM:OR:8486. [2421]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of BEATRICE BERYL SUTTON, late of 16 Hall Street, West Ryde, in the State of New South Wales, who died on 24 July 2006, must send particulars of his claim to the executor, c.o. John S. Fordham, Solicitor, 12 Station Street, West Ryde NSW 2114, within one (1) calendar month from the 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 22 September 2006. JOHN S. FORDHAM, Solicitor, 12 Station Street, West Ryde NSW 2114 (PO Box 107, West Ryde 1685), (DX 27551, West Ryde), tel.: (02) 9858 1533. Reference: JSF.KS.06189. [2422]

NOTICE of intended distribution of estate.—Any person having any claim upon the estate of STEPHEN ROBERT RICHARDSON, late of 3 Sabre Place, Raby, in the State of New South Wales, firefighter, who died on 14 June 2006, must send particulars of his claim to the executor, Garry Ronald Richardson, c.o. Steve Masselos & Co., Solicitors,

PO Box A988, Sydney South NSW 1235, within one (1) calendar month from the 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 25 September 2006, as number 115719/06. STEVE MASSELOS & CO., A Solicitor Corporation, 2nd Floor, 114-120 Castlereagh Street, Sydney NSW 2000 (PO Box A988, Sydney South NSW 1235), (DX 305, Sydney), tel.: (02) 9264 7022. Reference: Mr Fitzgerald:sw:16665. [2423]

### COMPANY NOTICES

NOTICE of members' voluntary winding up.—ARMSTRONG & EVANS PTY LTD, ACN 000 312 578.—Notice is hereby given that on 27 September 2006, a members' resolution was passed that the company be wound up voluntarily and that Richard Bruce Kellow be appointed liquidator. R. B. KELLOW, Liquidator, c.o. Kellow Parbery & Associates Pty Limited, Certified Practising Accountants, 175 Imlay Street, Eden NSW 2551, tel.: (02) 6496 1866. [2424]



NOTICE of members' voluntary winding up.—TWOFOOLD ARCADE PTY LTD, ACN 000 621 625.—Notice is hereby given that on 27 September 2006, a members' resolution was passed that the company be wound up voluntarily and that Richard Bruce Kellow be appointed liquidator. R. B. KELLOW, Liquidator, c.o. Kellow Parbery & Associates Pty Limited, Certified Practising Accountants, 175 Imlay Street, Eden NSW 2551, tel.: (02) 6496 1866. [2425]

#### OTHER NOTICES

NOTICE of dissolution of partnership.—Take notice that the partnership conducted as Liu Madden Partners was dissolved with effect from 30 September 2006. The former partners S.K.M. Liu and V.K.M. Kwok are now practising as LWK at 65 York Street, Sydney NSW 2000, telephone 9290 1588 and J.L. Madden is now practising with Griffiths, Forrest & Greer at 276 Pitt Street, Sydney NSW 2000, tel.: 9267 1922. [2426]

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